

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4145 of 2018

- Shivshankar Netam S/o Gyan Ram Aged About 37 Years Presently Working As Assistant Teacher Panchayat At Govt. Primary School, Adam, Block Dongargaon, District Rajnandgaon, 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, Janpad Panchayat, Dongargaon District Rajnandgaon, 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, Balodabazar vide order dated 10.06.2005 and later on he was appointed as Shiksha Karmi Grade-03 on 02.08.2008 by the

CEO, Janpad Panchayat, Dongargaon. 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