

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 7745 of 2018

Shyam Sharan Sao S/o Late Lalji Sao, aged about 58 years, Working as Upper Division Teacher at Adarsh Higher Secondary School, Balco Nagar, Korba, District Korba (C.G.).

---Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Education Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, District Raipur, Chhattisgarh.
2. Director, Public Instructions, Indrawati Bhawan, Atal Nagar, Raipur, District Raipur, Chhattisgarh.
3. District Education Officer, Korba, District Korba, Chhattisgarh.
4. Block Education Officer, Block Balco Nagar, District Korba, Chhattisgarh.

---Respondents

For petitioner : Shri C.J.K.Rao, Advocate.

For State : Shri Chandresh Shrivastava, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

28/11/2018

1. Learned counsel for the petitioner submits that the grievance of the petitioner stands squarely covered by the decision of the Supreme Court in case of Asha Saxenas Vs. State of MP & Ors. 2009 (3) MPJR (SC) 59.
2. The issue pertains to grant of two advance increments on successful completion of B.Ed. course before appointment on own expenses.
3. On verification, counsel for the State submits that the matter can be disposed of for consideration of the petitioner's case in the light of decision of the Supreme Court in case of Asha Saxena (Supra).

4. Given the facts and circumstances of the case and the submissions made by the counsel for either side, the present petition stands disposed of. The respondents are directed to consider the case of the petitioner for grant of two advance increments as per circulars prevailing in the State Government after verification of the facts pleaded by the petitioner, and in case if it is found that the petitioner is similarly placed, appropriate benefit be provided to him forthwith. Let this exercise be done within a period of 90 days from the date of production of certified copy of this order.

5. Accordingly, the writ petition stands allowed and disposed of.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit