

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 3587 of 2021

1. Smt. Sushila Bhagat (Before Marriage Kerketta) W/o Nande Ram Bhagat Aged About 37 Years R/o Working As Teacher (L.B.), Govt. Middle School, Farsabahar, Block Farshabahar, District Jashpur Chhattisgarh
2. Smt. Jaya Kerketta W/o Sanjeevan Bhagat Aged About 35 Years R/o Working As Teacher (L.B.), Govt. Middle School, Suwarpara, Block Batoli, District Surguja Chhattisgarh
3. Smt. Ashrita Ekka D/o Vijay Ekka Aged About 41 Years R/o Working As Teacher (L.B.), Govt. Middle School, Suwarpara, Block Batoli, District Surguja Chhattisgarh

---Petitioner(s)

Versus

1. State of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur District Raipur Chhattisgarh
2. Secretary, Department Of Panchayat And Rural Development, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nawa Raipur District Raipur Chhattisgarh
3. Commissioner-Cum-Director Directorate of Panchayat, Atal Nagar, Naya Raipur District Raipur Chhattisgarh
4. Director Public Instructions Raipur District Raipur Chhattisgarh
5. Collector Ambikapur District Surguja Chhattisgarh
6. Chief Executive Officer Jila Panchayat, Ambikapur District Surguja Chhattisgarh
7. Chief Executive Officer Jia Panchayat Jashpur District Jashpur Chhattisgarh
8. District Education Officer Ambikapur District Surguja Chhattisgarh

---- Respondents

For Petitioners	:	Shri Harish Khuntiya, Advocate.
For State	:	Ms. Akanksha Jain, Dy. Govt. Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

14.07.2021

1. The limited grievance which the petitioners have raised in the present writ petition is the benefits which arise, by virtue of the order passed by this Court in the case of Mukesh Kumar Patel & another Vs. State of Chhattisgarh & another, WPS No. 2530/2017 decided on 28.11.2017 as regards granting of 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 petitioner prospectively and though the respondents have made a calculation which the petitioners were entitled from the date of her completion of 8 years of service but no effective order has been passed nor the department has taken any step for releasing the arrears of payment. The petitioners pray for an 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 Kumar Patel (Supra) which has also been affirmed by the Division Bench and also 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 the respondents 2 & 3 take an appropriate decision at the earliest as regards releasing 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 writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

inder