

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1386 of 2018

Umesh Kumar Bhumijan S/o Shri Aajuram Bhumijan, Aged About 38 Years Working As Teacher (Panchayat) And Posted At Govt. Middle School Daldali, Block Bodla, District Kabirdham, Chhattisgarh., District : Kawardha (Kabirdham), Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District Raipur, Chhattisgarh, District : Raipur, Chhattisgarh
2. Commissioner Cum Director, Directorate Panchayat Department Raipur, District Raipur, Chhattisgarh, District : Raipur, Chhattisgarh
3. Chief Executive Officer, Zila Panchayat Kabirdham, District Kabirdham, Chhattisgarh, District : Kawardha (Kabirdham), Chhattisgarh

---- Respondents

Shri Ajay Shrivastava, counsel for the petitioner/s.
Shri Dhiraj Wankhede, Govt. Adv. for the State.

Hon'ble Shri Justice P. Sam Koshy

Order On Board

13/02/2018

Heard.

1. The petitioner is aggrieved by the action of the respondents, whereby the increment granted to the petitioner is being withdrawn on the ground that he has not passed B.Ed / D.Ed examination.
2. Learned counsel for the petitioner would submit that the issue with regard to withdrawal/non grant of increment on the ground of having not passed B.Ed/D.Ed examination was examined by this Court in the case of **Jayant Kumar Patle vs. State of Chhattisgarh** (WPS No.4271 of 2017 and batch of petitions, vide order dated 03.11.2017) and various directions have been issued for affording proper opportunity of hearing and then decide the matter.

3. Learned State counsel would submit that the petitioner's claim would be examined after affording opportunity of hearing in terms of order dated 03.11.2017 passed in the case of *Jayant Kumar Patle* (supra).

4. Considering the aforesaid submission, this petition is finally disposed off with a direction to the respondents for examination of petitioner's claim in terms of order passed by this Court in the case of *Jayant Kumar Patle* (supra) and take appropriate decision thereon.

**Sd/-
(P. Sam Koshy)
Judge**