

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 2487 of 2016

Bharat Ram Banjare, S/o. Sukhiram Banjare, Aged About 63 Years, R/o. Pikripali, Post Mangaibhata, Sarsiwa, Tahsil Bilaigarh, Baloda Bazar-Bhatapara, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through the Secretary, Education Department, Mahanadi Bhawan, Mantralaya, P.S. Rakhi, Tahsil Arang, New Raipur, District Raipur, (Chhattisgarh)
2. District Education Officer, Baloda Bazar, (Chhattisgarh)
3. Block Education Officer, Block Bilaigarh, District Balodabazar Bhatapara, (Chhattisgarh)
4. Joint Director, Accounts & Treasury, Raipur, District Raipur, (Chhattisgarh)

---- Respondents

For Petitioner : Mr. C.Jayant K.Rao, Advocate

For Respondents : Mr. S.P.Kale, Dy. A.G.

Hon'ble Shri Justice Goutam Bhaduri

Order On Board

30/06/2016

1. By this petition, the petitioner claimed the benefit of two advance increments as he had passed B.Ed. examination, on his own cost, after entering into service and the persons who had passed B.Ed. have been given two increments.
2. Learned counsel appearing for the petitioner submits that the issue involved in the present case is no longer *res integra* as the same has been considered and decided by the Supreme Court in *Asha Saxena v. State of M.P. & Ors.*¹ as well as by this Court in *Yashwant Kumar Bharadwaj v. Municipal Corporation, Durg and another*² and *Gopesh Kumar Verma v. The State Govt. of Chhattisgarh and another*³.
3. Learned counsel further submits that the instant petition is squarely covered by the decisions (supra) as aforestated. Thus, the petitioner may be permitted to make a representation to the respondents to decide his case for grant of two increments in the light of aforestated decisions, subject to verification of the facts as to whether the petitioner

¹ 2009 (III) MPJR (SC) 59

² 2006 (II) MPJR-CG 96

³ WP (S) No.4130 of 2005

has acquired B.Ed. certificate on his own expenses after entering into service.

4. Learned counsel appearing for the State/respondents submits that in the event, the petitioner makes a representation, the same will be considered and decided, in accordance with law and in the light of the decisions of the Supreme Court in *Asha Saxena* (supra) as well as this Court in *Yashwant Kumar Bharadwaj* (supra) and *Gopesh Kumar Verma* (supra), within a period of four weeks from the date of receipt of the representation.
6. In view of foregoing, according to the learned counsel appearing for the petitioner, nothing survives in this petition for adjudication.
7. Accordingly, the writ petition is disposed off.

Sd/-
(Goutam Bhaduri)
Judge