

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 891 of 2019**

Komnath S/o Mr. Tilak Ram, Aged About 36 Years, By Occupation Lecturer Panchayat, Govt. H.S.S. Latabod, Block Balod, District-Balod, Chhattisgarh.

---- Petitioner**Versus**

1. The State Of Chhattisgarh Through its Secretary, Panchayat And Rural Department, Mantralaya, Naya Raipur, District- Raipur, Chhattisgarh.
2. Commissioner-Cum-Director Panchayat, Sanchanalaya, Naya Raipur, District- Raipur, Chhattisgarh.
3. Chief Executive Officer, Zila Panchayat, District- Balod, Chhattisgarh.
4. Deputy Director, Local Fund Audit, Jagdalpur, Chhattisgarh.

----Respondents

For Petitioner	:	None
For State	:	None

Hon'ble Shri Justice P. Sam Koshy**Order on Board****12/02/2019**

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground **that he has not** passed B.Ed/D. Ed examination.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. 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. According to the respondents, 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. In view of the same, this writ petition is finally disposed of, with a direction to the Respondents to examine the Petitioner's claim in terms of the order passed by this Court in the case of **Jayant Kumar Patle** (supra) and take appropriate decision thereon.
5. The writ petition accordingly stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Jyoti