



2024:CGHC:38555
NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6132 of 2024

1 - Dilip Kesri S/o Shri Madhav Sao Kesri Aged About 59 Years Occupation - Service, Class - Iv Employee (Pump Operator), Nagar Panchayat - Ramanujganj, District - Balrampur - Ramanujganj, Chhattisgarh.
... Petitioner

versus

- 1 - State Of Chhattisgarh Through The Secretary, Department Of Urban Development, New Mantralaya, Mahanadi Bhawan, New Raipur, Chhattisgarh.
- 2 - The Secretary, Department Of General Administration, New Mantralaya, Mahanadi Bhawan, New Raipur, Chhattisgarh.
- 3 - The Director Department Of Urban Development, Vikas Bhawan, Ground Floor, Sector-19, North Block, Nawa Raipur, Atal Nagar
- 4-The Collector District-Balrampur-Ramanujganj,Chhattisgarh.
- 5 - The Joint Director Department Of Urban Development, Surguja Division, Ambikapur,District-Surguja,Chhattisgarh.
- 6- The Chief Municipal Officer Nagar Panchayat - Ramanujganj, District - Balrampur - Ramanujganj, Chhattisgarh.
... Respondents

For Petitioner : Mr. Vivek Bhakta Advocate
For State. : Mr. Rishabh Bisen, PL.

Hon'ble Shri Justice Parth Prateem Sahu
Order On Board

30/09/2024

1. Petitioner has filed this petition seeking following relief (s) :-

“10.1 That the Hon'ble Court may kindly be pleased to call for the entire records of the case from the

authorities concerned for its kind perusal.

10.2 That the Hon'ble High Court may kindly be pleased to direct the Respondent No.06 (i.e. The Chief Municipal Officer, Nagar Panchayat Ramanujganj, Distt. Balrampur Ramanujganj) to examine, consider & decide, the reply filed by the petitioner on 05.03.2024 (Annexure P-2) after providing appropriate opportunity of hearing, and release the salary of the Petitioner for February 2024, within stipulated period, in the interest of justice.

10.3 That the Hon'ble High Court may kindly be pleased to set-aside the withholding / stopping of salary of February, 2024 as mentioned in order dated 04.03.2024 (Annexure P-1),

10.4 Any other relief, which this Hon'ble High Court deems fit and proper, in the interest of justice."

2. Learned counsel for the petitioner submits that respondent No.6 issued show cause notice to the petitioner. He submitted reply to the show cause notice, however, thereafter no order has been passed. He contended that based on the allegation made in show cause notice, salary of the month of February, 2024 has been withheld. As no decision has been taken on the reply to the show cause notice submitted by petitioner, respondents are not disbursing the salary by February, 2024, therefore, direction be issued to respondent No.6 to pass orders on the reply submitted by petitioner to the show cause notice, at the earliest.
3. Considering the submission made by counsel for petitioner as also the documents placed on record. Submission of counsel for petitioner is that he has already submitted reply to the show cause notice, however, thereafter no order has been passed.

4. In the aforementioned facts of the case, at this stage, the writ petition is disposed of directing respondent No.6 to pass orders on the show cause notice, considering the reply submitted by petitioner expeditiously preferably within a period of three weeks from the date of receipt of the order.

Sd/-

(Parth Prateem Sahu)
Judge

Nisha