

Narendra Singh Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Aug-26-2013

Appellant : Narendra Singh

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. S.R.Tamrakar

Judgement :

W.P.No.14234/2013 (Narendra Singh and others versus State of MP and otheRs.26.08.2013 Heard Shri S.R.Tamrakar, learned counsel for the petitioners on the question of admission and interim relief.

The petitioners have filed this petition being aggrieved by order dated 18.07.2013 by which the respondents/authorities have informed the petitioners that their services on contract basis as technical assistants for executing work under the Mahatma Gandhi Rashtriya Gramin Rojgar Guarantee Yojna being implemented in the State by M.P.Rajya Rojgar Guarantee Parishad Panchayat and Rural Development Department have been brought to an end by stating that necessary allotment of funds has not been made at Damoh.

It is submitted that while similarly engaged persons are still continuing in Sagar Division and else where, the petitioners have been singled out in this treatment under clause 22 of the appointment order and clause 9.1 of the agreement for contractual appointment which is discriminatory.

Moreso, as the funds for implementation of the scheme is available but because of lapse on the part of the authorities at Damoh adequate withdrawal has not been made.

Having heard the learned counsel for the petitioners it is observed that the facts as to whether MANREGA is being implemented in Damoh, whether it has been closed down, whether funds are available or not are required to be considered by the competent authority at State level.

In the circumstances, the petition filed by the petitioners is disposed of with liberty to the petitioners to approach the concerned authority by filing a representation within 15 days from today.

It goes without saying that in case the petitioners do so along with a copy of the order passed today and a copy of the petition, the authority concerned shall consider and decide the same expeditiously, in accordance with law, preferably within a period of two months thereafter.

It is also observed that in case the Scheme continues at Damoh, the petitioners shall be continued at Damoh and granted all the consequential benefits in accordance with law.

With the aforesaid liberty/observations, the petition filed by the petitioners stands disposed of.

C.C.as per rules.

(R.S.Jha) Judge msp

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