

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6020 of 2019

Smt. Sunita Ratre D/o Shri Sadharam Ratre Aged About 39 Years Posted As Asst. Teacher (L.B.), Govt. Primary School Limtara, Block Sakti, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Collector, District Janjgir Champa, Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat Janjgir, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat Sakti, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh
4. The District Education Officer Education District Sakti, District Janjgir Champa Chhattisgarh., District : Janjgir-Champa, Chhattisgarh

---Respondents

For Petitioner	:	Mr. Jeet Patel, Advocate
For State	:	Mr. Chandresh Shrivastava, Dy. A.G. Mr. Ashutosh Mishra, P.L.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

13/08/2019

1. The challenge in the present writ petition is to the order Annexure P-1 dated 15.05.2017 which is an order of punishment of stoppage of one annual increments with non-cumulative effect.
2. The present writ petition has been filed after about more than two years from the date of the impugned order was passed. The order of punishment is an appealable order under the service rules. Record does not reveal that the petitioner, at any point of time, has challenged the order of punishment before the appellate authority.

3. Thus, reserving the right of the petitioner to challenge the impugned order of punishment before the appellate authority, the present writ petition, in its present form, stands dismissed as not maintainable.
4. In case the petitioner prefers an appeal within a period of 30 days from the date of receipt of copy of this order, the appellate authority shall decide the same within a further period of 90 days thereafter. However, while deciding the appeal, the question of limitation may not come in the way of the authority and the appeal should be decided on its merits.

Sd/-
(P. Sam Koshy)
Judge

Ved