



NAFR

HIGH COURT of CHHATTISGARH, BILASPUR

Writ Petition (S) No. 557 of 2023

- Chanakya Dutt Jaiswal S/o Devdutt Jaiswal Aged About 45 Years Presently Working As Assistant Teacher (L.B.), At Government Primary School, Hathmarbala, Block Podi Uproda, 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. District Education Officer, Korba, District Korba Chhattisgarh
4. Block Education Officer, Podi Uproda, District Korba Chhattisgarh
5. Collector, District Korba Chhattisgarh

-----Respondents

(cause title is taken from Case Information System)

For Petitioner : Mr. Govind Dewangan, Advocate

For Respondents-State : Ms. Sunita Jain, Govt. Advocate

Single Bench: Hon'ble Shri Parth Prateem Sahu, Judge

ORDER

20/01/2023

1. Learned counsel for petitioner submits that petitioner is working as Assistant Teacher (L.B.) and posted at Government Primary School, Hathmarbala, Block Podi Uproda, District : Korba and by promotion order dated 14.10.2022 Annexure P-1, he has not given posting in the same school and is posted at different school i.e., Government Primary School, Bodradand, Block Podi Uproda, District Korba. As per letter dated 07.02.2022, Annexure P-2, issued by Respondent No.2, promoted Assistant Teachers on the post of Headmaster of Primary School are to be posted as far as possible in same school, if posts are vacant. Petitioner is promoted as Head Master and posted to another school. However, he submits that at this stage petitioner may be permitted to submit representation before Respondent No.3 in light of letter dated 07.02.2022, and in turn Respondent



No.3 may be directed to consider and decide the same at the earliest within specific time.

2. Learned State Counsel submits that she is having no objection to the limited prayer made by counsel for petitioner.
3. I have heard learned counsel for the parties.
4. Considering the entire facts and circumstances of case and limited prayer made by counsel for petitioner and not opposed by State Counsel, this writ petition is disposed of at this stage, permitting petitioner to submit representation before Respondent No.3/DEO, Korba, within 'two weeks' from today raising all ground as raised in this writ petition. On making such representation, Respondent No.3 shall consider and decide the same in accordance with law expeditiously preferably within an outer limit of '**three weeks**' from the date of receipt of representation.
5. With the aforesaid observation and direction, writ petition is finally disposed of.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

