

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**Writ Petition (S) No. 5256 of 2018**

Vinod Xess S/o Late Sylverius Xess, Aged About 35 Years, Working As Lecturer Panchayat, Govt. High School, Borsi (Dh), Block Bhatapara, District Baloda Bazar- Bhatapara , Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Naya Raipur, Chhattisgarh
2. Commissioner- Cum- Director, Directorate Of Panchayat, Naya Raipur, District Raipur, Chhattisgarh
3. Chief Executive Officer, Jila Panchayat Janjgir, District Janjgir Champa, Chhattisgarh
4. Chief Executive Officer, Jila Panchayat, Baloda Bazar, District Baloda Bazar- Bhatapara, Chhattisgarh

----Respondents

For Petitioner	:	Mr. C. Jayant K. Rao, Advocate
For State	:	Ms. Sunita Jain, P.L.

Hon'ble Shri Justice P. Sam Koshy
Order on Board

21/08/2018

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground that he has not passed B.Ed/D. Ed examination.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 submits 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 v. 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 Counsel for the State submits 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 of, 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.
5. The writ petition stands accordingly disposed of.

Sd/-
(P. Sam Koshy)
Judge

Bhola