

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 3840 of 2020**

Gajendra Kumar Sahu S/o. Lekh Ram Sahu Aged About 37 Years Working As Teacher (P.T.I.) (Nagriy Nikay) At Govt. Boys Higher Secondary School Simga, Block Simga, District- Baloda Bazar-Bhatapara, Chhattisgarh.

---- **Petitioner**

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Urban Administration And Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District- Raipur, Chhattisgarh
2. Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District- Raipur, Chhattisgarh
3. Joint Director, Department Of Urban Administration And Development, Atal Nagar, Naya Raipur, District- Raipur, Chhattisgarh
4. Chief Municipal Officer, Nagar Panchayat Simga, District Baloda Bazar-Bhatapara, Chhattisgarh
5. District Education Officer, Baloda Bazar- Bhatapara, District- Baloda Bazar-Bhatapara, Chhattisgarh

---- **Respondents**

For Petitioner	:	Mr. Govind Dewangan, Advocate
For State	:	Mr. Sudeep Agrawal, Dy. A.G.

Hon'ble Shri Justice Goutam Bhaduri

ORDER

01.10.2020

Heard

1. The limited grievance which the petitioner has raised in this present writ petition is that 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, the petitioner should have been granted the benefit of revised pay scale on completion of 8 years of service.
2. Learned 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 from the date of his completion of 8 years of service but no effective orders have been passed nor the department has 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 on 03.07.2014 and accordingly he is entitled for the benefit of revised pay scale immediately on completion of 8 years of service. However, the benefit has been extended to the petitioner only from the year 2019. Thus, the present writ petition has been filed seeking for direction to respondents to consider the claim of the arrears of benefit between 2014 to 2019.

3. Without entering into the merits of the case and taking into consideration the judgment of this Court in the case of *Mukesh Kumar 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 to 4 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.

Aks

Sd/-
Goutam Bhaduri
Judge