

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4141 of 2018

- Heeralal Chhaparia S/o Shri Prem Narayan Chhaparia, Aged About 33 Years Presently Working As Lecturer Panchayat At Govt. Higher Secondary School, Kamthi Block Pandariya, District Kabirdham (Chhattisgarh).

---- Petitioner

Versus

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

---- Respondents

For Petitioner : Shri CJK Rao, Advocate

For Respondents : Shri Dheeraj Wankhede, Government Advocate

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board

26.06.2018

1. Heard counsel for the parties.
2. Petitioner has preferred this writ petition praying for a direction to the respondents to consider and count his earlier service for grant of revised pay scale without insisting upon NOC.
3. The petitioner joined as Shiksha Karmi, Grade-3 by Janpad Panchyat, Lormi vide order dated 15.06.2010 and later on he was appointed as Shiksha Karmi Grade-01 on 16.01.2013 by the Zila

Panchayat, Kabirdham. The respondents are not considering his earlier service for revised pay scale for want of NOC from earlier Panchayat.

4. Counsel for both the parties submit that the matter is squarely covered by the orders of this Court dated 28-11-2017 passed in WPS No. 2530/2017 (Mukesh Kumar Patel and anr. -v- State of Chhattisgarh and another) and order dated 8-1-2018 passed in WPS No. 166/2018 (Peenal Kumar Kurrey -v- State of Chhattisgarh and another).
5. In view of above submission and the aforesaid orders passed by this Court, the present writ petition is also allowed with the direction that the petitioner is entitled to obtain the benefit of revised pay scale on completion of 8 years service by including the services rendered by him earlier on a lower post or on the same post.

Sd/-

(Sharad Kumar Gupta)
JUDGE