

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 9067 of 2022

- Vimla Singh D/o Late Heeralal Singh Aged About 56 Years By Caste Thakur, R/o Village Devgarh Post Devgarh Tehsil Bharatpur, District MCB (C.G.)

-----Petitioner**VERSUS**

1. The State of Chhattisgarh through the Secretary, Department of School Education Mahanadi Bhawan, Mantralaya, Atal Nagar, Raipur, District - Raipur (C.G.)
2. The Director School Education Directorate School Education Raipur District - Raipur (C.G.)
3. The District Education Officer District - Manendragarh-Chirmiri-Bhartpur (C.G.)
4. The District Education Officer, Koriya District - Koriya (C.G.)
5. The Block Education Officer Block Bharatpur, District Manendragarh-Chirmiri-Bharatpur (C.G.)

-----Respondents

19.12.2022	Mr. Akhilesh Kumar, Advocate for Petitioner. Mr. Sandeep Dubey, Dy. Adv. General for Respondents-State. Heard. Issue notice to Respondents. Learned State Counsel accepts notice on behalf of respondents, hence, process fee is not required to be paid for issuance of notice to respondents. He prays for and is granted three weeks' time to file reply. Also heard on I.A. No. 01/2022 which is an application for grant of interim relief. Learned counsel for petitioner submits that Respondent No. 4

prepared the Gradation list of Assistant Teachers T-Cadre in the year 2022 as on 01.04.2022 in which petitioner's name reflects at serial number 5. Based on the gradation list, Respondent No. 4 has initiated proceedings for promotion of Assistant Teachers T-Cadre to the post of Head Master, Primary School and issued list of Teachers calling for counselling based on gradation list. In the list prepared by Respondent No. 4 for counselling of Assistant Teachers, name of petitioner is not mentioned though the name of Teachers whose name find place in the gradation list at serial number 4 and 5, are mentioned. He submits that in view of the discrepancy made in preparing the list of Teachers for counselling, if the post of Head Master, Primary School is filled up by promotion, petitioner will be adversely affected.

Learned State Counsel submits that the Gradation list on which petitioner is relying upon, is a provisional list and there is no mention in the writ petition with respect to publication of final list.

Considering the submission of learned counsel for the respective parties, perusal of gradation list as on 01.04.2022 wherein name of petitioner is at serial number 5 and also taking note of list of Assistant Teachers called by the Respondent No. 4 for counselling for promotion on the post of Head Master, Primary School mentioning name of Shri Ram Prayag Patel and Shri Rajendra Kumar Singh, whose names find place in gradation list at serial number 4 and 6, and name of petitioner is left, purely as an interim measure, it is directed that one promotional post of Head

Master, Primary School, shall be kept vacant till the next date of hearing.

List this case after three weeks.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge