CGHC010422502026 2026:CGHC:45729

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**WPS No. 7734 of 2026**

Vivekanand Patnayak S/o Late Shri Hari Patnayak Aged About 61 Years Presently Working As Laboratory Technician, Seth Kirodimal Chhattisgarh Institute Of Technology, Raigarh, Distt- Raigarh (C.G.)

**... Petitioner**

**versus**

**1 -** State of Chhattisgarh Through The Secretary, Technical Education Department, Mantralaya, Mahanadi Bhawan, Nava Raipur, Atal Nagar, Distt- Raipur (C.G.) -492002

**2 -** The Director, Directorate of Technical Education, Indrawati Bhawan, Nava Raipur, Atal Nagar, Distt- Raipur (C.G.)

**3 -** The Principal, Seth Kirodimal Chhattisgarh Institute of Technology, Raigarh, Distt- Raigarh (C.G.)

**... Respondents**

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|---|---|---|
| For Petitioner | : | Mr. Dhani Ram Patel, Advocate |
| For State/Respondents | : | Mr. Shaleen Singh Baghel, GA |

**(Hon'ble Shri Justice Bibhu Datta Guru)**

**Order on Board**

**29/10/2026**

1. Learned counsel for the petitioner submits that the petitioner was initially appointed/engaged as a Laboratory Technician on an *ad hoc* basis on 12.03.1991 and was subsequently appointed/continued on a

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regular basis with effect from 10.01.1995. It is submitted that the Departmental Promotion Committee (DPC), in its proceedings dated 29.06.2006, considered the cases of eligible employees for promotion to the post of Technical Assistant, and the petitioner's case was also considered in the said exercise wherein his name was recommended on being found suitable for promotion. Thereafter, the Directorate of Technical Education issued communication No. Estt./Promotion/2839 dated 20.07.2006 to the Principal, Government Engineering College, Raigarh, wherein it was directed to issue promotion order to the candidates found suitable for promotion and the petitioner's name was also mentioned therein. However, despite the aforesaid proceedings and communication, no consequential promotion order has been issued in favour of the petitioner till date.

2. Learned counsel for the petitioner further submits that the petitioner has been pursuing his grievance by submitting representations dated 28.12.2013, 25.03.2014, 28.06.2016 and 15.10.2024. However, his grievance has not been finally considered by the respondent authorities. It is submitted that the representation dated 15.10.2024 (Annexure P-5) is still pending consideration before the respondent authorities he, therefore, prays that the writ petition may be disposed of with a direction to respondent No. 1 to consider and decide the petitioner's pending representation in accordance with law.

3. Learned State counsel submits that, if the representation preferred by the petitioner dated 15.10.2024 (Annexure P-5), is still pending consideration, the same shall be considered and decided by the concerned authority and an appropriate order shall be passed in accordance with law.

4. I have heard learned counsel for the parties and perused the material available on record.

5. Considering the grievance raised by the petitioner, the DPC proceedings dated 29.06.2006 and the communication issued by the Directorate of Technical Education dated 20.07.2006, this Court considers it appropriate to dispose of the writ petition with a direction to respondent No. 1, Secretary, Technical Education Department, Government of Chhattisgarh, to consider and decide the petitioner's pending representation dated 15.10.2024 (Annexure P-5), taking into consideration the relevant departmental record, including the aforesaid DPC proceedings and communication, as well as the applicable service rules, by passing a reasoned and speaking order in accordance with law, within a period of 50 days from the date of receipt of a copy of this order.

6. It is made clear that this Court has not expressed any opinion on the merits of the petitioner's claim for promotion or any consequential service benefits. Respondent No. 1 shall independently examine the petitioner's claim on its own merits and take an appropriate decision in accordance with law.

7. With the aforesaid direction, the writ petition stands disposed of.

**SD/-**
**(Bibhu Datta Guru)**
**JUDGE**

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