

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 3399 of 2021

1. Dilip Kumar Tiwari S/o Late S.R. Tiwari Aged About 66 Years Sports Officer (Kridadhikari) (Retd.), CMD College (Chhattisgarh), R/o F-8, New Sales Tax Colony, Near Jagannath Temple, Khamhardih, Shanker Nagar Raipur (Chhattisgarh).

---Petitioner(s)

Versus

1. State of Chhattisgarh Through Secretary, Ministry of Higher And Technical Education, Man Power Deployment, Science And Technology, Mantralaya, Mahanadi Bhawan, Capital Complex, Naya Raipur, District Raipur (Chhattisgarh), District : Raipur, Chhattisgarh
2. The Commissioner Higher Education Department, Govt. Of Chhattisgarh, Mantralaya, Naya Raipur., District : Raipur, Chhattisgarh
3. C. M. Dubey College Through Principal, CMD Chowk, District Bilaspur (Chhattisgarh), District : Bilaspur, Chhattisgarh

---Respondents

For Petitioner	:	Ms. Anuja Sharma, Advocate.
For Respondents	:	Ms. Abhyunnati Singh, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

08.07.2021

1. Learned counsel for the petitioner submits that the petitioner has retired on 30.06.2018, who was an employee in the aided college of Respondent No. 3 i.e. D.P. Vipra College. It is further submitted that since it was a aided college the petitioner was entitled to receive the benefits of 7th pay commission as the similarly placed employees have been granted the benefits.
2. Under the circumstances, since the other similarly placed employees have been granted the benefits of 7th pay commission in respect of pension and other ancillary benefits, the petitioner at this stage prays that he has made a representation to the Commissioner Higher Education Department (Respondent No. 2) on 08.01.2020 (Annexure P-1) for grant of benefits

and prays that the same may be directed to be decided by a speaking order so that the petitioner may also get the benefits which are being granted to the similarly placed employees.

3. Considering the limited prayer made, at this stage, without any observations on the merits as to the entitlement of the petitioner, the Respondent No. 2 is directed to decide the representation (Annexure P-1) of the petitioner within a further period of 4 months from the date of receipt of a copy of this order.
4. With the aforesaid observation, the petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

inder