

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 979 of 2019

1. Smt. Kiran Bala Sahu W/o Shri Ghanshyam Prasad Sahu, Aged About 39 Years Presently Working As Lecturer (T L B) At Govt. Higher Secondary School, Tiwarta, Block Pali, District Korba Chhattisgarh., District : Korba, Chhattisgarh
2. Smt. Mamta Yadav, W/o Shri Rajkumar Yadav, Aged About 43 Years Presently Working As Lecturer (T. L. B) At Govt. Higher Secondary School, Tiwarta, Block Pali, District Korba Chhattisgarh.
3. Sapna Pramanik W/o Snehashish Pramanik, Aged About 36 Years Lecturer (L.B) Govt. Higher Secondary School Jarve, Block Kartala, District Korba Chhattisgarh.

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development , Mantralaya Police Station Rakhi, Tahsil Aarang, Naya Raipur, District Raipur Chhattisgarh.
2. Secretary, Department Of Education, Mantralaya Police Station Rakhi, Tahsil Aarang, Naya Raipur, District Raipur Chhattisgarh.
3. Chief Executive Officer, Zila Panchayat, Korba, District Korba Chhattisgarh.
4. District Education Officer, Korba, District Korba, Chhattisgarh.
5. Block Education Officer, Pali, District Korba Chhattisgarh.
6. Block Education Officer, Kartala, District Korba Chhattisgarh.

---- Respondents

For Petitioners	:	Shri C.J.K Rao, Advocate
For Respondent/State	:	Shri Arvind Dubey. P.L.

Hon'ble Shri Justice P. Sam Koshy

Order On Board

14/02/2019

1. The limited prayer which the petitioners have sought in this writ petition is for a direction to respondent no.1 to take a decision on the claim

of the petitioners for grant of two advance increments on their obtaining B.Ed./D.Ed. certificate both prior to appointment as well as subsequent to the appointment which is being otherwise provided to the Govt. teachers.

2. The claim of the petitioners is based on the fact that the nature of duties discharged by them as Shiksha Karmis is identical and similar to the government teachers and their services have also now got merged with the Education Department. Therefore, the benefits which are being extended to the government teachers should also be extended to the petitioners. The petitioners in this regard have made representations to the respondents.

3. Given the nature of dispute and also the fact that the claim of the petitioners would require a policy decision on the part of the State Govt., this Court does not intend to keep the petition pending any further, rather ends of justice would meet if the petition is disposed of with a direction to respondents 1 & 2 to take a decision in this regard as to whether the petitioners would also be entitled for similar benefits as are being granted to the regular government teachers. It is ordered accordingly. Let this exercise be concluded within a period of 4 months from the date of receipt of certified copy of this order. It shall be the responsibility of the petitioners to bring the order of this Court to the notice of respondents 1 & 2 along with any fresh representation, if they so prefer.

4. It is made clear that this Court has not expressed anything on merits of the case so far as the entitlement of the petitioners are concerned. The Respondents shall be at liberty to take a decision independently.