



2026:CGHC:10001



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 2075 of 2026

1 - Mongra Dewangan W/o Shri Uttam Kumar Dewangan Aged About 51 Years Presently Posted As Govt. Middle School, Guma, Block Dharsiva, Distt. Raipur, Chhattisgarh.

--- **Petitioner(s)**

versus

1 - State Of Chhattisgarh Through The Secretary, School Education Department, Mantralaya, Mahanadi Bhawan, Naya Raipur, Distt. Raipur, Chhattisgarh.

2 - Collector Distt. Raipur, Chhattisgarh.

3 - District Education Officer Distt. Raipur, Chhattisgarh.

4 - Block Education Officer Block Dharsiva, Distt. Raipur, Chhattisgarh.

--- **Respondent(s)**

(Cause title is taken from CIS system)

For Petitioner	: Mr. Mateen Siddiqui, Advocate
For Respondents/State	: Ms. Shailja Shukla, G.A.

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

26/02/2026

1. Petitioner has filed this petition seeking following relief (s) :-

“10.1 That, the Hon'ble Court may kindly be pleased to direct the respondent authorities to post petitioner against available sanctioned vacant post in the Block Dharsiwa, District – Raipur, C.G. OR direct the respondent State to provide protection to the petitioner



and not declare petitioner surplus or excess during the next rationalization process.

10.2 That the Hon'ble Court may kindly be pleased to direct the respondent State to grant any other relief which this Hon'ble Court deems fit and proper in favour of the petitioner as per the facts and circumstances of the present case, in the ends of justice."

2. Learned counsel for petitioner submits that petitioner is holding the post of Teacher. Under rationalization policy, treating the petitioner to be surplus teacher in Government Primary School, Guma, she was transferred to Government Middle School, Bhilauni, Block – Tilda. Order of transfer was put to challenge on the grounds available to petitioner. The representation submitted by petitioner before appropriate authority was allowed and the order of shifting/transfer of petitioner under rationalization policy was cancelled vide order dated 25.06.2025 (Annexure P-7) and since then petitioner is again working in earlier place of posting i.e. Government Middle School Guma. It is contention of learned counsel for petitioner that Headmaster of the Middle School, Guma has issued certificate stating that petitioner is Science Teacher and already three Science Teachers are working, therefore, petitioner is a surplus Science Teacher, and therefore, she is deputed to teach English subject of Class 6th to 8th. It is contention of learned counsel for petitioner that from the certificate it is clearly reflecting that petitioner is surplus in the present school. According to policy formulated by the State Government, surplus teachers have to be posted in the school where the teachers are not available. Petitioner has submitted representation before District Education Officer and Collector vide Annexure P-11 disclosing the school and



making a request that petitioner may be posted in particular school. He further submits that after filing of aforementioned representation, petitioner became aware of vacant posts available in the other school also which has been mentioned in para 8.16, therefore, petitioner may be permitted to submit fresh representation before respondents No.2 and 3 and direction be issued to respondents No.2 and 3 to consider and take decision on the representation submitted by petitioner in accordance with law within specified time frame.

3. Learned State counsel submits that in view of the limited prayer made by learned counsel for petitioner, she is having no objection.
4. On due consideration on the submission of learned counsel for parties, this writ petition at this stage is disposed of permitting petitioner to submit fresh representation before respondents No.2 and 3 and if such representation is submitted, concerned authorities shall consider and take decision on the same in accordance with law expeditiously preferably within further period of two months from the date of receipt of representation keeping in mind the clauses of rationalization policy formulated by the State Government.
5. With the aforesaid observations and directions, this petition stands disposed of.

Sd/-
(Parth Prateem Sahu)
Judge