

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 212 of 2020

1. Smt. Vinita Patley W/o Shri Sanjay Kumar Patley Aged About 34 Years Working As Lectuer (L. B.) And Posted At Govt. Higher Secondary School Korkoma, Block Korba, District Korba, Chhattisgarh.
2. Hemlata Kerketta W/o Shri Sunil Kerketta Aged About 40 Years Working As Lectuer (L. B.) And Posted At Govt. Higher Secondary School Barpali, Block Kartala, District Korba, Chhattisgarh. **--- Petitioners**

Versus

1. State of Chhattisgarh through Secretary, Department of School Education Mahanadi Bhawan, Mantralaya Atal Nagar New Raipur, District Raipur, Chhattisgarh.
2. District Education Officer Korba, District Korba, Chhattisgarh.
3. Principal at Govt. Higher Secondary School Korkoma, Block Korba, District Korba, Chhattisgarh.
4. Principal at Govt. Higher Secondary School Barpali, Block Kartala, District Korba, Chhattisgarh. **--- Respondents**

For the Petitioner : Mr. Ajay Shrivastava, Advocate.

For the State/Respondents : Ms. Binu Sharma, Panel Lawyer.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

14.01.2020

1. The limited prayer which the petitioners have 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 petitioners 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 petitioners. The petitioners submit in this regard that they have made representation to the respondents.

3. Given the nature of dispute and also the fact that the claim of the petitioners 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 petitioners 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 petitioners 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**