

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 3209 of 2019

Phanishwar Sahu S/o Mr. Bhenu Ram Sahu, Aged About 33 Years,
By Occupation Lecturer Panchayat, Govt. High School Salebhat,
Block Keshkal, District- Kondagaon, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Urban Administration
Development Department, Mantralaya, Naya Raipur, District- Raipur,
Chhattisgarh
2. Secretary, Panchayat And Rural Development Department,
Mantralaya, Naya Raipur, District- Raipur, Chhattisgarh
3. Zila Panchayat Through Chief Executive Officer, Narayanpur,
Chhattisgarh
4. Zila Panchayat Through Chief Executive Officer, Bastar, Jagdalpur,
Chhattisgarh

---Respondents

For Petitioner	:	Mr. Parag Kotecha, Advocate
For State	:	Ms. Astha Shukla P. L.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

01/05/2019

1. The dispute raised in the present writ petition is the non-consideration of the case of the petitioner for grant of revised pay scale on completion of 8 years of service. The denial to the petitioner was that the petitioner has not completed 8 years of service under the same employer.

2. The grievance of the petitioner was that the petitioner was initially appointed under the Nagar Panchayat department and subsequently applied for recruitment on the higher post under Zila Panchayat and taking both the services, the petitioner has completed more than 8 years of service and therefore he is entitled for the benefit of higher pay scale.
3. The counsel for the petitioner submits that the issue involved in the present writ petition is squarely covered by the judgment of this Court in a bunch of writ petitions disposed off on 27.10.2018. The lead case of which being ***WPS No. 6147/2018 (Shabnum Khatun v. State of Chhattisgarh & Ors.)***
4. This aspect is not disputed by the State counsel so far as the matter being similar to the one passed in the case of “***Shabnum Khatun***” (supra).
5. Given the facts and circumstances of the case, the present writ petition also deserves to be and is accordingly disposed off in similar terms to the order passed in ***WPS No. 6147/2018 (Shabnum Khatun v. State of Chhattisgarh & Ors.)***.
6. The writ petition accordingly stands allowed. The petitioner would be entitled for the benefit as prayed for subject to the verification of the case by the Department.

Sd/-
(P. Sam Koshy)
Judge