

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 4087 of 2019

1. Ajay Pathak S/o Shri Ram Kumar Pathak Aged About 42 Years Lecturer (Panchayat) Govt. Higher Secondary School, Tatenga, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
2. Smt. Pushpa Mandarik W/o Shri Pranav Mandarik Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School, Gureda, Block - Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
3. Smt. Reeta Pradan W/o Shri Swapan Kumar Pradhan Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School, Girhola, Block - Dhamdha, District Durg, Chhattisgarh., District : Durg, Chhattisgarh
4. Smt. Reshmi Sahu W/o Shri Thangeshwar Sahu Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Tatenga, Block - Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
5. Rajulal Deshmukh S/o Shri Khedu Ram Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School, Jewartala, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
6. Pritam Kumar Dewangan S/o Shri Dhani Ram Dewangan Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School, Riwagahan, Block - Dondi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
7. Smt. Rashmi Tiwari W/o Shri Anand Tiwari Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School Newarikala, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
8. Ku. Harshita Govardhan D/o Shri Kishore Goverdhan, Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Chandanbirhi, Block - Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
9. Smt. Savita Telang W/o Shri Siddharth Telang Aged About 41 Years Lecturer (Panchayat) Govt. Higher Secondary School Nipani, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
10. Smt. Sunita Dewangan W/o Shri Arvind Kumar Dewangan Aged About 35 Years Lecturer (Panchayat) Govt. Higher Secondary School Dumar, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
11. Smt. Padmawati Rao W/o Shri Chidamber Rao Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Bital, Block Dondi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
12. Smt. Archana Kulhade W/o Shri Avinash Kulhade Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Pateli,

Block Dondi, District Balod Chhattisgarh., District : Balod, Chhattisgarh

13. Smt. Chhaneshwari Sahu W/o Shri Banshi Dhar Sahu Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Murmunda, Block - Dhamdh, District Durg Chhattisgarh., District : Durg, Chhattisgarh
14. Jeevan Lal Urvasha S/o Shri Bal Singh Urvasha Aged About 31 Years Teacher (Panchayat) Govt. Middle School Tatenga, Block - Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
15. Smt. Harsha Dewangan W/o Shri Rajendra Kumar Dewangan Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Tatenga, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
16. Smt. Sujatha Vijay Kumar W/o Shri Vijay Kumar Aged About 51 Years Lecturer (Panchayat) Govt. Higher Secondary School Deori (Kh) Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
17. Smt. Ranjana Noel Nand W/o Shri Rajesh Neol Nand Aged About 49 Years Lecturer (Panchayat) Govt. Higher Secondary School Katro, Block And District Durg Chhattisgarh., District : Durg, Chhattisgarh
18. Smt. Heena Thapa W/o Shri Devendra Thapa Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Dargaon, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
19. Dewendra Kumar Sahu S/o Shri Ganga Ram Sahu Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Newarikala, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
20. Smt. Omeshwari Urwasha W/o Shri Arun Kumar Urwasha Aged About 35 Years Lecturer (Panchayat) Govt. Higher Secondary School No. 2 Selud, Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
21. Smt. Shashikal Sahu W/o Shri Santosh Kumar Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School No. 2 Selud, Block - Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
22. Smt. Lata Yadu W/o Shri Akhilesh Yadu Aged About 48 Years Lecturer (Panchayat) Govt. Higher Secondary School No. 2 Selud, Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
23. Smt. Leena Kare W/o Shri Laxmikant Kare Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Matra, Block - Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
24. Smt. Sreeja Mahesh W/o Shri J. Mahesh Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Matra, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
25. Smt. Sawraj Kaur Virdhi W/o Shri Jasminder Singh Virdi Aged About 51 Years Lecturer (Panchayat) Govt. Higher Secondary School

Jamgaon (M) Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh

26. Smt. Devshree Dewangan W/o Shri Kamlesh Dewangan Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Jamgaon (M) Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
27. Smt. Devti Bal Sharma W/o Shri Pravin Kumar Sharma Aged About 48 Years Lecturer (Panchayat) Govt. Higher Secondary School Tawera, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
28. Chuman Lal Thakur S/o Shri Baliyar Singh Thakur Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Nahanda, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
29. Smt. Rachana Shrivastava W/o Shri Jayant Shrivastava Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Nahanda, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
30. Ku. Yogita Sharma Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Patora, Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
31. Smt. Yanchhu Chandrakar W/o Shri Bhimendra Ku. Chandrakar Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Rahud, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
32. Smt. Seema Sahi W/o Shri Vishwajeet Prasad Sahi Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Tawera, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
33. Neelkanth Patel S/o Shri Yuvraj Singh Patel Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Mahud (B), Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
34. Ajay Kumar Thakur S/o Shri Shankar Lal Thakur Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Chandanbirhi, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
35. Mohan Lal Sahu S/o Shri Jogi Ram Sahu Aged About 43 Years Lecturer (Panchayat) Govt. Higher Secondary School Madhud (B), Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
36. Smt. Meena Bhuarya W/o Shri Ashwani Bhuarya Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Mahud (B), Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
37. Jitesh Kumar Thakur S/o Shri Gaiind Singh Thakur Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School Mahud (B), Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh

38. Smt. Deepti Sharma W/o Shri Dhiraj Sharma Aged About 46 Years Lecturer (Panchayat) Govt. Higher Secondary School Fekari, Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
39. Smt. Renuka Kothle W/o Shri Jeewan Lal Kothel Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School Rahud, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
40. Smt. Usha Bargah W/o Shri Santosh Kumar Bargah Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Anjora (Dhaba), Block And District Durg Chhattisgarh., District : Durg, Chhattisgarh
41. Smt. Kusumlata Thakur W/o Shri Tameshwar Kumar Thakur Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Khudmuda, Block Berla And District Bemetara Chhattisgarh., District : Bemetara, Chhattisgarh
42. Smt. Draupati Singh W/o Shri Vinay Kumar Singh Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Harrthema, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
43. Smt. Anuka Janghel W/o Shri Vinod Kumar Janghel Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Kalyanpur, Block - Dongargarh And District Rajnandgaon Chhattisgarh., District : Rajnandgaon, Chhattisgarh
44. Smt. Arit Chimankar W/o Shri Devashish Chimankar Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Tendunala, Block - Dongargarh And District Rajnandgaon Chhattisgarh., District : Rajnandgaon, Chhattisgarh
45. Smt. Nahid Mumtaz W/o Shri Sayed Maqsood Ali Aged About 47 Years Lecturer (Panchayat) Govt. Higher Secondary School Tendunala, Block - Dongargarh And District Rajnandgaon Chhattisgarh., District : Rajnandgaon, Chhattisgarh
46. Smt. Sangeeta Chandrawanshi W/o Shri Somprakash Chandrawanshi Aged About 35 Years Lecturer (Panchayat) Govt. Higher Secondary School Khudmudi, Block - Berla, District Bemetara Chhattisgarh., District : Bemetara, Chhattisgarh
47. Smt. Sabita Yadav W/o Shri Anand Kumar Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Murmunda, Block - Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
48. Smt. Pushpa Rani Kannoje W/o Shri Girdhar Lal Kannoje Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School C.B. Nawagaon, Block Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
49. Smt. Pragya Giri W/o Shri Anugrah Narayan Giri Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Bhilouri, Block Berla And District Bemetara Chhattisgarh., District : Bemetara, Chhattisgarh
50. Smt. Yogita Kawde W/o Shri B.S. Kawde Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Medesara,

Block - Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh

51. Smt. Bharti Chandrakar W/o Shri Sadanand Chandrakar Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Medesara, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
52. Smt. Renuka Sharma W/o Shri Sanjay Ku. Sharma Aged About 42 Years Lecturer (Panchayat) Govt. Higher Secondary School Medesara, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
53. Smt. Hemlata Satyam W/o Shri Dilesh Kumar Aged About 35 Years Lecturer (Panchayat) Govt. Higher Secondary School Bharar, Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
54. Trilok Kumar Sahu S/o Shri Dhansay Sahu Aged About 46 Years Lecturer (Panchayat) Govt. Higher Secondary School Kholihar, Block - Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
55. Ku. Harshlata Dewangan D/o Shri M.P. Dewangan Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Nagpur, Block And District Durg Chhattisgarh., District : Durg, Chhattisgarh
56. Smt. Mamta Shukla W/o Shri K.K. Shukla Aged About 50 Years Lecturer (Panchayat) Govt. Higher Secondary School Bhendsar, Block And District Durg Chhattisgarh., District : Durg, Chhattisgarh
57. Smt. Manisha Deshmukh W/o Shri Gunjan Deshmukh Aged About 42 Years Lecturer (Panchayat) Govt. Higher Secondary School Kachndur, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
58. Thanuj Kumar Barle S/o Shri Lalsingh Barle Aged About 46 Years Lecturer (Panchayat) Govt. Higher Secondary School Kachndur, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
59. Smt. Vandana Tiwari W/o Shri Vinod Tiwari Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Rahud, Block - Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
60. Homan Lal Sahu S/o Shri Krishna Ram Sahu Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Kannevada, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
61. Smt. Pratibha W/o Shri Maheshwar Ram Kotpariya Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Kannevada, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
62. Gyaneshwar Singh Sahu S/o Shri Govind Singh Sahu Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School Kannevada, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh

63. Ku. Omeshwari Sahu D/o Shri Rooplal Sahu Aged About 39 Years Lecturer (Panchayat) Govt. Higher Secondary School Ghumka, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
64. Manish Kumar Yadav S/o Shri Sandhu Lal Aged About 41 Years Lecturer (Panchayat) Govt. Higher Secondary School Ghumka, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
65. Smt. Pushpa Rana W/o Shri L.K. Rana Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Peperchhedhi, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
66. Smt. Tulsi Dongre W/o Shri Thannu Lal Dongre Aged About 46 Years Lecturer (Panchayat) Govt. Higher Secondary School Kohangotala, Block And District Balod Chhattisgarh., District : Balod, Chhattisgarh
67. Smt. Prabha Dharamgade W/o Shri T. Dharamgade Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Nardha, Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
68. Smt. Lileshwari Sahu W/o Shri Vedprakash Sahu Aged About 37 Years Lecturer (Panchayat) Govt. Higher Secondary School Girhola, Block - Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
69. Smt. Neetu Tikariha W/o Shri Anoop Tikariha Aged About 36 Years Lecturer (Panchayat) Govt. Higher Secondary School Litiya, Block - Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
70. Smt. Rekha Sahu W/o Shri Anchit Kumar Sahu Aged About 33 Years Lecturer (Panchayat) Govt. Higher Secondary School Girhola Block Dhamdha, District Durg Chhattisgarh., District : Durg, Chhattisgarh
71. Ku. Pushpa Mandve D/o Shri Panch Ram Mandve Aged About 43 Years Lecturer (Panchayat) Govt. Higher Secondary School Tara, Block - Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
72. Ku. Rameshwari Ramteke D/o Shri Keshorao Ramteke Aged About 38 Years Lecturer (Panchayat) Govt. Higher Secondary School Jewartala, Block - Dondilohara, District Balod Chhattisgarh., District : Balod, Chhattisgarh
73. Ku. Premlata Khobragade D/o Shri Banshi Lal Aged About 45 Years Lecturer (Panchayat) Govt. Higher Secondary School Bharritola, Block Dondi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
74. Onkar Prasad Padoti S/o Shri Puranik Lal Padoti Aged About 34 Years Teacher (Panchayat) Govt. Middle School Mongari, Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh
75. Vijay Kumar Verma S/o Dr. Ram Lal Verma Aged About 40 Years Lecturer (Panchayat) Govt. Higher Secondary School Jamgaon (M), Block Patan, District Durg Chhattisgarh., District : Durg, Chhattisgarh
76. Om Prakash Dewangan S/o Shri Sudama Prasad Aged About 43 Years Lecturer (Panchayat) Govt. Higher Secondary School Tavera,

Block Gunderdehi, District Balod Chhattisgarh., District : Balod, Chhattisgarh

77. Smt. Bharti Thakre W/o Shri Harsh Thakre Aged About 46 Years Lecturer (Panchayat) Govt. Higher Secondary School Umarpoti, Block And District Durg Chhattisgarh., District : Durg, Chhattisgarh
78. Ku. Sita Kachhap D/o Shri Basudeo Ram Kachhap Aged About 34 Years Lecturer (Panchayat) Govt. Higher Secondary School Lalpur, Block Gaurela, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh
79. Punit Ram Uikey S/o Shri Jivrakhan Singh Uikey Aged About 32 Years Lecturer (Panchayat) Govt. Higher Secondary School Lalpur, Block Gaurela, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh
80. Smt. Parmin Otti W/o Shri Kalyan Singh Otti Aged About 42 Years Lecturer (Panchayat) Govt. Higher Secondary School Sadhawani, Block - Gaurela, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh
81. Shiv Prasad Pandro S/o Shri Narayan Singh Aged About 32 Years Lecturer (Panchayat) Govt. Higher Secondary School Kudkal, Block Pendra, District Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, Atal Nagar, New Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Director Chhattisgarh Public Instruction, Raipur, Indrawati Bhawan, New Raipur, Atal Nagar, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- Respondents

For Petitioners	:	Mr. Somkant Verma, Advocate.
For State	:	Mr. P. Acharya, Panel Lawyer

Hon'ble Shri Justice P. Sam Koshy

Order on Board

17/05/2019

1. The grievance of the petitioners in the present writ petition is the non acceptance of the past service rendered by the petitioners as Assistant Teacher and Teacher (P) by the respondents for the purpose of absorption in the Education Department.

2. The case of the petitioners is that the petitioners were initially appointed as an Assistant Teacher and Teacher (P) and subsequently they selected as Shiksha Karmi Grade-I. For the purpose of grant of revised pay scale, the State Govt. has taken the past service rendered as an Assistant Teacher and Teacher (P) of the petitioners and have granted the benefit of revised pay scale on completion of 8 years service starting from first date of appointment, that is the time when the petitioners were initially appointed as an Assistant Teacher and Teacher (P).
3. The grievance of the petitioners now is that though the Department has accepted the past service of the petitioners for the purpose of revised pay scale but for the purpose of counting the total length of service for absorption in the Education Department, the past service is not being considered.
4. This Court does not find any strong reason or ground on the part of the Department for not accepting the past service of the petitioners for the purpose of absorption particularly when the department has counted the past service for the purpose of grant of revised pay scale.
5. Given the aforesaid fact, let the case of the petitioners be scrutinized by respondent No.2 and an appropriate order be passed as to why the past service of the petitioners cannot be counted for the purpose of absorption when the Department itself has counted the said period for the purpose of revised pay scale. Let an order be passed by respondent No.2 within a period of 90 days from the date of receipt of copy of this order. It shall be the responsibility of the petitioners to

advise respondent No.2 so far as the order passed by this Court is concerned. The petitioners would be at liberty to file a suitable representation, if they so want, supported with all relevant documents.

6. With the aforesaid observation, the writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

Ved