

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 1757 of 2026**

- 1** - Rahul Kumar Agrawal S/o Shri Mohan Agrawal Aged About 35 Years R/o Ward No. 05, Near Toll Plaza Kosa Nagar, Bhilai Nagar, Durg, District- Durg, Chhattisgarh.
- 2** - Amit Kumar Mishra S/o Shri Pramod Kumar Mishra Aged About 35 Years R/o Titurdhih Nayapara Near Aditya Nagar Water Tank, Durg, District- Durg, Chhattisgarh.
- 3** - Lalita Deshmukh W/o Shri Neeraj Deshmukh Aged About 44 Years R/o 73/7, Mig-2 A/2, Nehru Nagar, Durg, District- Durg, Chhattisgarh.
- 4** - Surabhi Sinha D/o Shri Pushkar Sinha Aged About 33 Years R/i Krishna Kutir, Street 3g, Risali, Bhilai, District- Durg, Chhattisgarh.
- 5** - Aman Singh S/o Sujay Kumar Singh Aged About 32 Years R/o House No. 10/a, Street-30, Sector 8, Bhilai Nagar, District- Durg, Chhattisgarh.
- 6** - Akansha Gupta D/o Shri Vijay Shankar Gupta Aged About 36 Years R/o House No. 103, Pachari Para, Durg, District- Durg, Chhattisgarh.
- 7** - Sumit Kumar Mishra S/o Shri Pramod Kumar Mishra Aged About 32 Years R/o Titurdhih Nayapara Near Aditya Nagar Water Tank, Durg, District- Durg, Chhattisgarh.



8 - Ritesh Kumar Dewangan S/o Rajendra Dewangan Aged About 36 Years R/o Potiya Kala, Ward 53, P.O. Durg, District- Durg, Chhattisgarh.

9 - Smt. Demeen Sahu W/o Govind Prasad Sahu Aged About 35 Years R/o Nahar Nali Shanti Nagar, Ward No.-4, Rajnandgaon, District- Rajnandgaon, Chhattisgarh.

... Petitioners

versus

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

2 - The Commissioner Directorate Of Higher Education, Indrawati Bhawan, Block-C, 2nd And 3rd Floor, Atal Nagar, Nawa Raipur, District- Raipur, Chhattisgarh.

3 - Hemchand Yadav Vishwavidyalaya Through Its Registrar, Durg, District- Durg, Chhattisgarh.

... Respondents

For Petitioners	:	Mr. Galib Dwivedi, Advocate and Mr. Shantam Awasthi, Advocate
For State	:	Mr. Garry Mukhopadhyay, Additional Advocate General
For Respondent no. 3	:	Ms. Diksha Pandey, Advocate

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

Order on Board

23.02.2026

1. Petitioners have filed this writ petition, seeking following reliefs:-
 - (i) To kindly issue commanding the Respondent authorities to immediately regularize the services of the Petitioners on their



respective Class-III and Class-IV posts, treating them as regular employees from the date they completed 3 years of continuous service, or alternatively, from the date of completion of 10 years of service, in light of the law laid down by the Hon'ble High Court in Bhav Singh v. State of Chhattisgarh.

(ii) To kindly direct the Respondent University to amend Regulation 91 of the University Service Rules regarding the recruitment of Class-III and Class-IV employees, thereby granting parity to the Petitioners with the employees of the Chhattisgarh Legislative Assembly Secretariat who were regularized vide Notification dated 14.09.2021, and to conclude this process within a time-bound period to prevent further "administrative drift."

(iii) To kindly direct the Respondents to absorb the Petitioners against the available sanctioned vacant posts of Assistant Grade-III, Data Entry Operator, Driver, and Peon as admitted in the official records, and to grant them the regular pay scale, seniority, and all other consequential benefits attached to the said posts from the due date of their eligibility.

(iv) To kindly allow this petition with exemplary costs in favor of the Petitioners for the mental agony and financial hardship caused due to the prolonged and arbitrary inaction of the Respondents in acting as a Model Employer.

(v) To kindly grant any other relief, or writ which 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 petitioners submits that petitioners are employees of respondent no. 3. They have been engaged on daily wage basis and



they have completed 08 years, 09 years and 10 years of service.

Petitioners have submitted an application for regularization of their service before the Respondent no. 3 on 17.10.2025 vide Annexure P-9, which till date is pending consideration and therefore, direction be issued to respondent no. 3 to consider and take decision on the claim of petitioners for regularization of their service within specified time frame.

3. Learned counsel for respondent no. 3 submits that as petitioner is not pressing this writ petition on merits and is only seeking direction to consider and take decision on pending representation, she is having no objection.
4. I have heard learned counsel for the parties and perused the documents available on record.
5. Considered the submission of counsel for the parties. Claim as raised by the petitioners in this writ petition is that they are continuously engaged as daily wage employee last about 08, 09 and 10 years. Hon'ble Supreme Court in case of **Narendra Kumar Tiwari & Others Versus State of Jharkhand & Others** reported in **SCC (L&S) 2018 (2) 472** considered the issue of regularization of temporary/daily wages employees, who had completed 10 years of service. Further, Hon'ble Supreme Court in case of **Jaggo Versus Union of India** reported in **(2024) SCC Online SC 3826** has further observed that the government departments to lead by example in providing fair and stable employment. Engaging workers on a temporary basis for extended periods, especially when their roles are integral to the organization's functioning, not only contravenes international labour standards but



also exposes the organization to legal challenges and undermines employee morale. This writ petition at this stage is disposed permitting the petitioners to submit comprehensive representation before the respondents No. 3, and if, such a representation is submitted, the concerned authority shall consider and take decision on the representation in accordance with law expeditiously, preferably within a further period of 04 months from the date of receipt of representation.

6. Accordingly, this petition is disposed of with aforesaid observation and direction.

Certified copy as per rules.

sd/-

(Parth Prateem Sahu)
Judge

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