

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6530 of 2011

- Smt. Meena Yadav S/o Shri Rajdev Yadav, Aged about 38 years, Occupation – Service- Working As Assistant Teacher- Mata Rukhmani Kanniya Ashram Bhusaram Distt. Dantewada (C.G.)

---- Petitioner

Versus

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Dantewada (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

WPS No. 6532 Of 2011

- Smt. Shashi Bala, Aged about 41 years, W/o Shri Sama Jumar, Occupation-Service-Working as Assistant Teacher-Kanniya Ashram, Dhanora, Bijapur District Bijapur (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Bijapur (C.G.)

5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

WPS No. 6533 OF 2011

- Laxmi Udde Aged about 43 years, D/o Late Shri Jogiram Udde, Occupation Service-Working as Assistant Teacher-Mata Rukhmani Kanniya Ashram, Dhanora, District Bijapur (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Bijapur (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

WPS No. 6534 OF 2011

- Basant Kumar Sharaf, Aged about 59 years, S/o Late Shri Bhuwan Lal Soni, Occupation-Service-Working as Assistant Teacher -Balak Ashram, Orachha, Narayanpur (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)

3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Dantewada (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

WPS No. 6981 Of 2011

- Smt. Jyoti Naidu, Aged about 42 years, D/o Late Shri R.V. Naidu, Occupation Service-Wroking as Assistant Teacher – Mata Rukhmani Kanniya Ashram, Bastar District Bastar (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Bastar (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

WPS No. 6982 Of 2011

- Smt. Savitri Pandey Aged about 57 years, W/o Late Shri V.J. Pandey, Occupation service, Working As Upper Division Teacher – Mata Rukhmani Kanniya Ashram, Bastar, District Bastar (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class

Welfare Department, D.K.S. Bhawan, Raipur (C.G.)

2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Bastar (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

And

WPS No. 6980 OF 2011

- Smt. Kasturi Soni , Aged about 59 years, W/o Shri Basant Kumar Soni, Occupation Service-Working as Assistant Teacher -Tha. Va. Kanya Ashram Oracha, District Narayanpur (C.G.)

---- Petitioner

Vs

1. State Of Chhattisgarh, Through Secretary, Department of Scheduled Caste, Scheduled Tribe and Other Backward Class Welfare Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Director, Directorate of Chhattisgarh Public Education Department, Raipur (C.G.)
3. Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (C.G.)
4. District Education Officer, District Narayanpur (C.G.)
5. Mata Rukmani Sewa Sansthan Samiti Through Its Secretary, Mata Rukmani Sewa Sansthan Samiti, Dimarpal Tah. & Distt. Jagdalpur (C.G.)

---- Respondent

For Petitioners	Mr. Vinay Pandey, Counsel for the petitioners.
For Respondent /State	Mr. Y.S. Thakur, Dy. G.A.
For respondent No.5	Mr. Akash Pandey, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

15/9/2015

Heard finally with the consent of learned counsel for the parties.

(2) The petitioners are working as Assistant Teachers/Upper Division Teachers in the Ashram Schools run by respondent No.5, which is a fully aided private institution.

(3) The petitioners have prayed that they are entitled to the pay scale recommended by 6th Pay Commission, however, their claim in respect of the same is not considered by respondent No.5.

(4) Learned counsel for the respondents would submit that there was some dispute with regard to the petitioners' appointment and continuation, however, they would admit that at present, the petitioners are continuing on the post.

(5) Without going into the issue as to whether the petitioner's appointment or their continuation was valid or not, the writ petition is disposed of with a direction that in the event, the petitioners prefer fresh representations in respect of grant of benefit of 6th Pay Commission Scale, before respondent No.3 with a copy to respondent No.5, the respondent No.3 shall decide the representations by a speaking order, at the earliest, preferably within a period of 3 months from the date of submission of representations. Sd/-

Judge

(Prashant Kumar Mishra)