

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 188 of 2021

1. Smt. Shubha Pandey W/o Shri Rakesh Pandey Aged About 58 Years Occupation Assistant Teacher (L.B.), Govt. Primary School, R/o- Rajendra Nagar Bilaspur, Distt.- Bilaspur (Chhattisgarh).

---Petitioner(s)

Versus

1. State Of Chhattisgarh Through - Sachiv, School Education Department, Mantralaya Mahanadi Bhawan, Naya Raipur (Chhattisgarh)
2. Sachiv Panchayat, Gramin Vikas Evam Shram Vibhag, Mantralaya Naya Raipur (Chhattisgarh)
3. Chief Executive Officer Janpad Panchayat, Bilha, Distt.- Bilaspur Chhattisgarh.
4. District Education Officer Bilaspur, District- Bilaspur (Chhattisgarh)
5. Block Education Officer Vikaskhand Bilha, Distt. Bilaspur (Chhattisgarh)

---Respondents

For Petitioner	:	Shri Abdul Wahab Khan, Advocate.
For State	:	Shri Sudeep Verma, Dy. Govt. Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

02.02.2021.

1. Heard.
2. Learned counsel for the petitioner submits that the petitioner has filed an application that she was working prior to 1991 in the Panchayat Department and she was subsequently absorbed in Education Department. It is contended that the petitioner raised grievance that the amount was being deducted under National Pension Scheme (N.P.S.) from the salary and the N.P.S. has been implemented from 01.01.2004, whereas the petitioner has been appointed in the year 1991; therefore, the deduction under the N.P.S. cannot be made from their salary. It is further contended that the petitioner has made an application that the deduction may not be made under the N.P.S. and should be allowed to give privilege which was given earlier. It is further contended that the petitioner has

made an application to the District Education Officer, which may be directed to be decided.

3. At this stage, since limited prayer is made, the petitioner is given liberty to make a fresh representation redressing all the averments to the respondent No.4 within a period of 4 weeks, which shall be decided within a further period of 90 days from the date of receipt of the representation. It is observed that this Court has not made any observation on the merit of this case.
4. with the aforesaid observation, the petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

inder