

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 5165 of 2020

1. Satyanarayan Shiv S/o Shivdayal Dhari, Aged About 47 Years Working As Lecturer (Chemistry), Govt. Girls Higher Secondary School, Katghora, District Korba Chhattisgarh.

---Petitioner(s)

Versus

1. State of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, Mantralaya, Atal Nagar, Nawa Raipur Chhattisgarh.
2. The Director, Directorate of Public Instructions, Indravati Bhawan, Mantralaya, Nawa Raipur Chhattisgarh.
3. The Joint Director, School Education Department, Bilaspur, District Bilaspur Chhattisgarh.
4. The Assistant Commissioner, Tribal Development, Korba, District Korba Chhattisgarh.
5. The District Education Officer, Korba, District Korba Chhattisgarh.

---Respondents

For Petitioner	:	Shri KP Sahu, Advocate.
For State	:	Shri Rahul Jha, Govt. Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

18.01.2021

1. Heard.
2. Learned counsel for the petitioner submits that according to the new set up sanctioned for the school one Teacher from English, one Teacher from Hindi/Sanskrit, one Teacher from Maths, one Teacher from Science and one Teacher from Arts were sanctioned for the post of UDC. However, while promoting the fellow teachers subject wise promotion was made and the petitioner was left out and eventually the petitioner was promoted on 23.08.2011 whereas the other persons have been granted promotion in July 2008. Learned counsel submits that the petitioner's seniority should also be given from July 2008.
3. Learned counsel for the petitioner further submits that he has made representation in the year, 2011, 2012 and 2013 to the Assistant

Commissioner. Subsequently, the respondents granted seniority to the petitioner w.e.f. 07.10.2008. The grievance of the petitioner is that he ought to have been given seniority from July, 2008 instead of October, 2008 when his immediate juniors were promoted.

4. Considering the submissions made, without any observation on the merits of the case, the petitioner is given liberty to file a fresh representation to respondent No.3, Joint Director, School Education Department, Bilaspur within a period of four weeks from today ventilating all the grievance and if such representation is filed, same would be decided within a further period of 45 days from the date of receipt of the representation. It is made clear that this court has not made any observation about the right of the petitioner.
5. With such observation, the petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge