

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4486 of 2020

1. Arvind Kumar Minj S/o Late Devan Sai Minj Aged About 26 Years Posted As Asi (M) At Office Of Superintendent Of Police, Sarguja, P.S.- Ambikapur, District : Surguja (Ambikapur), Chhattisgarh
2. Smt. Nasima Ara W/o- Late Saifullah Siddiqui Aged About 34 Years Posted As Asi (M) At Office Of Superintendent Of Police, Sarguja, P.S.- Ambikapur, District : Surguja (Ambikapur), Chhattisgarh
3. Vishwanath Singh Paikra S/o- Late Krishna Singh Paikra Aged About 36 Years Posted As Asi (M) At Office Of Superintendent Of Police, Sarguja, P.S.- Ambikapur, District : Surguja (Ambikapur), Chhattisgarh
4. Vivek Shukla S/o- Pramod Shukla Aged About 34 Years Posted As Asi (M) At Office Of Superintendent Of Police, Sarguja, P.S.- Ambikapur, District : Surguja (Ambikapur), Chhattisgarh
5. Anju Deepika Ekka D/o- Late Kalustus Ekka Aged About 30 Years Posted As Asi (M) At Office Of Superintendent Of Police, Raigarh, , District : Raigarh, Chhattisgarh
6. Anoop Kumar Panda S/o - J.B. Panda Aged About 34 Years Posted As Asi (M) At Office Of Superintendent Of Police, 10th Battalion, Surajpur, District : Surajpur, Chhattisgarh
7. Chitumani Singh Paikra S/o- Late S.S. Paikra Aged About 32 Years Posted As Asi (M) At Office Of Superintendent Of Police, 10th Battalion, Surajpur, District : Surajpur, Chhattisgarh
8. Deepika Singh D/o- Late S.S. Parihar Aged About 28 Years Posted At Asi (M) At C.I.D. Phg Surajpur , District : Surajpur, Chhattisgarh
9. Heera Prajapati Aged About 30 Years Posted As Asi (M) At Fsl Unit, Raigarh, District : Raigarh, Chhattisgarh

---- Petitioners

Versus

1. State Of Chhattisgarh Through Finance Department Mahanadi Bhawan, New Raipur, District : Raipur, Chhattisgarh

2. Secretary Through Home Department Mahanadi Bhawan, New Raipur, District : Raipur, Chhattisgarh
3. Director General Of Police Headquarters, Civil Line, Raipur, District : Raipur, Chhattisgarh
4. Commandant 2nd Battalion, Chhattisgarh Armed Forces, Sakri, Bilaspur, District : Bilaspur, Chhattisgarh
5. The Director Directorate Of (Treasury, Accounts And Pension), Surguja , District : Surguja (Ambikapur), Chhattisgarh
6. Joint Director Directorate Of (Treasury, Accounts And Pension), Jashpur Division, Jashpur , District : Jashpur, Chhattisgarh
7. Directorate Of (Treasury, Accounts And Pension) Korea Division, Korea (Chhattisgarh), District : Koriya (Baikunthpur), Chhattisgarh
8. Directorate Of (Treasury, Accounts And Pension) Raigarh Division, Raigarh (Chhattisgarh), District : Raigarh, Chhattisgarh
9. Directorate Of (Treasury, Accounts And Pension) Raipur Division, Raipur (Chhattisgarh), District : Raipur, Chhattisgarh

----- Respondents

For Petitioner	:	Mr. Krishna Tandan, Advocate
For State	:	Mr. Rahul Jha, Govt. Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

20.11.2020

1. Grievance of the Petitioners is that, the Petitioners No.1 & 2 working as Assistant Sub Inspector (M) under the Respondents is being denied the grant of adhoc pay increase which has been granted to other similarly placed persons but who were not in Ministerial cadre
2. Counsel for the Petitioners submits that the grievance involved in the present writ petition has already been adjudicated upon in favour of the other similarly placed persons in Writ Petition (S) No. 4563 of

2006 [Abdul Nawab Khan & Others v. The State of Chhattisgarh & Others], decided on 7.5.2009. The judgment passed by this Court in Writ Petition (S) No. 4563 of 2006 has been affirmed even up till the stage of Supreme Court. Subsequently, another batch of petitioners filed a writ petition i.e., Writ Petition No. 4523 of 2014 [Francis Xavier Back & Others v. State of Chhattisgarh & Others], and the said writ petition also got disposed on 3.7.2015, granting the benefit which has been extended to the other similarly placed persons in the light of the decision rendered in the case of Abdul Nawab Khan (supra). Counsel for the Petitioners therefore prays that the Respondents may further be directed to consider the case of the Petitioners also in similar line.

3. Counsel for the State does not oppose the same.
4. Accordingly, the present writ petition is also disposed of in similar line as in the case of Francis Xavier Back & Others v. State of Chhattisgarh, decided on 3.7.2015 in Writ Petition (S) No. 4523 of 2014.
5. In case subject to verification, if the Petitioners are found eligible, the relief as sought for may be released to them forthwith and if Respondents find that the Petitioners are not entitled, they may be suitably intimated in this regard giving reasons for their non entitlement.
6. Let this exercise be done within a period of 90 days from the date of the Petitioners presenting the certified copy of this order before the respondent authorities.

7. With the aforesaid directions, the writ petition finally stands disposed off.

**Sd/-
(P. Sam Koshy)
Judge**

Rahul