

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7974 of 2018

Smt. Lalita Kanwar W/o Nootan Singh Kanwar Aged About 32 Years
Posted As Lecturer Panchayat, Government High School Budhiyapali,
Block Kartala, District- Korba, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Panchayat And Rural Development Department, Mahanadi Bhawan, Atal Nagar, Raipur, District- Raipur, Chhattisgarh.
2. Chief Executive Officer Zila Panchayat Korba, District- Korba, Chhattisgarh.

---Respondents

For Petitioner	:	Mr. G.R. Miri, Advocate along with Mr. Basant Kaiwartya, Advocate
For State	:	Mr. Syed Majid Ali, Dy. G.A.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

04/12/2018

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground [that she has not](#) passed B.Ed/D. Ed examination.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. It is made clear that the entitlement of the petitioner would be subject to the petitioner's fulfilling all the requisite eligibility criteria under the service Rules.
6. The writ petition stands accordingly disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved