



HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 121 of 2023

1. Premlal Soni S/o Sarju Prasad Soni Aged About 53 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Nawadih, Block Kartala, District- Korba, Chhattisgarh
2. Bhuneshwar Singh Rathiya S/o Ram Bharos Rathiya Aged About 38 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Junapara Kerakachhar, Block Kartala, District- Korba, Chhattisgarh
3. Kaushal Prasad Kanwar S/o Hulas Singh Aged About 39 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Nonbirra, Block Pali, District- Korba, Chhattisgarh
4. Chaman Singh Rathiya S/o Aval Singh Rathiya Aged About 52 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Dhawaibhata Kerakachhar, Block Kartala, District- Korba, Chhattisgarh

---- Petitioners

Versus

3. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Naya Raipur, District - Raipur, Chhattisgarh
2. Director Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar Naya Raipur, District - Raipur, Chhattisgarh
3. Divisional Joint Director Education Division Bilaspur, District : Bilaspur, Chhattisgarh
4. District Education Officer Korba, District - Korba, Chhattisgarh
5. Collector Korba, District - Korba, Chhattisgarh
6. Block Education Officer Kartala, District - Korba, Chhattisgarh
7. Block Education Officer Pali, District - Korba, Chhattisgarh

---- Respondents



WPS No. 32 of 2023

1. Ram Narayan Sahu S/o Kheman Lal Sahu Aged About 53 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Mahora, Block Kartala, District : Korba, Chhattisgarh
2. Smt. Chitrarekha Kanwar W/o Charan Singh Aged About 37 Years Working As Head Master (Primary School) Under T- Cadre, At Government Primary School, Bhatapara Mahora, Block Kartala, District : Korba, Chhattisgarh

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Naya Raipur, District : Raipur, Chhattisgarh
2. Director, Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar Naya Raipur, District : Raipur, Chhattisgarh
3. Divisional Joint Director, Education Division Bilaspur, District : Bilaspur, Chhattisgarh
4. District Education Officer, Korba, District : Korba, Chhattisgarh
5. Collector, District Korba, Chhattisgarh.
6. Block Education Officer, Kartala, District : Korba, Chhattisgarh

---- Respondents

WPS No. 65 of 2023

1. Smt. Lalita Kanwar W/o Suraj Kumar Aged About 42 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Bhatapara, Block Pali, District : Korba, Chhattisgarh
2. Smt. Manjulata Rathore W/o Lomash Kumar Rathore Aged About 40 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Newsa, Block Pali, District : Korba, Chhattisgarh
3. Rajesh Kumar Choudhary S/o Jiyalal Choudhary Aged About 45 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Bahrihorkhi, Block Pondi Uproda, District : Korba, Chhattisgarh
4. Tulsi Ram Maravi S/o Kartik Ram Maravi Aged About 43 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Karichhapar, Block Pali, District : Korba, Chhattisgarh



5. Ramprasad Markam S/o Samar Singh Aged About 36 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Bandhiyapara, Block Pali, District : Korba, Chhattisgarh
6. Smt. Savita Sahu W/o Bhupendra Nath Sahu Aged About 42 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Lalmatiyapara, Block Pali, District : Korba, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Naya Raipur, District : Raipur, Chhattisgarh
2. Director Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar Naya Raipur, District : Raipur, Chhattisgarh
3. Joint Director Education Division Bilaspur, District : Bilaspur, Chhattisgarh
4. District Education Officer Korba, District : Korba, Chhattisgarh
5. Collector District Korba, Chhattisgarh.
6. Block Education Officer Pali, District : Korba, Chhattisgarh
7. Block Education Officer Pondi Uproda, District : Korba, Chhattisgarh

---- Respondents

WPS No. 79 of 2023

1. Dular Singh Maitry S/o Kundan Lal Maitry Aged About 43 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Gandapali, Block Kartala, District Korba Chhattisgarh.
2. Shiv Prasad Paikra S/o Ratiram Paikra Aged About 46 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Kenabhantha, Block Kartala, District Korba Chhattisgarh.
3. Mahendra Kumar Kori S/o Jimipal Singh Aged About 46 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Sajapani, Block Kartala, District Korba Chhattisgarh.
4. Tarajaywardhan Patel S/o Bhuteshwar Prasad Patel Aged About 29 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Mauharbhantha, Block Kartala, District Korba Chhattisgarh.



---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary Department Of School Education, Mantralaya Mahanadi Bhawan, Atal Nagar Naya Raipur, District Raipur Chhattisgarh.
2. Director Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar Naya Raipur District Raipur Chhattisgarh.
3. Divisional Joint Director, Education Division Bilaspur, District Bilaspur Chhattisgarh.
4. District Education Officer, Korba, District Korba Chhattisgarh.
5. Collector, District Korba Chhattisgarh.
6. Block Education Officer Kartala, District Korba Chhattisgarh.

---- Respondents

WPS No. 132 of 2023

1. Virendra Pal Singh Tanwar S/o. Niranjan Singh, Aged About 36 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Nadiyapara (Kodar), Block Pali, District Korba Chhattisgarh.
2. Dinesh Kumar Bhargaw S/o. Narayan Prashad Bhargaw, Aged About 38 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Rohinadih, Block Pali, district Korba Chhattisgarh.
3. Smt. Savita Lader W/o. Ramdhan Lader, Aged About 44 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Kesla, Block Katghora, District Korba Chhattisgarh.

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District Raipur Chhattisgarh.
2. Director, Directorate Of Public Instruction, Indrawati Bahwan, Atal Nagar Naya Raipur, District Raipur Chhattisgarh.
3. Joint Director, Education Division Bilaspur, District Bilaspur Chhattisgarh.



4. District Education Officer, Korba, District Korba Chhattisgarh.
5. Collector, District Korba Chhattisgarh
6. Block Education Officer, Pali, District Korba Chhattisgarh.
7. Block Education Officer, Katghora District Korba Chhattisgarh.

---- Respondents

WPS No. 157 of 2023

1. Shobha Ram Chandra S/o Deukram Chandra Aged About 40 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Kutesharnagoi Block Podi Uproda, District Korba Chhattisgarh
2. Smt. Laxman Bai Mahant W/o Mahendra Das Mahant Aged About 48 Years Working As Head Master(Primary School) Under T-Cadre, At Government Primary School, Dhanpuri, Block Korba, District Korba Chhattisgarh
3. Dhanesh Kumar Pankaj S/o Mangalu Ram Aged About 45 Years Working As Head Master (Primary School), Under T-Cadre, At Government Primary School, Tendukonha, Block Katghora, District Korba Chhattisgarh
4. Krishn Das Diwan S/o Sona Das Diwan Aged About 57 Years Working As Head Master (Primary School), Under T-Cadre, At Government Primary School, Titardand, Block Korba, District Korba Chhattisgarh
5. Puniram Suren S/o Nanki Ram Aged About 47 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Junwani, Block Kartala, District Korba Chhattisgarh
6. Bechu Ram Dewangan S/o Chandrika Prasad Aged About 39 Years Working As Head Master (Primary School), Under T-Cadre, At Government Primary School, Darrabhantha, Block Podiuproda, District Korba Chhattisgarh
7. Paskal Minj S/o Mikhail Minj Aged About 47 Years Working As Head Master (Primary School), Under T-Cadre, At Government Primary School, Bagdharidand, Block Korba, District Korba Chhattisgarh
8. Leela Ram Yadav S/o Shankar Ram Aged About 52 Years Working As Head Master (Primary School) Under T-Cadre At Government Primary School, Amlidiha, Block Korba, District Korba Chhattisgarh

---- Petitioners

Versus



1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur District Raipur Chhattisgarh
2. Director Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar, Naya Raipur, District Raipur Chhattisgarh
3. Joint Director Education Division Bilaspur, District Bilaspur Chhattisgarh
4. District Education Officer Korba District Korba Chhattisgarh
5. Collector District Korba Chhattisgarh
6. Block Education Officer Kartala, District Korba Chhattisgarh
7. Block Education Officer Korba, District Korba Chhattisgarh
8. Block Education Officer Podi Uproda, District Korba Chhattisgarh
9. Block Education Officer Katghora, District Korba Chhattisgarh

---- Respondents

WPS No. 175 of 2023

1. Smt. Triveni Lahre W/o Homprakash Banjare Aged About 38 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Bahripani, Block Pali, District : Korba, Chhattisgarh
2. Subhash Kumar Korcho S/o Sundar Singh Korcho Aged About 44 Years Working As Head Master (Primary School) Under T-Cadre, At Government Primary School, Dhauradongri, Block Pali, District : Korba, Chhattisgarh

---- Petitioners

Versus

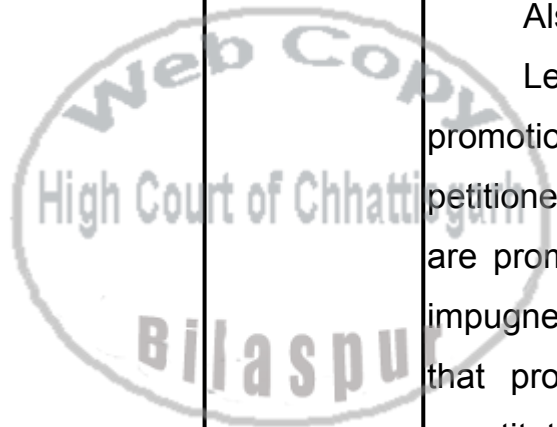
1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District : Raipur, Chhattisgarh
2. Director Directorate Of Public Instruction, Indrawati Bhawan, Atal Nagar Naya Raipur, District : Raipur, Chhattisgarh
3. Divisional Joint Director Education Division Bilaspur, District : Bilaspur, Chhattisgarh
4. District Education Officer Korba, District : Korba, Chhattisgarh
5. Collector District Korba, Chhattisgarh.



6. Block Education Officer Pali, District : Korba, Chhattisgarh

---- Respondents

10/01/2023	<p>Mr. Govind Prasad Dewangan, counsel for petitioners. Ms. Sunita Jain, Govt. Advocate for the State. Heard. Issue notice to respondents. Learned State Counsel accepts notice on behalf of respondents, hence, process fee is not required to be paid for issuance of notice to respondents. She prays for and is granted four weeks time to file reply. Also heard on application for grant of interim relief/stay. Learned counsel for petitioners submits that <i>vide</i> order of promotion issued by Respondent- District Education Officer, the petitioners, who were working on the post of Assistant Teacher (LB), are promoted to the post of Headmaster. The Collector <i>vide</i> order impugned cancelled promotion orders of Assistant Teachers, directed that promotion will be given to them through counselling and constituted a Committee to conduct counselling. Pursuant to order passed by the Collector, duly executed promotion order of petitioners are cancelled by District Education Officer, Korba, without issuing notice to petitioners. He submits that batch of writ petitions involving identical issue, lead case being WPS No.7358/2022, came up for hearing before this Court on 04.11.2022 and considering submission of learned State Counsel therein that Collector, Korba and District Education Officer, Korba have already issued clarificatory orders clarifying that promotion orders are not cancelled, only place of posting is stayed and posting of promoted Headmasters will be made after counselling to be conducted by the Committee constituted by Collector, Korba; interim order is passed in favour of petitioners in</p>





those writ petitions, allowing them to work as Headmaster at the promotional place of posting. He prays for passing of similar order in these petitions as well.

Learned State Counsel does not dispute submission of learned counsel for petitioners that interim orders are passed in identical writ petitions filed by some similarly situated employees.

In view of above submissions of learned counsel for parties and the fact that decision of respondents that posting to promoted Headmasters will be given after counselling by the Committee constituted by Collector, has already been stayed, purely as an interim measure, it is directed that effect and operation of impugned order, so far as it relates to petitioners, shall remain stayed till the next date of hearing.

List this case along with WPS No.7358/2022 for analogous hearing.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Praveen

