

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 5674 of 2019

Smt. Priya Sahu W/o Shri Santosh Sahu, aged about 30 years,
Working As Assistant Teacher (Nagriya Nikay) and posted at Govt.
Primary School Daihanpara-Balco, District Korba (CG)

... Petitioner

Versus

1. State Of Chhattisgarh, through the Secretary, Department of Urban Administration, Mahanadi Bhawan, Mantralaya, Naya Raipur, District Raipur (CG).
2. The Secretary, Department of Urban Administration and Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District Raipur (CG)
3. Block Education Officer, Block Korba, District Korba (CG)
4. Commissioner, Municipal Corporation, Korba, District Korba (CG)

... Respondents

For Petitioner	:	Mr. K.P. Sahu, Advocate
For State	:	Mr. Ashutosh Mishra, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

13/08/2019

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 [Panchayat department](#) and subsequently applied for recruitment on the higher post under the [Municipal Council, Korba](#) in the [year 2014](#) and taking both the services the petitioner has completed more than 8 years of service and therefore [she is entitled](#) for the benefit of higher pay scale.

3. 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 of 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 of 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

/sharad/