

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 3776 of 2021

Roopnarayan Kushwaha S/o Late Luxman Ram Kushwaha Aged About 55 Years Presently Working On The Post Of Headmaster At Middle School Basdei Block Surajpur District Surajpur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of School Education Mahanadi Bhawan, New Raipur, District Raipur Chhattisgarh
2. Director Directorate Of Public Education Indrawati Bhawan New Raipur District Raipur Chhattisgarh
3. The District Education Officer Surajpur District Surajpur Chhattisgarh
4. Ramchandra Prasad Soni Working On The Post Of Lecturer (L.B.) And In Charge Principal At Govt. Higher Secondary School Basdei, District Surajpur Chhattisgarh

---- Respondents

For Petitioner	:	Mr. A. N. Pandey, Advocate.
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For State	:	Ms. Akansha Jain, Dy. GA
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Hon'ble Shri Justice P. Sam Koshy
Order on Board

23/07/2021

1. The grievance of the petitioner seems to be the charge of the Principal of the Government Higher Secondary School, Basdei, District Surajpur which has been given to the respondent no.4.
2. According to the petitioner, he is senior between the two i.e. between the petitioner and the respondent no.4 and therefore when the post of Principal fell vacant on the retirement of the earlier Principal on 31.03.2020

the petitioner should have been made the in-charge instead of respondent no.4.

3. Perusal of the writ petition would show that there does not seem to be any official communication or order enclosed along with the writ petition to show that respondent no.4 has been made in-charge Principal. Moreover, from the pleadings it appears that petitioner is a Head Master of the Middle School whereas the respondent no.4 is a Lecturer(L.B.) at the Higher Secondary School.
4. Another fact which is revealed from the pleadings is that the petitioner does not seem to have made any representation to the authorities ventilating his grievance or raising his objections on the respondent no.4 for being made the in-charge Principal.
5. Given the said facts, the petitioner is directed to approach the respondent no.2 & 3 highlighting these facts ventilating his grievance so far as granting of charge to the respondent no.4 who according to the petitioner is junior to him. Upon such representation being made, the authorities are expected to look into the grievance and decide the same in accordance with law within a period of four months from the date of receipt of representation of the petitioner.
6. With the aforesaid observation, the writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

Rohit