CGHC010366442026 2026:CGHC:44969

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

SHOAIB ANWAR Digitally signed by SHOAIB ANWAR Date: 2026.10.26 17:46:31 +0530

MCC No. 978 of 2026

1 - Bhupendra Mishra Son Of Late Shri Kishore Mishra, Aged About 33 Years Occupation - Class Iv Employee Presently Discontinued From Ex-Ministerial Private Establishment, Unemployed, Resident Of Village Bhimpuri, Block Takhatpur, District Bilaspur (C.G.)

2 - Ashish Kaushik, Son Of Shri Baldau Kaushik Aged About 33 Years Occupation - Class Iv Employee Presently Discontinued From Ex-Ministerial Private Establishment, Unemployed, Resident Of Ward No. 12, Takhatpur, Block Takhatpur, District Bilaspur (C.G.)

... Petitioner(s)

versus

State Of Chhattisgarh Through The Secretary, Department Of General Administration, Nawa Raipur, Atal Nagar, District Raipur (C.G.)

... Respondent(s)

(Cause title taken from CIS)

For Petitioner(s)	**:** Shri Abhyuday Singh, Advocate
For Respondent(s)	**:** Shri Vivek Verma, Govt. Advocate

Hon'ble Shri Bibhu Datta Guru, Judge

Order on Board

26.10.2026

1. This MCC has been filed seeking modification of the operative part of paragraph No.7 of the order dated 03.08.2026 passed by this Court in Writ Petition (S) No.13682 of 2025 and other connected matter.

2. Learned counsel for the petitioners submits that the aforesaid writ petition was finally decided and disposed of by this Court vide order dated 03.08.2026. It is submitted that while passing the aforesaid order, the operative part of paragraph No.7 contains the words “as well as the law laid down by the Hon'ble Supreme Court in Uma Devi (Supra)”. It is further submitted that the Department of Finance, State of Chhattisgarh, had requested the Department of General Administration to re-examine the matter in the light of the judgment passed by the Hon'ble Supreme Court in State of Karnataka and Others Vs. Uma Devi and Others, and

thereafter, a meeting was convened by the General Administration Department on 24.09.2024.

3. It is further submitted that in the said meeting, the General Administration Department had already taken a decision that the law laid down by the Hon'ble Supreme Court in State of Karnataka and Others Vs. Uma Devi and Others is not applicable to the regularization of the services of the petitioners. Learned counsel for the petitioners, therefore, submits that the words “as well as the law laid down by the Hon'ble Supreme Court in Uma Devi (Supra)” occurring in the operative part of paragraph No.7 of the order dated 03.08.2026 may be expunged/modified.

4. I have considered the submissions advanced by learned counsel for the petitioners and perused the record.

5. Having regard to the submissions made and the facts of the case, the prayer made in the present MCC deserves to be allowed.

6. Accordingly, the operative part of paragraph No.7 of the order dated 03.08.2026 passed in Writ Petition (S)

No.13682/2025 shall stand modified and shall read as under:

> "7. Accordingly, the WPS No. 13682/2025 is disposed of with a direction to the respondent authorities to take an appropriate decision in the present matter in light of the reply of the State in paragraph 8 within a period of four months from the date of receipt of a certified copy of this order."

7. The remaining contents of the order dated 03.08.2026 passed in WPS No. 13682/2025 shall remain unaltered.

8. With the aforesaid modification, the present MCC stands disposed of.

9. Let this order be made part of the record of WPS No. 13682/2025.

Sd/-

(Bibhu Datta Guru)

Judge

Shoaib