



2026:CGHC:2961



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NAFR

## HIGH COURT OF CHHATTISGARH AT BILASPUR

### WPS No. 529 of 2026

**1** - Smt. Sonwati Chauhan W/o Late Kripal Chauhan Aged About 58 Years R/o Gandhi Nagar, Ward No. 7, Ambikapur, District Surguja (C.G.)

**2** - Ashok Kumar Pathak S/o Lalta Prasad Pathak Aged About 66 Years Retired Tubewell Driver, R/o Mission Chowk, Tiwari Building Road, Kedarpur, Ambikapur, District Surguja (C.G.)

... **Petitioners**

### **Versus**

**1** - State Of Chhattisgarh Through The Secretary, Water Resource Department, Mahanadi Bhawan, Mantralaya, Nawa Raipur, District Raipur (C.G.)

**2** - Chief Engineer Hasdev Ganga Kachhar, Water Resource Department, Ambikapur, District Surguja (C.G.)

**3** - Executive Engineer Water Resource Division No. - 01 Ambikapur, District Surguja (C.G.)

... **Respondents**

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For Petitioner : Mr. Hemant Kesharwani, Advocate

For Respondents/State : Mr. Khulesh Sahu, Panel Lawyer

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**S.B.: Hon'ble Shri Parth Prateem Sahu, Judge**

### **Order on Board**

**19/01/2026**

- Learned counsel for the petitioner submits that the petitioner who stood retired as Work Charged and Contingency Paid Employee is entitled for leave encashment but till date respondents have not extended the benefit of leave encashment to petitioner. Identical issue came up for



hearing before this Court in case of **Faguvaram Patel & Ors. Vs.**

**State of C.G., in W.P.(S) No. 3870 of 2021 decided on 30.09.2022,**

wherein petitioners have raised identical issue which was allowed in their favour. He submits that at this stage, petitioner may be permitted to submit representation in light of **Faguvaram Patel** (supra) and respondents be directed to decide the representation to be submitted by petitioner expeditiously within specified time.

2. Learned State counsel submits that as petitioner is not pressing this petition on merits and are only seeking a direction to decide the representation to be submitted by petitioner, at this stage, he is having no objection.
3. I have heard learned counsel for the parties and perused the documents available on record.
4. Taking into consideration the limited prayer made by learned counsel for the petitioner, this petition is disposed of permitting petitioner to submit fresh representation. In the event, petitioner submits representation, his claim shall be considered and decided in accordance with law, expeditiously, preferably within a period of three months from the date of receipt of representation keeping in mind decision in case of **Faguvaram Patel (supra)**.
5. Accordingly, this petition is disposed off with aforesaid observation and direction.

C.C. as per rules.

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