

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 1887 of 2019

1. Prabhat Nahak S/o Shri Vijay Nahak, Aged About 38 Years Working As Assistant Teacher (Panchayat) At Government Primary School, Gadtar, Block Khadgawa, District Korla Chhattisgarh.
2. Ashfak Ulla Khan S/o Shri Safee Ulla Khan Aged About 39 Years Working As Assistant Teacher (Panchayat) At Government Primary School, Badesalhi, Block Khadgawa District Korla Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development Mahanadi Bhawan New Raipur District Raipur Chhattisgarh.
2. The Chief Executive Officer , Janpad Panchayat, Khadgawa, District Korla Chhattisgarh.

---Respondents

For petitioner	:	Shri R.V. Rajwade, Advocate.
For State	:	Shri Rahul Mishra, Dy. G.A.

Hon'ble Shri Justice P. Sam KoshyOrder on Board15/03/2019

1. Ignoring the defaults pointed out by the Registry, with the consent of the parties the matter is heard finally and disposed of at the motion stage itself.
2. Learned counsel for the parties would submit that the issue raised in this petition is squarely covered by order dated 28.11.2017 passed by this Court in WPS No.2530 of 2017 (Mukesh Kumar Patel and another Vs. State of Chhattisgarh and another) and batch of petitions wherein the circular dated 23.04.2016 has been quashed, petitions allowed and it has been declared that the petitioner therein shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by **them** on a lower post or on the same post.

3. In view of the aforesaid submission and the impugned order and action is based on circular dated 23.04.2016 which has been quashed in the case referred to herein above, the petition also deserves to be allowed with the direction that the petitioner shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by [them](#) on a lower post or on the same post.

4. No order as to costs.

5.

Sd/-

(P. Sam Koshy)
JUDGE

Jyoti