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HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 6933 of 2006**

Dr. Niraj Yadu, aged about 51 years, son of Late Dr. B.S. Yadu, working as Assistant Surgeon (Dental), Government Hospital- Mahasamund, (Chhattisgarh)

---- PETITIONER**Versus**

1. State of Chhattisgarh, through the Secretary, Department of Health and Family Welfare, Dau Kalyan Singh Bhawan, Mantralaya, Raipur (C.G.)
2. The Director, Department of Public Health and Family Welfare, Behind Dau Kalyan Singh Bhawan, Raipur (C.G.)
3. The Chief Medical and Health Officer, Mahasamund, District Mahasamund (C.G.)

..... RESPONDENTS

For Petitioner : Mr. Kishore Bhaduri, Advocate.
For Respondents/State : Mr. Prasun Bhaduri, Govt. Advocate.

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****24/10/2016**

(1) Learned counsel appearing for the petitioner would submit that the petitioner is working as Assistant Surgeon (Dental) and he is entitled for Senior Grade Pay Scale as per M.P./C.G. Revision of Pay Rules, 1990 as the petitioner has completed more than six years of service and he has not been provided Senior Grade Pay Scale for which he made several representations, which are still not decided. He relies upon Schedule 1 attached with Pay of Revision Rules, 1990, paragraph 4, column 12 in which Assistant Surgeon (Dental) is entitled for pay revision on the completion of six years. He further



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submits that he may be permitted to file fresh representation to the State Government for redressal of his grievances.

(2) I have heard learned counsel appearing for the petitioner and perused the order impugned with utmost circumspection.

(3) Revision of Pay Rules, 1990, Schedule annexed with Annexure-II enacted under Rule 4 of Rules, 1999. Paragraph 12 (4) provides as under:-

PUBLIC HEALTH DEPARTMENT
(1) Director, Medical Services

Sr. No.	Name of Post	Existing scale (in rupees)	Revised scale (in rupees)	Remarks
1.	xxxx	xxxx	xxxx	xxx
2.	xxxx	xxxx	xxxx	xxxx
3.	xxxx	xxx	xxxx	xxx
4.	Assistant Surgeon/ Dental Surgeon	Rs.1820-3300	Rs.2200-4000 (60% of posts) Rs.3000-4500(25% of posts) Rs.3700-5000(15% of posts)	On completion of 6 years service. On completion of 4 years service in senior grade.

(4) Prayer appears to be fair & reasonable.

(5) Be that as it may, the petitioner is directed to make fresh representation alongwith copy of Revision of Pay Rules, 1990 to the respondents No. 1 & 2 within a period of 15 days from today, and in turn, the respondents No. 1 & 2 shall take a decision of the petitioner's representation within a further period of four weeks from the date of submissions of representation and passed reasoned or

speaking order considering the representation and the Rules relied upon by the petitioner after hearing the petitioner.as the writ petition was filed on 10.11.2006.

(6) With the aforesaid observations, the writ petition stands finally disposed of.

Sd/-
Sanjay K. Agrawal
Judge

D/-