



NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 314 of 2023

Smt. Vardani Kujur W/o Jainath Chemako Aged About 37 Years R/o Village Bhairapur, Block Shankargarh, District- Balrampur- Ramanujanj, Chhattisgarh

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur, District : Raipur, Chhattisgarh
2. Director Public Instruction, Indrawati Bhawan, Atal Nagar Nawa Raipur, District : Raipur, Chhattisgarh
3. Collector District- Balrampur- Ramanujanj, District : Balrampur, Chhattisgarh
4. District Education Officer District- Balrampur- Ramanujanj, Chhattisgarh
5. Block Education Officer Shankargarh, District Balrampur- Ramanujanj, Chhattisgarh

---- Respondents

18/01/2023	<p>Mr. Om Prakash Sahu, counsel for petitioner.</p> <p>Mr. Gurudev I Sharan, Govt. Advocate for the State.</p> <p>Heard.</p> <p>Issue notice to respondents.</p> <p>Learned State Counsel accepts notice on behalf of respondents, hence, process fee is not required to be paid for</p>



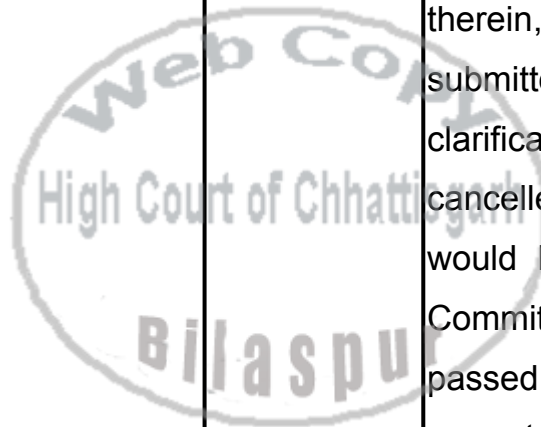
issuance of notice to respondents. He prays for and is granted four weeks time to file reply.

Also heard on application for grant of interim relief/stay.

Learned counsel for petitioner submits that petitioner who is holding the post of Assistant Teacher (LB) was promoted to the post of Head Master. However, vide impugned order, order of promotion of petitioner was cancelled without affording opportunity of hearing. He also submits that identical case WPS No. 7358 of 2022 and other connected matters came up for hearing on 04.11.2022 and this Court considering the submissions made by learned counsel for petitioners therein, passed detailed order, wherein learned counsel for the State submitted that Collector and DEO of respective districts issued clarificatory orders, mentioning that order of promotion has not been cancelled, only place of posting is stayed and posting of petitioners would be made pursuant to counselling to be conducted by the Committee constituted by the Collector, and interim orders have been passed in favour of petitioners therein, directing them to work on their promoted post mentioned in their order of promotion. Hence, similar order may be passed in this case also.

Learned State counsel does not dispute the submission with respect to order passed in identical case with respect to promoted Head Master of District – Korba and Balrampur.

In view of above submissions made by learned counsel for parties, the order of counselling for posting of promoted Head Master to be conducted by Committee constituted by Collector is already stayed, purely as an interim measure, it is directed that effect and operation of impugned order shall remain stayed till the next date of hearing.





List this case along with W.P.(S) No. 7358 of 2022.

Certified copy as per rules.

Sd/-  
**(Parth Prateem Sahu)**  
Judge

