

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 2280 of 2019

Mrs. Mousami Lata Pousharya W/o Mr. Kamal Kishore Pousharya,
Aged About 34 Years, By Occupation Teacher Local Body, Govt. U.P.S.
Masulpani, Block, Narharpur, District Uttar Bastar, Kanker,
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 Uttar Bastar, Kanker, Chhattisgarh.
4. Deputy Director, Sthaniya Nidhi Sampariksha, Jagdalpur, District Bastar.

---Respondents

For petitioner	:	Shri Parag Kotecha, Advocate.
For State	:	Ms. Shriya Mishra, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

29/03/2019

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground that he/she has not passed B.Ed/D. Ed examination.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. The writ petition stands accordingly disposed of.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit