

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 5230 of 2021

1. Bhushan Lal Dewangan S/o Shri Sivprasad Dewangan Aged About 47 Years Presently Working As Assistant Veterinary Field Officer At Veterinary Services, Posted At Veterinary Hospital Dumarpali, Block Mahasamund District Mahasamund Chhattisgarh
2. Chudaman Lal Sahu S/o Shri Bishauha Ram Sahu Aged About 47 Years Presently Working As Assistant Veterinary Field Officer At Veterinary Services , Posted At Veterinary Hospital Bavankera, Block Mahasamund District Mahasamund Chhattisgarh.

---- Petitioners

Versus

1. State Of Chhattisgarh Through Secretary Department Of Veterinary Services, Mantralaya Capital Complex, Mahanadi Bhawan, Atal Nagar Raipur , District Raipur Chhattisgarh
2. The Director Department Of Veterinary Services, Mantralaya Capital Complex, Indrawati Bhawan, Atal Nagar Raipur, District Raipur Chhattisgarh.
3. Deputy Director Department Of Veterinary Services, Mahasamund District Mahasamund Chhattisgarh.

---- Respondents

For Petitioner	:	Mr. A. K. Yadav, Advocate.
For State	:	Ms Sunita Jain, GA

Hon'ble Shri Justice P. Sam Koshy

Order on Board

29/09/2021

1. This petition has been filed by the petitioners seeking direction for consideration on their claim for grant of pay scale of Rs. 2550-3200 from the year 2002 along with all the arrears on the ground that as per Governments' Circular dated 10-05-1984 (as issued by State of Madhya Pradesh) on completion of three years of service as a contingency employee, the petitioners are entitled to regular pay scale. It is submitted that in some other case, similarly situated part time sweepers have been granted such benefit upon completion of three years of service as contingency part time sweepers.

2. Learned counsel for the petitioners has referred to orders dated 19-07-2017 passed in WPS No. 3155/2017 and order dated 21-07-2010 passed by this Court in WPS No. 3510/2010. The aforesaid two orders was the petitions filed earlier were disposed off with direction to consideration of the claim.
3. Learned counsel for the State would submit that the petitioners claim shall be examined on the basis of extent and applicable circulars issued by the Government from time to time. In the matter of grant of pay scale to contingency paid part time sweepers working by the State Government, including such circulars, if any, made applicable to the Veterinary Department.
4. In the light of statement made by the learned counsel for the parties, the writ petition, at this stage without commenting upon the merits of the case disposed off with direction to the respondent No. 3 to examine the petitioners claim under the applicable Government Circulars and take a decision thereon within a period of three months from the date of receipt of copy of this order.

Sd/-
(P. Sam Koshy)
Judge

Rohit