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Single Bench

BEFORE HON'BLE HIGH COURT OF
CHHATTISGARH AT BILASPUR C.G.

W.P. (S) No.....3737.....2013

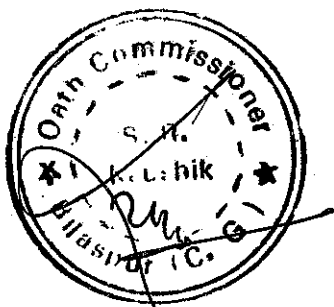
PETITIONER

Hemant kumar Sahu
S/o Binda Ram Sahu
Aged about 55 years
Upper Division Teacher
Middle School Biragudi
Sihawa Nagri District
Dhamtari (C.G) P.S Sihawa

VERSUS

RESPONDENTS

- (1) The State ~~Govt.~~ of Chhattishgarh,
Through - The Secretary,
Tribal and Welfare Department,
Mahanadi Bhavan, Raipur (C.G.)
- (2) Asistant Commissioner Tribal and
Welfare Dhamtari District
Dhamtari (C.G.)



WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OR
MANDAMUS/DIRECTION OF OTHER APPROPRIATE WRIT.



22

HIGH COURT OF CHHATTISGARH, BILASPUR

SINGLE BENCH : HON'BLE SHRI PRASHANT KUMAR MISHRA, J.

W.P. (S) No. 3737 of 2013

PETITIONER

Hemant Kumar Sahu

Versus

RESPONDENTS

The State of Chhattisgarh and another.

Shri Barun Chakarbartey, counsel for petitioner.

Ms. Raksha Awasthy, Panel Lawyer for the State, on advance copy.

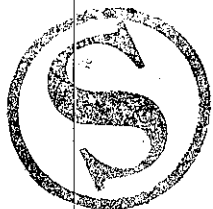
ORAL ORDER
(01/01/2014)

By this petition, the petitioner seeks a direction to the respondent authorities to grant him regular pay scale w.e.f. his initial date of appointment.

2. At the very outset, learned counsel appearing for the State submits that the State Government, by order dated 09/07/2012, has constituted a Committee under the Chairmanship of the Commissioner, Scheduled Tribe and Scheduled Caste Development Department, to look into the grievances of the employees with regard to grant of regular pay scale from their initial date of appointment. Thus, this matter may be referred to the said Committee.

3. The issue involved in the present case, in respect of regular pay scale, has already been considered and decided by this Court in *Dashrath Prasad Kaiwartya Vs. State of Chhattisgarh and others* [WP(S) No.2144/12, decided on 17/07/2012] wherein, this Court observed as under :-

"4. In view of the foregoing, nothing further is required to be done in this case. The petitioner may approach the aforestated Committee, if the relief sought for by the petitioner in this petition has not been granted. It is further directed that all the similarly situated teachers may first approach to the



23

Committee, as aforesaid, before approaching to this Court if their grievances still survive, they are at liberty to approach this Court. It is further clarified that the similarly situated teachers may make a representation to the Committee for redressal of their grievances in respect of grant of regular pay scale w.e.f. the initial date of appointment by post also."

4. In view of the foregoing, the petitioner is directed to approach the Committee for appropriate relief and, in turn, the Committee is directed to consider and decide the case, in accordance with law and on its own merits. The needful may be done within a period of 12 weeks from the date of receipt of a copy of this order.

5. Accordingly, the writ petition is disposed of.

Sd/-
Prashant Kumar Mishra
Judge

Ashe.