



2026:CGHC:12440



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HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 2479 of 2026**

1 - Kamta Prasad Verma S/o Firangi Lal Verma Aged About 76 Years Retired (Assistant Welder) From The Office Of Executive Engineer E/m Heavy Machinery Division Water Resource Department Raipur R/o Village Godhi Dhamdha Durg District- Durg Chhattisgarh

2 - Arun Kumar Semual S/o Johan Villiam Semual Aged About 79 Years Retired (Assistant Foreman) From The Officer Of Executive Engineer E/m Heavy Machinery Division Water Resource Department Raipur R/o Jailer Chall Near Raja Talab Nurani Chowk Raipur District- Raipur Chhattisgarh

3 - Prakash Kumar Vishvkarma S/o Sita Ram Vishvkarma Aged About 69 Years Retired (Mechanic Grade II) From The Office Of Executive Engineer E/m Heavy Machinery Division Water Resource Department Raipur R/o 50/57 Bhavani Pan Bhandar Lohar Chowk Purani Basti Raipur District- Raipur Chhattisgarh

4 - Uttra Verma, Widow of Late Ved Singh Verma Aged About 56 Years Retired (Mechanic Grade III) From The Office Of Executive Engineer E/m Heavy Machinery Division Water Resource Department Raipur R/o House No .23, Harshit Vihar Phase 5, Hirapur Near Madarsa Tatibandh Raipur District- Raipur Chhattisgarh

... Petitioner(s)

**versus**

1 - State Of Chhattisgarh Through Secretary General Administration Department Mahanadi Bhawan Mantralaya Naya Raipur Tahsil And District- Raipur Chhattisgarh Pin 492002

2 - State Of Chhattisgarh Through Secretary Water Resource Department Mahanadi Bhawan Mantralaya Naya Raipur Tahsil And District- Raipur Chhattisgarh Pin- 492002.

3 - State Of Chhattisgarh Through Secretary Finance Department Mahanadi Bhawan Mantralaya Naya Raipur Tahsil And District- Raipur Chhattisgarh Pin- 492002

4 - Engineer In Chief Water Resource Department Sector -19, Shivnath Bhawan Nava Raipur, Atal Nagar District- Raipur Chhattisgarh

5 - Executive Engineer E And M Heavy Earthmoving Machinery Division Raipur Sihava Bhawan Civil Line, Main Road Near Civil Line Police Station Raipur District- Raipur Chhattisgarh

... Respondent(s)

For Petitioner : Mr. Ashish Thawait, Advocate

For State : Ms. Poorva Tiwari, Panel Lawyer

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

Order on Board

16/03/2026

1. Learned counsel for the petitioners submits that the petitioners/legal representative of deceased employee, who stood retired as Work Charged and Contingency Paid Employee, 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 are only seeking a direction to decide the representation to be submitted by petitioners, at this stage, she 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 off in light of **Faguvaram Patel** (Supra) and the petitioners are permitted 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 off with aforesaid observation and direction.

Sd/-

(Parth Prateem Sahu)

Judge