

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 5229 of 2019**

Shatrughan Ram S/o Shri Radhey Ram, Aged About 44 Years
Working As Teacher (L.B.) At Government Middle School Kamari,
Janpad Panchayat - Shankargarh, Tahsil And Police Station
Shankargarh, District Balrampur - Ramanujganj Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Of School Education
Department, Mahanadi Bhawan, Mantralaya, Capital Complex, Atal
Nagar, Raipur, District Raipur Chhattisgarh
2. District Education Officer, Balrampur- Ramanujganj, District
Balrampur, - Ramanujganj Chhattisgarh
3. Block Education Officer, Shankargarh Block Shankargarh, District
Balrampur- Ramanujganj Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Pramod Shrivastava, Advocate
For State	:	Mr. Jitendra Pali, Dy. A.G.

Hon'ble Shri Justice P. Sam Koshy**Order on Board****17/07/2019**

1. The limited prayer which the petitioner has sought in this writ
petition is for a direction to respondent no.1 to take a decision on
the claim of the petitioner for grant of two advance increments on
his/her obtaining B.Ed./D.Ed. certificate both prior to appointment as
well as subsequent to appointment which is being otherwise
provided to the Govt. teachers.
2. The claim of the petitioner is based on the fact that the nature of
duties discharged by him/her as Shiksha Karmi is identical and
similar to the government teachers and his/her services have also

now got merged with the Education Department. Therefore, the benefits which are being extended to the government teachers should also be extended to the petitioner.

3. Given the nature of dispute and also the fact that the claim of the petitioner would require a policy decision on the part of the State Govt., this Court does not intend to keep the petition pending any further, rather ends of justice would meet if the petition is disposed off with a direction to respondents 1 & 2 to take a decision in this regard as to whether the petitioner would also be entitled for similar benefits as are being granted to the regular government teachers. It is ordered accordingly.
4. Let this exercise be concluded within a period of 4 months from the date of receipt of certified copy of this order. It shall be the responsibility of the petitioner to bring the order of this Court to the notice of respondents 1 & 2 along with any fresh representation, if he/she so prefers.
5. It is made clear that this Court has not expressed anything on merits of the case so far as the entitlement of the petitioner is concerned. The Respondents shall be at liberty to take a decision independently.

**Sd/-
(P. Sam Koshy)
Judge**