

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**Writ Petition (S) No. 4802 of 2020**

1. Devendra Kumar Nishad S/o Mohan Lal Nishad Aged About 36 Years At Present Working And Posted At Primary School Dhanora, District Durg Chhattisgarh R/o Brp Colony, Station Maroda, Post And Thana Nevai, Bhilai, District Durg Chhattisgarh.

**---Petitioner(s)**

**Versus**

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

**---Respondents**

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|----------------|---|------------------------------------|
| For Petitioner | : | Shri Shikhar Sharma, Advocate.     |
| For State      | : | Shri Sudeep Verma, Govt. Advocate. |

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**Hon'ble Shri Justice P. Sam Koshy**

**Order on Board**

**11.12.2020**

1. Learned counsel for the parties would submit that the issue raised in this petition is squarely covered by order dated 28.11.2017 passed by this Court in WPS No.2530 of 2017 (Mukesh Kumar Patel and another Vs. State of Chhattisgarh and another) and batch of petitions wherein the circular dated 23.04.2016 has been quashed, petitions allowed and it has been declared that the petitioners therein shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by them on a lower post or on the same post.
2. In view of the aforesaid submission and the impugned order and action is based on circular dated 23.04.2016 which has been quashed in the case referred to herein above, the petition also deserves to be allowed with the direction that the petitioner(s) shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by him / her on a lower post or on the same post.
3. No order as to costs.

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