

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 5153 of 2019

1. Chandrajay Kumar Markam, S/o Late Shivilal Markam Aged About 33 Years By Occupation Teacher Nagriya Nikaya, Government Middle School Narhardeo, Block Kanker, District U. B. Kanker Chhattisgarh

---- Petitioner

Versus

1. The 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. Janpad Panchayat, Narharpur Through Chief Executive Officer, Janpad, Panchayat Narharpur District U.B. Kanker Chhattisgarh
4. Nagar Palika Parishad, Kanker Through Its Chief Municipal Officer, District U.B. Kanker Chhattisgarh

---Respondents

For Petitioner	:	Mr. Parag Kotecha, Advocate
For State	:	Mr. P. Acharya, Panel Lawyer

Hon'ble Shri Justice P. Sam Koshy

Order on Board

15.07.2019

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 she has not completed 8 years of service under the same employer.
2. The grievance of the petitioner was that she was initially appointed under the [Panchayat department](#) and subsequently applied for recruitment on the higher post under the [Municipal Council in the year 2017](#) 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**