

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 3162 of 2020**

- Harish Chandra Dubey S/o Late Ganesh Prasad Dubey Aged About 47 Years
Asstt. Grade II Government H.S. School , Baima Nangoi, Block Belha, District
Bilaspur Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, School Education Department,
Mahanadi Bhawan , Naya Mantralaya, Naya Raipur 492002 Chhattisgarh
2. The Joint Director Education Department , Bilaspur 495001 Chhattisgarh

---- Respondents

For Petitioner : Shri B.P. Rao, Advocate

For Respondents/State : Ms. Richa Shukla, Dy. GA

Hon'ble Shri Justice Goutam Bhaduri**Order****31/08/2020**

1. The grievance of the petitioner is non granting of annual increment on completion of one year service from the initial date of appointment.
2. The contention of the counsel for the petitioner is that in the light of the judgment passed by this Court in WPS No. 841/2010 and WPS No.844/2010 which were disposed of on 24.02.2011, the State Govt. has extended the benefit to similarly placed persons. Counsel for the petitioner further submits that the State authorities are extending the benefits only to those persons who are getting the order from the High Court and not otherwise.

3. State counsel, at this juncture, submits that subject to verification of facts whether the claim of the petitioner is identical in nature to the said similarly placed persons who have been granted the benefits in the very same department, the petition of the petitioner can be disposed.
4. Given the aforesaid statement made by the counsel appearing on either side, this Court is of the opinion that no fruitful purpose would be served in keeping the petition pending, rather ends of justice would meet if the writ petition is disposed of with a direction to the respondent No.2 to verify the factual contents as stated in the preceding paragraphs and also verify whether identically placed persons have been extended the benefit or not and take appropriate steps so far as the petitioner is concerned. The petitioner would be at liberty to make fresh representation to the respondent No.2.
5. Let this exercise be completed within a period of 3 months from the date of receipt of copy of this order.
6. The writ petition accordingly stands disposed of.

Sd/-

Goutam Bhaduri
Judge

Ashu