

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 3292 of 2021**

Dr. Vijay Kumar Tiwari S/o Late Shri Tulsi Ram Tiwari, Aged About 68 Years, Asst. Professor (Retd.), CMD College, Chhattisgarh, R/o D - 14, Fase - 1, Rama Life City, Sakri, Bilaspur, District Bilaspur, Chhattisgarh

---- Petitioner**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
2. The Commissioner, Higher Education Department, Govt. Of Chhattisgarh, Mantralaya, Naya Raipur, Chhattisgarh
3. C M Dubey College Through Principal, CMD Chowk, Bilaspur, District Bilaspur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Nitesh Jain under instruction of Mr. B. P. Sharma, Advocate
For State	:	Mr. Suyash Dhar, P.L.

Hon'ble Shri Justice P. Sam Koshy**Order On Board****06.07.2021**

Heard

1. Learned counsel for the petitioner submits that the petitioner has retired on 31.08.2017, who was an Assistant Professor in the aided college of Respondent No. 3 i.e. C. M. Dubey 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. 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 Annexure P-1 to the Commissioner Higher Education Department (Respondent No. 2) 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.

2. Considering the limited prayer made, at this stage, without any observation 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.
3. With the aforesaid observation, the writ petition stands disposed of.

Sd/-
P. Sam Koshy
Judge