



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 1256 of 2026

1 - Rupendra S/o Shivdhari Aged About 42 Years R/o Ward No. 07, 64 Dafai, Korea Colliery Chirmiri, Erstwhile District - Korea At Present District Manendragarh-Chirmiri-Bharatpur Chhattisgarh (Fathers Name Of Petitioner Is Correctly Mentioned As Per Aadhar Card)

... **Petitioner(s)**

versus

1 - South Eastern Coal Fields Limited Through Chief Managing Director, Main Office, Sipat Road, Bilaspur Chhattisgarh

2 - Sub - Regional Manager Chirmiri Sub Area, South Eastern Coal Fields Limited, Chirmiri, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

3 - Chief General Manager South Eastern Coal Fields Limited, Regional Head Office Chirmiri, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

4 - Senior Manager (Mining) Bartunga Hill Mine, South Eastern Coal Fields Limited, Chirmiri, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

5 - Senior Manager (Finance) Chirmiri U/g Sub-Area, South Eastern Coal Fields Limited, Chirmiri, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

6 - Senior Officer (Personnel) Chirmiri U/g Sub-Area, South Eastern Coal Fields Limited, Chirmiri, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

7 - Office Supdt. Chirmiri U/g Sub-Area, South Eastern Coal Fields Limited, Chirmiri District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

8 - State Of Chhattisgarh Through District Collector, District Manendragarh-Chirmiri-Bharatpur Chhattisgarh

... **Respondent(s)**

Order on Board

03/02/2026	Mr. Hemant Kumar Agrawal, counsel for petitioner. Mr. Anumeh Shrivastava, counsel for respondents No.1 to 7 appears through V.C.. Mr. Aditya Tiwari and Ms. Akanksha Verma, P.L. for State-respondent No.8. Heard on admission. Issue notice to respondents. Learned counsel for respondents accepts accepts notice on behalf of respective respondents. Hence, PF is not required to be paid for issuance of notice to respondents. They pray for and is granted three weeks time to file reply. Also heard on I.A. No. 1 which is an application for grant of interim relief. Learned counsel for the petitioner submits that the petitioner is working as Support Mazdoor Cate-II, which is Class-III post. Respondent authorities have issued a letter dated 25.11.2025 mentioning that recovery is to be made on the ground of excess payment made to petitioner. He submits that in the facts of case, in view of judgment of Hon'ble Supreme Court in case of State of Punjab and Ors. Vs. Rafiq Masih (White Washer) and Ors., (2015) 4 SCC 334, recovery is not permissible under the law. On due consideration of submission of learned

counsel for the petitioner, purely as an interim measure, it is directed that no recovery shall be made from the petitioner pursuant to impugned order dated 25.11.2025 till the next date of hearing.

List this case in the month of April 2026.

C.C. today.

Sd/-
(Parth Prateem Sahu)
Judge