Cr 600)

Single Bench

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (CHHATTISGARH) W.P. (S) No. 4 4 / 2011

PETITIONER(S)

- (1)Shiv Gupta, S/o. Shri Sharvan Prasad, aged about 45 years, working as Pump Operator, Municipal Corporation, Bilaspur Gondpara, Bilaspur, Distt. Bilaspur (C.G.)
- (2) Dilip Yadav, S/o. Late Sadhu Ram Yadav, aged about 40 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Nutan Colony, Sarkanda, Bilaspur, Distt. Bilaspur (C.G.)
- (3) Dushyant Singh, S/o. Shri Mahesh Singh, aged about 35 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Gondpara Bilaspur, Distt. Bilaspur (C.G.)
- (4) Mahesh Soni, S/o. Shri Gopi Soni, aged about 32 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Gondpara Bilaspur, Distt. Bilaspur (C.G.)
- (5) Mahboob Khan, S/o. Shri Amir Khan, aged about 40 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Gandhi Nagar Bilaspur, Distt. Bilaspur (C.G.)
- (6) Ganesh Dewangan, S/o. Shri Baldau
 Dewangan, aged about 38 years,
 working as Kuli, Municipal
 Corporation, Bilaspur, R/o
 Katiapara, Bilaspur, Distt. Bilaspur
 (C.G.)

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- (7) Prem Sonwani, S/o. Late Lallu Sonwani, aged about 40 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Rajender Nagar, Bilaspur, Distt. Bilaspur (C.G.)
- (8) Dharmendra Dubey, S/o. Late
 Ganesh Dubey, aged about 39 years,
 working as Helper, Municipal
 Corporation, Bilaspur R/o. Gondpara
 Bilaspur, Distt. Bilaspur (C.G.)
- (9) Ajay Soni, S/o. Shri Jainarayan Soni, aged about 36 years, working as Pump Operator, Municipal Corporation, Bilaspur R/o. Gondpara Bilaspur, Distt. Bilaspur (C.G.)
- (10) Laxmi Narayan, S/o. Shri Dayaram Kaushik, aged about 39 years, working as Kuli, Municipal Corporation, Bilaspur R/o. Salampur Bilaspur, Distt. Bilaspur (C.G.)

<u>VERSUS</u>

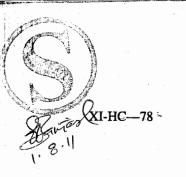
- (1) State of Chhattisgarh, through its Secretary, Department of General Administration, D.K.S. Bhawan, Raipur (C.G.)
- (2) Municipal Corporation, Bilaspur, through its Commissioner, Municipal Corporation, Bilaspur (C.G.)

RESPONDENTS





WRIT PETITION UNDER ARTICLE 226/227 THE CONSTITUTION OF $\underline{\text{INDIA}}$





उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.S. प्राप्/

सन 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक

हस्ताक्षर सहित आदेश

कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

SB: HON'BLE MR. JUSTICE PRITINKER DIWAKER 29.07.2011

Shri P. S. Koshy, counsel for the petitioners.
Shri A. V. Sridhar, counsel for respondent No.1.
Shri Matin Siddique, counsel for respondent No.2 on advance copy.

The limited grievance of the petitioners is that they were appointed in between the year 1995-97 but till date their case for regularization has not been considered by the respondent corporation despite circular of the State Government dated 05.03.2008.

Shri Koshi submits that the purpose of filing this petition would be served if direction is issued to respondent No.2 to consider the case of the petitioner in the light of the circular dated 05.03.2008 and also in the light of the judgment of the Apex Court in the matter of State of Karnataka and others v. Uma Devi (3) and others (2006) 4 SCC 1. He submits that number of persons junior to the petitioners have already been regularized ignoring the case of the petitioners and the representation of the petitioners (Annexure P-7) is pending but no order has been passed by respondent No.2.



उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक 10. १.८. ५११५/। सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	Learned Counsel for	r respondent No.2 submits
	that let the petitioners r	hake fresh representation to
	respondent No.2 who in	urn shall decide the same in
	accordance with law.	
	Accordingly the per	tition is disposed of with a
	direction to the pet	tioners to file a fresh
	representation before re	spondent No.2 within two
	weeks from today and i	n that eventuality the same
	would be decided by	the concerned authority in
	accordance with law wit	hin a further period of four
	months.	
	It is made clear tha	this court has not expressed
	any opinion on the merits	of the case and the Municipa
3	Corporation would be	at liberty to decide the
	representation strictly in	accordance with law after due
	scrutiny of the facts.	
B		Sd/-
		Pritinker Diwaker
		Judge