

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 7797 of 2018

Ku. Sandhya Vishwakarma D/o Late Salikchand Vishwakarma, aged about 51 years, Shikshak (Panchayat), Government Middle School, Mendrakala, PS Ambikapur, Block Ambikapur, District Surguja (C.G.).

---Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Department of Panchayat, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur (C.G.).
2. Chief Executive Officer, Zila Panchayat, Surguja, Ambikapur, District Surguja (C.G.).

---Respondents

For petitioner	:	Shri Sunil Otwani, Advocate.
For State	:	Shri Syed Majid Ali, Dy.GA.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

06/12/2018

1. The challenge in the present Writ Petition is to the order Annexure-P/1 dated 05/04/2018 whereby the petitioner has been inflicted with punishment of stoppage of one increment with cumulative effect.
2. Prima-facie, this Court is of the opinion that, the instant Writ Petition may not be sustainable for the reason that, there is a provision of departmental appeal and revision Rules provided in the statutes.
3. Reserving the right of the petitioner to approach the Appellate Authority for redressal of her grievance against the impugned order, the present Writ Petition in its present form is held to be unsustainable.

4. In the event if the petitioner prefers an appeal within a period of 3 weeks' from today, the Appellate Authority is directed to consider the appeal on its merits ignoring the aspect of limitation in filing of an appeal and while deciding the same, it is also expected that the Appellate Authority would pass a speaking order taking into consideration the grounds raised by the applicant in his appeal.

5. The Writ Petition accordingly stands disposed off.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit