

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 10380 of 2019**

1. Devnath Kamalvanshi S/o Shri Ageen Singh Kamalvanshi Aged About 49 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Mudpaar Niwasi- Gram Mudpaar Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
2. Janakram Diwan S/o Shri Lalji Diwan Aged About 48 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Gidhpuri Niwasi- Gram Gidhpuri Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
3. Narottam Das Mahant S/o Shri Sahettardas Mahant Aged About 50 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Baya Niwasi- Gram Baya Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
4. Chandrakumar Thakur S/o Shri Mohitram Thakur Aged About 46 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Kosamsara Niwasi- Gram Kosamsara Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
5. Ramswaroop Diwan S/o Shri Ramlal Diwan Aged About 50 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Aamgaon Niwasi- Gram Aamgaon Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
6. Smt. Aarti Vishwakarma W/o Shri Sureet Vishwakarma Aged About 44 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Kot / K Niwasi- Gram Kot / K Vikaskhand And Thana Kasdol, , District : Balodabazar-Bhathapara, Chhattisgarh
7. Jeewanlal Yadav S/o Shri Laharam Yadav Aged About 48 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Temri Niwasi- Gram Temri Vikaskhand and Thana Kasdol, , District : Balodabazar-Bhathapara, Chhattisgarh
8. Shyam Sundar Sahu S/o Laxmisav Sahu Aged About 43 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Chharchhed Niwasi- Gram Chharchhed Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
9. Smt. Geeta Devi Sahu W/o Shri Chandraprakash Sahu Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Malidih Niwasi- Gram Malidih Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
10. Smt. Veena Pandey W/o Shri Bhuvanprakash Pandey Aged About 49 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Sel Niwasi- Gram Sel Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
11. Smt. Khilawan Sahu W/o Shri Ganeshram Sahu Aged About 44 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Gordha Niwasi- Gram Gordha Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh

12. Smt. Lalita Jaiswal W/o Shri Vijayendra Kumar Jaiswal Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Sel Niwasi- Gram Sel Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 13. Smt. Lalsa Kurre W/o Kaliram Kurre Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Pisd Niwasi- Gram Pisd Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 14. Smt. Ramla Kaiwartaya W/o Shri Leelapati Kaiwartaya Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Pisd Niwasi- Gram Pisd Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 15. Smt. Lalita Manikpuri W/o Shri Premdas Manikpuri Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Gwalindh Niwasi- Gram Gwalindh Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 16. Jayprakash Patel S/o Shri Nankiram Patel Aged About 48 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Bilari Niwasi- Gram Bilari Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 17. Om Prakash Sahu S/o Shri Sitaram Sahu Aged About 42 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Kurraha Niwasi- Gram Kurraha Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 18. Bishahudas Mahant S/o Shri Balidas Mahant Aged About 47 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Baheabhatha Niwasi- Gram Baheabhatha Vikaskhand And Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 19. Ramakant Sharma S/o Shri Makhanlal Sharma Aged About 47 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Balouda Niwasi- Gram Balouda Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 20. Damru Lal Dewangan S/o Shri Chandram Dewangan Aged About 49 Years Pesha Sahayak Shikshak L.B. Prathmik Shala Dhamalpur Niwasi- Gram Dhamalpur Vikaskhand and Thana Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
- Petitioners**

Versus

1. State of Chhattisgarh through- Sachiv, School Shiksha Vibhag, Mantralaya Mahanadi Bhawan, Naya Raipur, ., District : Raipur, Chhattisgarh
2. Sachiv Panchayat, Grameen Vikas Vibhag, Mantralaya, Naya Raipur, District : Raipur, Chhattisgarh
3. Sanchalak Panchayat Sanchalnalaya Chhattisgarh, Indrawati Bhawan, Naya Raipur, District : Raipur, Chhattisgarh
4. Mukhya Karyapalan Adhikari Zila Panchayat Balodabazar Bhatapara, District : Balodabazar-Bhathapara, Chhattisgarh

5. Mukhya Karyapalan Adhikari Janpad Panchayat Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
 6. Collector Balodabazar Bhatapara, District : Balodabazar-Bhathapara, Chhattisgarh
 7. Zila Shiksha Adhikari Balodabazar Bhatapara, District : Balodabazar-Bhathapara, Chhattisgarh
 8. Khand Shiksha Adhikari Kasdol Vikaskhand Kasdol, District : Balodabazar-Bhathapara, Chhattisgarh
- Respondents**

For the Petitioners : Mr. Abdul Wahab Khan, Advocate

For the State/Respondents : Mr. Avinash Singh, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

28-01-2020

1. The limited grievance which the petitioners have 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 petitioners have been granted the benefit of revised pay scale on completion of 8 years of service.
2. Learned counsel for the petitioners submits that the grievance which now remains is that the benefit is being provided to the petitioners prospectively and though the respondents have made a calculation which the petitioners were entitled from the date of their completion of 8 years but no effective orders have been passed nor has department taken any steps for release of the arrears of payment. The petitioners pray for appropriate direction to the respondents for releasing the said amount.
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 & 3 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**