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HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 5219 of 2024

1 - Jageshwar Lal Sahu S/o Shri Daya Ram Sahu, Aged About 66 Years Retired 'sthal Sahayak' At Executive Engineer, Hasdeo Barrage Jal Prabandh Division Rampur, Korba, District Korba, Chhattisgarh., R/o Village Jarve, Tahsil Baloda, District - Janjgir Champa, Chhattisgarh.

... Petitioner

versus

1 - State Of Chhattisgarh Through Secretary, Department Of Water Resource Mahanadi Bhawan, Mantralaya, Naya Raipur, District - Raipur, Chhattisgarh.

2 - Engineer In Chief, Water Resources Department, Sihawa Bhawan New Raipur, District Raipur, Chhattisgarh.

3 - Chief Engineer Minimata (Hasdeo) Bango Pariyojana, Bilaspur, District - Bilaspur, Chhattisgarh.

4 - Executive Engineer, Hasdeo Barrage Jal Prabandh Division Rampur, Korba, District Korba, Chhattisgarh.

5 - Joint Director, Treasury, Account And Pension, Bilaspur, District - Bilaspur, Chhattisgarh.

... Respondents

For Petitioner : Mr. Jeet Ram Patel, Advocate

For Respondents : Mr. Kalpesh Ruparel, P. L.

Hon'ble Shri Justice Sachin Singh Rajput

Order On Board**30.08.2024**

1. Learned counsel for petitioner submits that petitioner who stood retired as Work Charged and Contingency Paid Employees, petitioner is entitled for leave encashment but till date respondents have not extended the benefit of leave encashment to petitioner. Identical issue came up for consideration before this Court in case of **Faguvaram Patel & Ors. Vs. State of C.G., in W.P.(S) No. 3870 of 2021 decided on 30.09.2022**, wherein petitioners have raised identical issue which was allowed in their favour. He submits that at this stage, petitioner may be permitted to submit representation in light of **Faguvaram Patel (supra)** and respondents be directed to decide the representation to be submitted by petitioner expeditiously within specified time.
2. Learned State counsel submits that as the petitioner is not pressing this petition on merits and is only seeking a direction to decide the representation to be submitted by petitioner, at this stage, he is having no objection.
3. I have heard learned counsel for parties and perused the documents available in record.
4. Taking into consideration the limited prayer made by learned counsel for petitioner, this petition is disposed of in light of **Faguvaram Patel (Supra)** and the petitioner is at liberty to make representation within a period of 15 days from receipt of copy of this order. In the event, the petitioner is found to be similarly situated person, his claim shall be decided by the respondents in accordance with law expeditiously preferably within a period of three months from the date of receipt of representation.
5. Accordingly, the petition is disposed of with aforesaid observations and directions.
6. C.C. as per rules.

Sd/-
(Sachin Singh Rajput)
Judge