



2026:CGHC:21077

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 3891 of 2026**

1 - Dr Usha Sahu W/o Puran Lal Sahu Aged About 58 Years Working As Assistant Professor (Zoology), V.Y.T. Government Postgraduate Science College, Durg, District- Durg (C.G.)

... Petitioner**versus**

1 - State Of Chhattisgarh Through The Secretary, Higher Education Department, Mantralaya Atal Nagar, New Raipur, District- Raipur (C.G.)

2 - The Under Secretary (Up-Sachiv) Department Of Higher Education, Government Of Chhattisgarh, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District- Raipur (C.G.)

3 - The Commissioner Department Of Higher Education, Government Of Chhattisgarh, Indravati Bhawan/ Directorate Of Higher Education, Atal Nagar, Naya Raipur, District Raipur (C.G.)

4 - The Principal V.Y.T. Government Postgraduate Science College, Durg, District Durg (C.G.)

5 - Chhattisgarh Public Service Commission (Psc) Through Its Secretary, North Block, Sector- 19, Atal Nagar, Naya Raipur, District Raipur (C.G.)

... Respondent(s)

(Cause title is taken from CIS)

For Petitioner : Ms. Pranoti Das, Advocate

For Respondents-State : Mr. Ajay Kumrani, Panel Lawyer

For Respondent No.5/PSC : Dr. Sudeep Agrawal, Advocate

SB: Hon'ble Shri Parth Prateem Sahu, Judge

Order on Board

06/05/2026

1. Petitioner has filed this writ petition seeking following reliefs:-

“10.1. The Hon’ble Court may kindly be pleased to issue an appropriate writ, thereby directing the respondents to decide the pending representation of petitioner dated 02.09.2025 (Annexure P/4), within stipulated period.

10.2 The Hon’ble Court may kindly be pleased to direct the respondents to immediately consider the petitioner for promotion to the post of Professor with all consequential benefits including arrears of pay, seniority and other retiral benefits from the date of entitlement.

10.3 The Hon’ble Court may kindly be pleased to pass such other order(s) or direction(s) as this Hon’ble Court may deem fit and proper in the facts and circumstances of the case in the interest of justice.”

2. Learned counsel for the petitioners submit that petitioners were not promoted on the post of Professor from the post of Assistant Professor considering the ACR which was not communicated to petitioners enabling them to made representation. He contended that respondents-authorities could not have taken into consideration ACR of petitioners which were not communicated at the time of consideration of their name for promotion. In support of his contention, he places reliance upon the case of **Dev Dutt vs. Union of India reported in (2008) 8 SCC 725.** Petitioners have submitted representation raising his grievance before Respondent No. 1

on 02.09.2025 which is pending consideration and therefore at this stage he is not pressing this writ petition on merit and only seeking direction to consider and take decision on the representation at the earliest within specific time frame. He further submits that petitioner may also be permitted to submit fresh representation to be considered by the concerned authorities along with pending representation.

3. Learned counsel for respective respondents submit that in view of the limited prayer made by learned counsel for petitioners, they are having no objection.
4. On due consideration of the submission of learned counsel for the respective parties, this writ petition at this stage is disposed of permitting the petitioners to submit fresh comprehensive representation along with all relevant documents before Respondents No. 1 & 5 and if such a representation is submitted, concerned authority shall consider and take decision on the representation to be submitted by petitioners, in accordance with law, expeditiously, preferably within a further period of 02 months from the date of receipt of representation.
5. Accordingly, with the aforesaid observation and direction, this writ petition is disposed of.

Sd/-

(Parth Prateem Sahu)
Judge