NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4349 of 2020

- Tijau Ram Tarak S/o Late Latelu Ram Tarak Aged About 48 Years Working As Lecturer (L.B.) At S. R. Banjare Govt. Higher Secondary School Kurru, Block Abhanpur, District Raipur Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur District Raipur Chhattisgarh,
2. Secretary, Department Of Panchayat And Rural Development, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nawa Raipur District Raipur Chhattisgarh,
3. Commissioner-Cum-Director Directorate Of Panchayat, Atal Nagar, New Raipur District Raipur Chhattisgarh
4. Chief Executive Officer Zila Panchayat, Raipur District Raipur Chhattisgarh,
5. District Education Officer Raipur District Raipur Chhattisgarh,

---- Respondents

For Petitioner : Mr. Govind Dewangan, Advocate.
For State : Ms. Richa Shukla, Dy. Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order

5-11-2020

Heard

1. The limited grievance which the petitioner has raised in this writ petition is that by virtue of order passed in WPS No.2530 of 2017

(Mukesh Kumar Patel and another Vs. State of Chhattisgarh and another) decided on 26.11.2017 the petitioner has 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 but no effective orders have been passed nor have department 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 10-7-2015 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 2018. Thus the present writ petition has been filed seeking for direction to respondents to consider the claim of the arrears of benefit between 2015 to 2018 .

3. Without entering into the merits of the case and taking into consideration the judgment of this Court in the case of Mukesh Patel (supra) which has also been affirmed by the Division Bench and taking note of the fact that the 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.

Sd/-

(Goutam Bhaduri)
Judge

Raju