

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 9432 of 2019

Smt. Lilykalyani Minj W/o Shri Rajendra Kumar Aged About 48 Years Lecturer ,
Posted At Kasturba Gandhi Girls Residential School Bhaiyathan, District
Surajpur Chhattisgarh, R/o Kasturba Gandhi Girls Residential School , Karkoti
Bhaiyathan , Tahsil Bhaiyathan , District Surajpur Chhattisgarh. --- **Petitioner**

Versus

1. State of Chhattisgarh Through The Secretary School Education Department - T,
Mantralaya, Mahanadi Bhawan , Naya Raipur District Raipur Chhattisgarh
2. The Secretary Panchayat And Rural Development Department Mantralaya,
Mahanadi Bhawan , Naya Raipur , District Raipur Chhattisgarh
3. Director Directorate of Public Education , Indrawati Bhawan Naya Raipur
District : Raipur, Chhattisgarh
4. District Education Officer Surajpur , District Surajpur District : Surajpur,
Chhattisgarh --- **Respondents**

For Petitioner	: Mrs. Meena Shastri, Advocate
For the Respondent	: Mr. Avinash Singh Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

19.11.2019

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 petitioners for grant of two advance increments on their obtaining B.Ed/D.Ed. Certificate both prior to appointment as well as subsequent to the 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 them as Shiksha Karmis are identical and similar to the Government Teachers and their 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. The petitioner submits in this regard she has made representation to the respondents.

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 the ends of justice would meet if the petition is disposed of with a direction to respondents 1 & 2 to take a decision in this regard as to whether the petitioner would also be entitled for a similar benefit as are being granted to the regular government teachers. It is ordered accordingly. 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 they so prefer.
4. It is made clear that this Court has not expressed anything on merits of the case so far as the entitlement of the petitioners are concerned. The respondents shall be at liberty to take a decision independently.

Sd/-
(GOUTAM BHADURI)
JUDGE