

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 3571 of 2021

1. Baijnath Sethi, S/o Shri Ishwar Sethi, Aged About 29 Years R/o Jutemill Labour Colony - Raigarh, District - Raigarh Chhattisgarh.

---Petitioner(s)

Versus

1. State Of Chhattisgarh, Through Its Principal Secretary, Department Of School Education, Mantralaya Mahanadi Bhawan, Atal Nagar Naya Raipur, District - Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Director, Directorate Of Public Instruction, Department Of School Education, Indrawati Bhawan, Block - C, 1st Floor, Atal Nagar Naya Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
3. Joint Director, Directorate Of Public Instruction, Department Of School Education, Indrawati Bhawan, Block - C, 1st Floor, Atal Nagar Naya Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. Chhattisgarh Professional Examination Board, Through Its Secretary, Shailendra Nagar - Raipur, District - Raipur Chhattisgarh.
5. District Education Officer, Raipur, District - Raipur Chhattisgarh.

---Respondents

WPS No. 3577 of 2021

1. Shammi Purseth S/o Late Shri Ram Shankar Purseth Aged About 28 Years R/o T.V. Tower Din Dayal Puram Lig 1, Raigarh, District Raigarh Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Principal Secretary, Department Of School Education Mantralaya, Mahanadi Bhawan, Atal Nagar Naya Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Director Directorate Of Public Instruction Department Of School Education Indrawati Bhawan, Block C, 1st Floor, Atal Nagar Naya Raipur District Raipur Chhattisgarh.
3. Joint Director Directorate Of Public Instruction, Department Of School Education, Indrawati Bhawan, Block C, 1st Floor , Atal Nagar Naya Raipur District Raipur Chhattisgarh.
4. Chhattisgarh Professional Examination Board Through Its Secretary, Shailendra Nagar Raipur District Raipur Chhattisgarh.
5. District Education Officer Raipur District Raipur Chhattisgarh.

---- Respondents

WPS No. 3597 of 2021

1. Jaikishan Chauhan S/o Shri Suresh Chauhan Aged About 25 Years Address Ward No. 5, H.No. 46, Aadarsh Nagar, Near Government P.G. College Kawardha, District Kabirdham Chhattisgarh., District : Kawardha (Kabirdham), Chhattisgarh
2. Jagdev Singh Thakur S/o Shiv Prakash Thakur Aged About 31 Years Address Village Post Tamta, Tehsil Patthalgaon, District Jashpur Chhattisgarh.
3. Deependra Kumar Sharma S/o Anandprakash Sharma Aged About 28 Years Address Village Post Dashrangpur, Teshil Kawardha, District Kabirdham Chhattisgarh., District : Kawardha (Kabirdham), Chhattisgarh

4. Ajay Kumar Sahu S/o Shriram Sahu Aged About 30 Years Address H.N. 202, Jevdan Marg, Ram Nagar, Ward No. 1. Kawardha , District Kabirdham Chhattisgarh., District : Kawardha (Kabirdham), Chhattisgarh
5. Puran Lal Sanu S/o Amarnath Sahu Aged About 26 Years Address Hardi , District Baloda Bazar Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Principal Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar , Naya Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Director Directorate Of Public Instruction Department Of School Education Indrawati Bhawan, Block C, 1st Floor , Atal Nagar Naya Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
3. Joint Director Directorate Of Public Instruction Department Of School Education Indrawati Bhawan, Block C, 1st Floor , Atal Nagar Naya Raipur District Raipur Chhattisgarh.
4. Chhattisgarh Professional Examination Board Through Its Secretary, Shailendra Nagar Raipur , District Raipur Chhattisgarh.
5. District Education Officer Raipur , District Raipur Chhattisgarh.

---- Respondents

For Petitioners	:	Shri Faisal Akhtar, Advocate.
For State	:	Shri Amrito Das, Addl. Advocate General.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

14.07.2021

1. Since identical facts and issues are involved in all these writ petitions, they are being disposed of by this common order.
2. The petitioners herein are candidates who had applied for the post of Teacher (Physical Education). The petitioners having undergone the entire selection process arising out of the advertisement dated 09.03.2019 were found successful and meritorious and document verification and counseling of the petitioners have already been undergone. According to the petitioners, except for issuance of the formal order of appointment all other procedures have been complete, but the respondent authorities are not issuing the order of appointment which has led to the filing of these writ petitions.

3. At this juncture the counsel for the State referred to an order passed by this court in WPS No.3298 of 2021, decided on 06.07.2021 wherein in paragraph 5 this court has made the following observations:

“5. Given the facts and circumstances of the case and also taking note of the developments that have transpired in between so far as issuance of appointment orders to the other post to which the recruitment process were conducted from the same advertisement, the present writ petition as of now stands disposed of directing the respondents to take an appropriate decision in respect of issuance of the formal order of appointment and posting orders to the petitioners in accordance with law at the earliest preferably within a period of 60 days from the date of receipt of copy of this order.”

According to State counsel, in the event if the State authorities comply with the aforesaid directions, perhaps the grievance of the petitioners herein also would get redressed.

4. Given the said submissions by the State counsel, the writ petitions at this juncture stand disposed of in similar terms to the directions given by this court in WPS No.3298 of 2021 quoted in preceding paragraph. Let appropriate decision be taken taking into consideration the claim of the petitioners herein as well within the period specified in the order passed in WPS No.3298 of 2021.
5. With the aforesaid observations, all the writ petitions stand disposed of.

Sd/-
(P. Sam Koshy)
Judge