



2026:CGHC:12512



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HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 103 of 2020

1 - Kamleshwar Tiwari S/o Shri Ramvyas Tiwari Aged About 61 Years R/o Mahuapara, Phundudihari, Post Navapara, Ambikapur, District Surguja, Chhattisgarh. Presently Posted As Varisht Antrik Lekha Parikshan Evam Kararopan Adhikari, Janpad Panchayat Shankargarh, District Balrampur Chhattisgarh., District : Balrampur, Chhattisgarh

--- **Petitioner(s)**

versus

1 - State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Nava Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Directorate Of Panchayat And Rural Development, Indravati Bhawan, Nava Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

3 - Deputy Director Panchayat And Rural Development, Ambikapur, District Surguja, Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

4 - Deputy Director Panchayat And Rural Development, Balrampur, District Balrampur Chhattisgarh., District : Balrampur, Chhattisgarh

--- **Respondent(s)**

WPS No. 150 of 2020

1 - S.P.Kushwaha S/o Late Shri R.D. Kushwaha, Aged About 51 Years Presently Posted As Varisht Antrik Lekha Parikshan Evam Kararopan Adhikari, Janpad Panchayat Surajpur, District Surajpur, Chhattisgarh, District : Surajpur, Chhattisgarh

---**Petitioner(s)**

Versus

1 - State Of Chhattisgarh Through The Secretary Department Of Panchayat And Rural Developmet, Mahanadi Bhawan, Mantralaya, Nava Raipur, District Raipur, Chhattisgarh, District : Raipur, Chhattisgarh



2 - Director Directorate Of Panchayat And Rural Development, Indravati Bhawan, Nava Raipur Chhattisgarh, District : Raipur, Chhattisgarh

3 - Deputy Director Panchayat And Rural Development, Ambikapur, District Surguja, Chhattisgarh, District : Surguja (Ambikapur), Chhattisgarh

--- Respondent(s)

WPS No. 157 of 2020

1 - Kayum Khan S/o Late Shri Shamir Khan Aged About 61 Years Presently Posted As Varisht Antrik Lekha Parikshan Evam Kararopan Adhikari, Janpad Panchayat Sitapur, District Surguja, Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

---Petitioner(s)

Versus

1 - State Of Chhattisgarh Through The Secretary Department Of Panchayat And Rural Development Mahanadi Bhawan, Mantralaya, Nava Raipur, District Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Directorate Of Panchayat And Rural Development, Indravati Bhawan, Nava Raipur, District Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

3 - Deputy Director Panchayat And Rural Development, Ambikapur, District Surguja, Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

--- Respondent(s)

WPS No. 223 of 2020

1 - Ramdev Patel S/o Late Shri Puranlal Aged About 66 Years Resident Of Village Sarhari, Post Kewara, Thana And Tehsil Partappur, District Surajpur, Chhattisgarh, District : Surajpur, Chhattisgarh

2 - Kameshwar Yadav S/o Late Shri Vasudev Prasad Yadav Aged About 63 Years Resident Of Village Sapda, Post Dumardih, Gram Panchayat Lundra, District - Surguja, Chhattisgarh, District : Surguja (Ambikapur), Chhattisgarh

---Petitioner(s)

Versus

1 - State Of Chhattisgarh Through The Secretary Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Nava Raipur, District- Raipur, Chhattisgarh, District : Raipur, Chhattisgarh

2 - Director Directorate Of Panchayat And Rural Development, Indravati Bhawan, Nava Raipur, District - Raipur, Chhattisgarh, District : Raipur, Chhattisgarh



3 - Deputy Director Panchayat And Rural Development, Ambikapur, District Surguja, Chhattisgarh, District : Surguja (Ambikapur), Chhattisgarh

--- Respondent(s)

For Petitioner(s) : Shri Amrito Das, Advocate.

For Respondent/ State : Shri Amit Buxy, Deputy GA.

(Single Bench)

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

16/03/2026 :

1. Since common question of fact and law is involved in these writ petitions, they are heard together and are being disposed of by this common order.
2. This is the second round of litigation. In the first round of litigation, this Court, vide order dated 12.7.2018 passed in WPS No.6182/2010 & other connected matters, quashed the order dated 15.7.2010 (Annexure-P/1 therein) reserving the right of the respondents to initiate fresh proceedings so far as the status of the petitioners is concerned after giving an opportunity of hearing.
3. Facts of the case are that the post of Sahayak Gram Panchayat Adhikari was declared as dying cadre by the State of Chhattisgarh and the said post was re-classified as Sahayak Aantrik Lekha Parikshan Evam Kararopan Adhikari. However, the said post was again divided into three categories and classified as Sahayak Aantrik Lekha Parikshan Evam Kararopan Adhikari; Aantrik Lekha Parikshan Evam Kararopan Adhikari and Varishth Aantrik Lekha Parikshan Evam Kararopan



Adhikari. By order dated 27.8.2009, the petitioners were appointed on the post of Varishth Aantrik Lekha Parikshan Evam Kararopan Adhikari. However, the respondents by order dated 15.7.2010 reduced the rank and pay of the petitioners, which was the subject matter in WPS No.4800/2010 & other connected matters. The coordinate Bench of this Court vide order dated 12.7.2018 quashed the order dated 15.7.2010 to the extent of petitioners' status as also their pay scale, and the right of the respondents was reserved to initiate fresh proceedings so far as the status of the petitioners is concerned after giving an opportunity of hearing. However, the respondents by impugned order (Annexure-P/1) dated 10.12.2019 revoked/cancelled the order dated 27.8.2009. Feeling aggrieved by the impugned order, the present Writ Petitions have been preferred.

4. Mr. Amrito Das, learned counsel for the petitioners would submit that the competent authority of the respondents was not justified in passing the impugned order, as it did not decide the issue of reduction of rank and pay of the petitioners and straightway non-speaking order was passed. Therefore, the impugned order may be set aside.
5. Per contra, learned State Counsel would support the impugned order.
6. I have heard learned counsel for the parties, considered their rival submissions made herein-above and went through the records with utmost circumspection.
7. A careful perusal of the record would show that in the first round of litigation, the order passed by respondent No.2 dated 15.7.2010 was



challenged successfully by the petitioners, which was quashed, as the same was passed without affording an opportunity of hearing to the petitioners and the right of the respondents was reserved to initiate fresh proceedings so far as the status of the petitioners is concerned. However, the respondents issued notice and simply revoked the order dated 27.8.2009. Therefore, the question remains whether the competent authority of the respondents was justified in revoking the order dated 27.8.2009, as the issue with regard to the petitioners' post as Varishth Aantrik Lekha Parikshan Evam Kararopan Adhikari has not been considered and decided.

8. In that view of the matter, the impugned order (Annexure-P/1) dated 10.12.2019 is quashed and the matter is remitted to the respondent No.2 to decide the said question within a period of 3 months from the date of receipt of a copy of this order, after affording opportunity of hearing to the petitioners, in accordance with law.
9. The Writ Petitions are accordingly allowed to the extent indicated above. No costs.

Sd/-
(Sanjay K. Agrawal)
Judge