

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6830 of 2019

Smt. Nemin Baghmar W/o Bhushan Prasad Baghmar Aged About 32 Years Presently Working As Teacher (L.B.) Govt. Middle School, Tildabandha, Block, Simga, District Balodabazar Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Secretary Department Of Education Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
3. Commissioner Cum Director Directorate Of Panchayat Atal Nagar, Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
4. Director Public Instructions Directorate, Indrawati Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
5. Chief Executive Officer Zila Panchayat, Balodabazar, District Balodabazar - Bhatapara Chhattisgarh, District : Balodabazar-Bhathapara, Chhattisgarh
6. District Education Officer Balodabazar, District Balodabazar- Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh
7. District Treasury Officer Balodabazar, District Balodabazar - Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh
8. Block Education Officer Simga, District Balodabazar - Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh

9. D.D.O. Govt. Middle School, Tildabandha, Block Simga, District Balodabazar - Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh

---- Respondents

For petitioner	:	Shri C.J.K.Rao, Advocate.
For State	:	Ms. Ishwari Ghrilahre, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

04/09/2019

1. The limited grievance which the petitioner has raised in the present writ petition by virtue of order passed by this Court in the case of Mukesh Kumar Patel Vs. State of Chhattisgarh, WPS No. 2530/2017 decided on 26.11.2017 have been granted benefit of revised pay scale on completion of 8 years of service.
2. The counsel for the petitioner submits that the grievance which now remains is that the benefit is being provided to the petitioner prospectively and though the respondents have made a calculation which the petitioner is entitled for from the date of his completion of 8 years of service but no effective orders have been passed nor have department taken any steps for release of the arrears of payment. The petitioner prays for appropriate direction to the respondents for releasing the said amount. According to the petitioner he had completed his 8 years of service in the year 2013 and accordingly he is entitled for the benefit of revised pay scale immediately on completion of 8 years of service. However, this benefit has been extended to

the petitioner only from the year 2018. Thus, the present writ petition has been filed seeking for direction to respondents to consider the claim of the arrears of benefit between 2013 to 2018.

3. Without entering into the merits of the case and taking into consideration the judgment of this Court in the case of Mukesh Patel(Supra) which has also been affirmed by the Division Bench and taking note of the fact that respondents have complied with the order to the extent of granting revised pay scale to the petitioner, let respondents No. 2 & 3 take an appropriate decision at the earliest so far as release of the arrears of payment which the petitioner is entitled for. Expecting a decision from the respondents within a period of 90 days from the date of receipt of copy of this order the present writ petition stands disposed off.

Rohit

Sd/-
(P. Sam Koshy)
JUDGE