

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4268 of 2016

1. Punit Ram Nishad S/o Kuwaru Ram Nishad, Aged About 28 Years R/o Rampur, Post Chichola, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
2. Neturam Chandravanshi, S/o Ram Prasad Chandravanshi, Aged About 39 Years R/o Village Kohalkasa, Post Sadak Chirchari P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
3. Laxmi Kant Chawke S/o Gyani Ram Chawke, Aged About 28 Years R/o Village Bourtalab, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
4. Shiv Shanker S/o Shri Ramadhin Aged About 29 Years R/o Village Chhindi Job Post Bourtalab, P/s Bouratalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
5. Naresh Kumar Saendy S/o Sukhram Saendy, Aged About 27 Years R/o Village Bourtalab, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
6. Ramesh Kumar S/o Shri Santram Aged About 36 Years R/o Village Muglani Tariyatola P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
7. Rohit Kumar Yadav S/o Shyamchand Yadav, Aged About 38 Years R/o Ranitalab, Post Chichola, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
8. Bagbatee Satnami W/o Shri Mukravan Satnami, Aged About 37 Years R/o Vilalge Narayangarh, Post Chichola P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
9. Dinesh Kumar Verma, S/o Shri Karan Singh, Aged About 29 Years R/o Villae Piparkhar Kala, Post Bourtalab P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
10. Kanhaiya Lal Chauhan S/o Shri Bagchand Chauhan Aged About 26 Years R/o Village Khurshipar Kala Post Bourtalab P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
11. Punita Bai Netam, W/o Kush Kumar Netam, Aged About 25 Years R/o Village Gandhi Nagar, Ward No 14, Bouyrtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
12. Amar Lal Rajak S/o Amrit Lal Rajak Aged About 24 Years R/o Village Bourtalab, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
13. Smt. Indu Bai Lautre W/o Shri Naresh Kumar, Aged About 27 Years R/o Village Khampura, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh,

Distirct Rajnandgaon Chhattisgarh

14. Bharat Lal Uike S/o Jhadu Ram Uike, Aged About 39 Years R/o Village Piparkhar Kala, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
15. Kushal Ram Ojha S/o Ramji Ojha, Aged About 36 Years R/o Village Sendogar, Post Madiyan P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
16. Chandu Ram S/o Shri Ranjan Aged About 35 Years R/o Village Nehru Nagar Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
17. Sanju Lal Mandavi S/o Late Ramu Mandavi, Aged About 28 Years R/o Village Kurjher, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
18. Chandrabhan Chawke S/o Prem Lal Chawke, Aged About 28 Years R/o Village Bourtalab, Post Bourtalab, P/s Bourtalab, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
19. Dipak Kumar Patel S/o Shri Chhabil Patel, Aged About 22 Years R/o Village Damrudahra Post Madiya, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
20. Madukar Meshram S/o Subhash Meshram, Aged About 30 Years R/o Village Jhinhari Post Madiyan, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
21. Parvati W/o Ramsukh Kanwar, Aged About 40 Years R/o Village Madiyan, Post Madiyan, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
22. Naresh Kumar S/o Chhanulal Aged About 41 Years R/o Village Jhinhari Post Madiyan, P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
23. Sanju Kumar Sahu S/o Narayan Sahu, Aged About 23 Years R/o Village Musra Kala, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
24. Chhotelal Vishwakarma S/o Bisouha Ram Vishwakarma, Aged About 23 Years R/o Village Musra Kala, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
25. Buddh Dev Verma S/o Birjhu Ram Verma, Aged About 28 Years R/o Village Aaliwara, Post Musra, P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
26. Rohit Kumar S/o Kejuram, Aged About 42 Years R/o Village Arbira, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
27. Mithlesh Kumar Sahu S/o Shri Mahabir Sahu, Aged About 23 Years R/o Village Katalwahi, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh,

District Rajnandgaon Chhattisgarh

28. Banshi Ram Ratre S/o Feru Ram Ratre, Aged About 30 Years R/o Village Paragaon Kala, Post Paragaon Khurd P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
29. Bhagwani Ram S/o Firan, Aged About 44 Years R/o Village Madiyan, Post Madiyan P/s Chichola, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
30. Kirti Patel S/o Pitamber Patel, Aged About 32 Years R/o Village Chhipa, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh
31. Shri Jagesar Yadav S/o Late Aakhan Yadav, Aged About 52 Years R/o Village Bhanpuri, Post Musra Kala P/s Dongargarh, Tahsil Dongargarh, Block Dongargarh, Distirct Rajnandgaon Chhattisgarh

---- **Petitioner**

Versus

1. State Of Chhattisgarh Through Secretary, Department Of School Educaiton Development, Mantralaya, Mahandi Bhawan, Police Staiton Mandir Hasaud, New Raipur, Chhattisgarh
2. Director Lok Shikshan Sanchanalaya Indrawati Bhawan New Raipur Distirct Raipur, Chhattisarh
3. Collector, Rajnandgaon, District Rajnandgaon Chhattisgarh
4. District Education Officer, Rajnandgaon, District Rajnandgaon Chhattisgarh
5. Labour Officer, Rajnandgaon, Labour Office, District Rajnandgaon Chhattisgarh

---- **Respondents**

Shri Anshul Shrivastava, counsel for the petitioner/s.
Shri Chandresh Shrivastava, Panel Lawyer for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

31/08/2016

Heard.

The petitioners, who were appointed as Part Time Sweeper in the year 2011 on the then existing collector rate, have filed this petition for a direction that they are entitled for grant of minimum wages as per minimum wage fixed vide letter dated 18/11/2015 (Annexure P-5).

2. Learned counsel for the petitioners submits that a representation has also been moved by the petitioners for grant of minimum wages, however, the same are not being extended to the petitioners.

3. The order of appointment of the petitioners show that they were appointed as Part Time Sweeper in the year 2011 on wages applicable in case of Part Time Sweeper, on collector rates. Therefore, if the collector wages have been revised, the case of the petitioners is also required to be considered for grant of appropriate and existing minimum wages prescribed by the Collector. Accordingly, the petitioners' case should also be considered and appropriate orders in their case should be passed by respondent No.4 for grant of appropriate wages, according to current rate of wages applicable to the category of employment, in which the petitioners are employed.

4. With the aforesaid observations, the petition is finally disposed off.

Sd/-
(**Manindra Mohan Shrivastava**)
Judge