

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 4906 of 2019**

Mahendra Kumar Sarwa S/o Shri Aju Ram Sarwa, Aged About 47 Years
Teacher(L. B.), Govt. Middle School Rajpur, Block- Narharpur, District-
Kanker, Chhattisgarh., District : Kanker, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Atal Nagar, Mahanadi Bhawan, New Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
2. Chief Executive Officer, Zila Panchayat Kanker, District- Kanker, Chhattisgarh., District : Kanker, Chhattisgarh
3. District Education Officer, Kanker, District- Kanker, Chhattisgarh., District : Kanker, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Somkant Verma, Advocate
For State	:	Ms. Sunita Jain, GA

Hon'ble Shri Justice P. Sam Koshy**Order on Board****04/07/2019**

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The Petitioner is aggrieved by the action of the Respondents, whereby the increment granted to the Petitioner is being withdrawn on the ground **that he has not** passed B.Ed/D. Ed examination.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 off.

Sd/-
(P. Sam Koshy)
Judge

Rohit