

**HIGH COURT OF CHHATTISGARH, BILASPUR****W.P.(S) No. 742 of 2023**

Shiv Kumar Patel S/o Ramkumar Patel Aged About 40 Years Presently Working As Assistant Teacher (L. B.) At Government Primary School Sendripali, Block Kartala, 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 Kartala, District : Korba, Chhattisgarh
5. Collector District Korba, Chhattisgarh

---- **Respondents**

For Petitioners : Mr. Govind Dewangan, Advocate
For Respondents/State. : Mr. Suyashdhar Badgaiya, P.L.

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

24/01/2023

1. Learned counsel for petitioner submits that petitioner is working as Assistant Teacher (L.B.) and posted at Government Primary School, Sendripali, Block Kartala, District : Korba and by promotion order dated 14.10.2022 Annexure P-1 he is posted at



Primary School Chhuidoda, Madanpur, Block Kartala, District Korba. As per letter dated 07.02.2022 Annexure P-2 issued by respondent No.2, Assistant Teachers promoted on the post of Headmaster of Primary School are to be posted as far as possible in same school, if posts are vacant. Petitioner after his promotion is posted at another school though post of Head Master was vacant on the date of promotion. 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. Heard learned counsel for the parties.
4. Considering 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 permitting petitioner to submit representation before respondent No.3/DEO 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 outer limit of 'three weeks' from the date of receipt of such representation.

Sd/-
(Parth Prateem Sahu)
Judge