



2026:CGHC:4088



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 779 of 2026**

1 - Budharu S/o Guhan Aged About 63 Years R/o Village Khillari Para Ward No. 5 Birkoni, Th. And District Mahasamund Chhattisgarh (Petitioner Was Retired On 28/02/2025 From The Post Of Unskilled Labor)

2 - Sunder Lal Patel S/o Mahatter Patel Aged About 63 Years R/o Village Paragaon Th. Arang District Raipur Chhattisgarh (Petitioner Was Retired On 31/05/2025 From The Post Of Unskilled Labor)

3 - Anil Kumar Patel S/o Late Sundar Lal Patel Aged About 24 Years R/o Village Bhaddev Para, Ward No. 7, Th. - Arang, District Raipur Chhattisgarh (Petitioner Father Died On 20/05/2024 While Working On The Post Of Watchman)

4 - Smt. Binda Bai Yadav W/o Late Shatrughan Yadav Aged About 53 Years R/o Village Umaria, P.S. Reva Lakholi, District Raipur Chhattisgarh (Petitioner Husband Died On 15/07/2023 While Working On The Post Of Gang Unskilled Labor)

... Petitioners**versus**

1 - The State Of Chhattisgarh Through Secretary, Public Work Department, Mahanadi Bhawan, Nava Raipur, Distt - Raipur Chhattisgarh

2 - Engineer In Chief Public Work Department, Nirman Bhawan, Sector 19 North Block, Nava Raipur, Distt - Raipur Chhattisgarh



3 - Chief Engineer Public Work Department, Raipur Circle, Civil Lines Behind Akashwani, Raipur Distt - Raipur Chhattisgarh

4 - Chief Engineer Public Work Department, National Highway Mandal, Raipur Circle, Distt - Raipur Chhattisgarh

5 - Superintendent Engineer Public Work Department, Mandal Behind Akashwani, Raipur, District Raipur Chhattisgarh

6 - Superintendent Engineer Public Work Department, National Highway Mandal, Raipur, District Raipur Chhattisgarh

7 - Executive Engineer Public Work Department, Division No. 02, Sirpur Bhawan, Behind Akashwani Raipur, District Raipur Chhattisgarh

8 - Executive Engineer Public Work Department, National Highway Division No. 01, Pension Bada Raipur, District Raipur Chhattisgarh

9 - District Treasury Officer District Treasury Office, Raipur District Raipur Chhattisgarh

... Respondents

For Petitioners	:	Mr. Saksham Tiwari, Advocate
For State	:	Mr. Aditya Tiwari, Panel Lawyer

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

Order on Board

23/01/2026

1. Learned counsel for the petitioners submits that the petitioners who stood retired as Work Charged and Contingency Paid Employees are entitled for leave encashment but till date respondents have not



extended the benefit of leave encashment to petitioners. 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, petitioners may be permitted to submit representation in light of **Faguvaram Patel** (supra) and respondents be directed to decide the representation to be submitted by petitioners expeditiously within specified time.

2. Learned State counsel submits that as petitioners are not pressing this petition on merits and is 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 petitioners, this petition is disposed of permitting the petitioners to make fresh representation. In the event, petitioners submit representation, their 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 of with aforesaid observation and direction.

Certified copy as per rules.

sd/-

(Parth Prateem Sahu)
Judge