

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 9144 of 2019

Hemant Kumar Vishal, S/o. Moti Lal Vishal, Aged About 32 Years,
Working As Assistant Teacher (Panchayat) At Government High
School Maldamal, Block Saraipali, District Mahasamund
Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District Raipur Chhattisgarh.
2. Chief Executive Officer, Janpad Panchayat Saraipali, District Mahasamund Chhattisgarh.
3. Chief Municipal Officer, Nagar Panchayat Saraipali, District Mahasamund Chhattisgarh.

----Respondents

For Petitioner	:	Mr. Govind Dewangan, Advocate.
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For State	:	Mr. Priyank Rathi, Panel Lawyer
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Hon'ble Shri Justice Goutam Bhaduri

Order On Board

11.11.2019

Heard

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 Municipal Corporation and subsequently applied for recruitment on the higher post under the Panchayat services 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). The petitioner would be entitled for the benefit as prayed for subject to the verification of the case by the Department.

Sd/-
(Goutam Bhaduri)
JUDGE