

(2018) 09 CHH CK 0169

Chhattisgarh High Court

Case No: Writ Petition (S) No. 5940 Of 2018

Dilip Kumar Jain And Ors

APPELLANT

Vs

State Government Of
Chhattisgarh And Ors

RESPONDENT

Date of Decision: Sept. 11, 2018

Hon'ble Judges: P. Sam Koshy, J

Bench: Single Bench

Advocate: Somkant Verma, Sunita Jain

Final Decision: Disposed Of

Judgement

P. Sam Koshy, J

1. The limited grievance of the petitioners is that though on an earlier occasion the petitioners had filed a writ petition, i.e., W.P.S. No. 1246/2015,

which was disposed of on 9.4.2015 with a direction to decide the representation of the petitioner, but the said representation of the petitioners could

not fetch favour.

2. Meanwhile, similarly placed persons as that of the petitioners had filed a separate writ petition, i.e., W.P.S. No. 3652/2015, which was subsequently

settled by the State Government in the Lok Adalat conducted by the High Court on 12.11.2016 and wherein the State Government had extended the

relief to the petitioners therein.

3. Grievance of the petitioners now by the present writ petition is that, though the petitioners are identically placed but for reasons best known they

have been left out without assigning any reason as to why they are not entitled for the similar relief.

4. Counsel for the petitioners further submits that this Court in another writ petition, i.e., W.P.S. No. 3036/2018, vide order dated 20.8.2018, has also

disposed of writ petition of similarly placed persons directing the respondents to consider the case of the petitioners in the said writ petition at par with

the persons who have been extended the benefit and if they are senior to those persons they should be granted the benefit and if not they should be

suitably intimated as to why they would not be entitled for the same. The petitioners vide the present writ petition has prayed for a similar relief.

5. Considering the subsequent developments that have transpired particularly in the light of the relief granted to the petitioners in W.P.S. No.

3652/2015 and also the order passed by this Court in W.P.S. No. 3036/2018, this Court does not intend to keep the present writ petition pending,

rather, ends of justice would serve if the writ petition stands disposed of, with a direction to the respondents to consider the case of the petitioner also

along with the petitioners in W.P.S. No. 3036/2018 and if the petitioners are found similarly placed and if the petitioners are entitled for similar relief,

then appropriate relief be granted. If the petitioners are not entitled for any such relief then the petitioners should be suitably intimated as to why they

would not be entitled for the benefits which have extended to the petitioners in W.P.S. No. 3652/2015.

6. Let this exercise be concluded within a period of three months from today.

7. The writ petition accordingly stands disposed of with the aforesaid observations.