



CGHC010343382019



2026:CGHC:30359

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ASHOK
SAHU**HIGH COURT OF CHHATTISGARH AT BILASPUR**

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WPS No. 8375 of 2019

1 - Ashok Kumar Yadav, S/o. Shri Sudan Yadav, Aged About 55 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel, Salkanawagaon, Block Bilha, District Bilaspur, Civil And Revenue District Bilaspur, Chhattisgarh.

2 - Murit Ram Sahu, S/o. Tularam Sahu, Aged About 50 Years, 4th Class Employees (Waterman), Posted In Adivasi Boys Hostel Newasa, Block Kota, District Bilaspur, Chhattisgarh.

3 - Ashwani Kumar Yadav, S/o. Shri Ramvilas Yadav, Aged About 52 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Girls Hostel Girwar, Block Gaurella, District Bilaspur, Chhattisgarh.

4 - Lalit Kumar Tandon, S/o. Late Chhatwa Tandon, Aged About 52 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Khamtarai, Block Takhatpur, District Bilaspur, Chhattisgarh.

5 - Satan Das Mohale, S/o. Late Mukhiram, Aged About 58 Years, 4th Class Employees (Waterman), Posted In Adivasi Boys Hostel Bilaspur, Block Bilha, District Bilaspur, Chhattisgarh.

6 - Tarachand Banjare, S/o. Shri Bansilal Banjare, Aged About 56 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Kota, Block Kota, District Bilaspur, Chhattisgarh.

7 – Ramkhilawan, S/o. Late Satnami, Aged About 56 Years, 4th Class Employees (Waterman) Posted In Adivasi Boys Hostel Masturi, Block Bilha, District Bilaspur, Chhattisgarh.

8 - Mahendra Kumar, S/o. Shri Chhedi Lal, Aged About 40 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Pachpedi, Block Masturi, District Bilaspur, Chhattisgarh.

9 - Ramkrishna Sahu, S/o. Late Gurudayal Sahu, Aged About 49 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Newasa, Block Kota, District Bilaspur, Chhattisgarh.

10 - Manoj Shriwasan, S/o. Late Remasare Shriwasan, Aged About 54 Years, 4th Class Employees (Waterman) Posted In Adivasi Boys Hostel Chapora, Block Kota, District Bilaspur, Chhattisgarh.

11 - Balram Prasad Jaiswal, S/o. Shri Dandiram, Aged About 51 Years, 4th Class Employees (Waterman), Posted In Adivasi Boys Hostel Gaurela, Block Gaurella, District Bilaspur, Chhattisgarh.

12 - Ramprasad Yadav, S/o. Shri Itwari Lal, Aged About 50 Years, 4th Class Employees (Waterman) Posted In Adivasi Boys Hostel Kanchanpur, Block Takhatpur, District Bilaspur, Chhattisgarh.

13 - Shatruhan Lal Kaushik, S/o. Late Chholaram Kaushik, Aged About

54 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Bodsara, Block Bilha, District Bilaspur, Chhattisgarh.

14 - Dhaniram Yadav, S/o. Late Sukharam Yadav, Aged About 40 Years, 4th Class Employees (Waterman), Posted In Adivasi Boys Hostel Salkanwagaon, Block Kota, District Bilaspur, Chhattisgarh.

15 - Dinesh Kumar Yadav, S/o. Shri Ganeshram Yadav, Aged About 38 Years, 4th Class Employees (Rasoiya), Posted In Adivasi Boys Hostel Bilha, Block Bilha, District Bilaspur, Chhattisgarh.

16 - Sunil Kumar Yadav, S/o. Late Shri Ramesh Yadav, Aged About 26 Years, 4th Class Employees (Chaukidar), Posted In Adivasi Boys Hostel Bilha, Block Bilha, District Bilaspur, Chhattisgarh.

... Petitioners

versus

1 - State Of Chhattisgarh, Through Secretary, Tribal Development Department, Mahanadi Bhawan, Mantralaya, Raipur, District Raipur, Chhattisgarh.

2 - The Commissioner, Tribal Development Department, Indrawati Bhavan, Mantralaya, Raipur, District Raipur, Chhattisgarh.

3 - The Assistant Commissioner Bilaspur, District Bilaspur, Chhattisgarh.

4 - The Collector Bilaspur, District Bilaspur, Chhattisgarh.

... Respondents

For Petitioners : Mr. Manoj Kumar Sinha, Advocate

For Respondents : Dr. Surendra Kumar Dewangan, Panel Lawyer

(Single Bench)

Hon'ble Shri Justice Sanjay K. Agrawal

Judgment on Board

17.07.2026

1. The petitioners have filed this petition for grant of regular pay-scale of Rs. 2550-3200 w.e.f. 05.09.2008 i.e. from the date when similarly situated employees have been granted the said pay-scale.
2. State has filed an affidavit in compliance of order dated 13.09.2023 in which paragraphs 2 & 3 state as under :

“2. That, in compliance of the Hon'ble Courts order the case of all the petitioners was considered as against the employee namely Kanak Ram Khandekar and on examination of the cases, it has been found that the petitioner no. 1 to 5 have been given the benefit of the pay scale 2550-55-2660-3200 from 01-01-96 whereas petitioner no. 6 has died, the petitioner no. 7 to 10 have been granted the benefit of the said pay scale 2550-55-2660-3200 from 01-01-96 and the petitioner no.7 has retired also further petitioner no. 11 is posted at GPM District and petitioner no. 12 to 14 have been given the benefit of the pay scale on 01-01-96 and petitioner no. 15 and 16 cannot be given the benefit of pay scale of 2550-55-2660-3200 from the date as claimed by them in the petition as their appointment was made on compassionate basis in the year 2014, the petitioner no. 15 namely Dinesh Kumar Yadav was appointed on 08-07-2014 and the petitioner no. 16 was appointed on 18-07-2014 which is evident from the annexed chart reflecting the grant of pay scale to the petitioners which is annexed herewith as ANNEXURE-D/1 (colly).

3. Therefore, it can be stated that the petitioners have already been granted the benefit or the pay scale much before the date as claimed by them under relief clause 10.2 i.e. 01-01-96 and their claim for parity with the employee namely Kanak Ram Khandekar does not hold water. It is further important to note that the benefit which was extended to Kanak Ram Khandekar have been withdrawn on 13-12-2021 which is evident from the order dated 13-12-2021. Copy of the order dated 13-12-2021 is annexed herewith as ANNEXURE-D/2.”

3. Accordingly, this writ petition stands disposed off with the aforesaid terms.
4. Learned counsel for the petitioner submits that the petitioner No.6 has died.
5. So far as petitioner No.6 is concerned, who has died, liberty is reserved in favour of the legal representatives of petitioner No.6 to file a fresh petition, if any, if so advised.

Ashok

Sd/-
(Sanjay K. Agrawal)
Judge