

## Abhay Kumar Kujur And Ors Vs State Of Chhattisgarh And Ors

**Court:** Chhattisgarh High Court

**Date of Decision:** Feb. 21, 2019

**Acts Referred:** Constitution Of India, 1950 " Article 226

**Hon'ble Judges:** P. Sam Koshy, J

**Bench:** Single Bench

**Advocate:** Harish Khutia, Sunita Jain

**Final Decision:** Disposed Of

### Judgement

P. Sam Koshy, J

1. The present petition under Article 226 of the Constitution of India has been filed for a direction to the respondents to grant regular pay-scale to the

petitioners under the contingency services immediately on completion of three years of service from the initial date of appointment.

2. Learned counsel for the petitioners submits that the petitioners are in employment since 1995 and 1996 and therefore they are entitled for grant of

regular pay-scale after completion of three years service. He further submits that similar reliefs have already been granted to certain persons whose

services were also regularized in the State Government in the year 2008. He refers to an order dated 10.03.2015 stating that the said order is in

respect of identically placed persons.

3. At this juncture, learned State counsel submits that it would be better if the petitioners files detailed fresh representation to respondent no.3 along

with all relevant documents in support of his claim including the orders of the State Government as also the orders of the High Court in other

connected petitions. He further submits that in case representation is made, the respondent no.3 shall decide the same within a further period of three

months from the date of receipt of the representation.

4. The proposal of the State counsel is acceptable to the counsel for the petitioners.

5. Accordingly, the present writ petition stands disposed of with liberty to the petitioners to file fresh representation to respondent no.3 along with all

relevant documents in this regard giving benefit to similarly placed persons and on such representation being made, respondent no.3 shall dispose off

the same within a period of 90 days form the date of receipt of the representation.

6. It is made clear that this Court has not expressed any opinion so far as the entitlement of the petitioners are concerned. The Authorities shall be

free to take a decision purely in accordance with the rules governing the field.

7. No order as to costs.