

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 5981 of 2018

Dewnath Tirkey S/o Moti Ram Tirkey, aged about 39 years, presently posted as Lecturer (L.B.), at Government Higher Secondary School Gorpara, Block Kharsiya, District Raigarh, R/o Pradhan Para, Gorpar, Tahsil Kharsiya, District Raigarh (C.G.).

---Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District Raipur Chhattisgarh.
2. Secretary, School Education Department, Mantralaya, Mahanadi Bhawan, Naya Raipur, Raipur (C.G.).
3. Commissioner-cum-Director, Directorate of Panchayat, Naya Raipur, Raipur (C.G.).
4. Chief Executive Officer, Zila Panchayat, Raigarh, District Raigarh (C.G.).
5. Block Education Officer, Kharsiya, District Raigarh (C.G.).

---Respondents

For petitioner	:	Shri Mateen Siddiqui, Advocate.
For State	:	Shri Ratan Pusty, Government Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

12/09/2018

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground that he has not passed B.Ed/D. Ed examination.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

Sumit