

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 2977 of 2015

- Pardeshi Ram Tonde S/o Shri Heera Sai Tonde Aged About 62 years R/o Village Chakarway Tahsil Navaharh Distt. Bemetara (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department Mahanadi Bhawan, New Raipur Distt. Raipur (Chhattisgarh)
2. The Director Public Instructions Raipur (Chhattisgarh)
3. District Education Officer, Mungeli, District Mungeli (Chhattisgarh)
4. Block Education Officer, Pathria Distt. Mungeli (Chhattisgarh)
5. Joint Director, Treasury, Account Pension, Mungeli (Chhattisgarh)

---- Respondent s

For Petitioner
For Respondent/State

Mr. Dheerendra Pandey, Advocate
Mr. Shashank Thakur, Govt. Advocate

Hon'ble Shri Justice Prashant Kumar Mishra
Order On Board

14/08/2015

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

2. 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.

3. 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.

4. 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 Committee, as aforestated, 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.”

5. In view of 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 of the petitioner, 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.

6. Accordingly, the writ petition is disposed of.

Sd/-

Judge

(Prashant Kumar Mishra)