

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 4255 of 2018**

Chudamani Gupta S/o Shri Bhimsen Gupta, Aged About 38 Years
By Occupation Lecturer Panchayat, Govt. H.S.S. Kashichuan,
Block Raigarh, District Raigarh CG

---- Petitioner

Versus

1. The State Of Chhattisgarh Through Its Secretary, Panchayat And Rural Department Mantralaya, Naya Raipur, District Raipur CG
2. Commissioner Cum Director, Panchayat Sanchanalaya, Naya Raipur, District Raipur CG
3. Chief Executive Officer, Zila Panchayat, District Raigarh CG

---- Respondents

For petitioner	Mr.Salvik Tiwari, Adv.
For Respondent/State	Mr. Rajkumar Gupta, Dy. AG

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****12-7-2018**

1. Heard.
2. The petitioner is aggrieved by the action of the respondents, whereby the increment granted to the petitioner is being withdrawn on the ground that he has not passed B. Ed/D. Ed examination.
3. 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 also in **WPS No. 99/2018 (Laxmaneshwar Giri Goswami -v- State of CG and ors.)** and various directions have been issued for affording proper opportunity of hearing and then decide the matter. This case is squarely covered by the above cases and may be disposed of in the light of the directions given in above cases.
4. 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).

5. 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/-
(Sharad Kumar Gupta)
Judge