

HIGH COURT OF CHHATTISGARH AT BILASPUR**Writ Petition (S) No. 1654 of 2014**

Smt. Surekha Sagar W/o Shri Yosef Basant Sagar,
Aged About 45 Years By Post Assistant Teacher
Panchayat At Present Posted At Govt. Primary
School At Bansula Block Basana Janpad Panchayat
Basana, P.S. And Tahsil Basana, Civil And
Revenue Distt. Mahasamund, Chhattisgarh.

---Petitioner

Versus

- 1.State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh.
- 2.The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh.
- 3.The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh.
- 4.Block Education Officer Basna, District :
Mahasamund, Chhattisgarh.

---Respondents

Writ Petition (S) No. 1662 of 2014

Tankdhar Bariha S/o Shri Arachyuto Bariha Aged
About 47 Years By Post Assistant Teacher
Panchayat At Present Posted At Govt. Primary
School At Akharabhata, Block Basana Janpad

Panchayat Basana, P.S. And Tahsil Basana, Civil
And Revenue Distt. Mahasamund, Chhattisgarh.

---- Petitioner

Versus

1. The State Of Chhattisgarh Through The
Secretary, Department Of Panchayat And Rural
Development, New Mantralaya, Mahanadi - Bhawan
New Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh
4. Block Education Officer Basna Distt.
Mahasamund, Chhattisgarh

---Respondents

Writ Petition (S) No. 2084 of 2014

Shubha Ram Pandey S/o Late Shri Jivrakhan
Pradhan Aged About 43 Years By Post Assistant
Teacher Panchayat, At Present Posted At Govt.
Primary School At Damakheda, Block Simga, Zila
Panchayat- Balodabazar, P.S. And Tahsil
Balodabazar - Bhatapara, Civil And Revenue
Distt. Balodabazar - Bhatapara, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh.
2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh.

3. The Chief Executive Officer Janpad Panchayat,
Simga, Distt. Balodabazar- Bhatapara,
Chhattisgarh.

4. Block Education Officer Simga, District :
Balodabazar-Bhathapara, Chhattisgarh.

---Respondents

Writ Petition (S) No. 2171 of 2014

Jeet Ram Sahu S/o Shri Gopal Prasad Sahu
Aged About 46 Years Working As Lecturer
Panchayat, Govt, Higher Secondary School,
Parsadih, Bhilaigarh Block And P.S.
Bhilaigarh, Distt. Baloda Bazar- Bhatapara,
Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh.

2. The Chief Executive Officer Zila Panchayat,
Raipur , District : Raipur, Chhattisgarh.

3. The Chief Executive Officer Janpad Panchayat,
Bilaigarh Distt. Balodabazar - Bhatapara,
Chhattisgarh.

4. Block Education Officer Block Bhilaigarh, P.S.
Bhilaigarh Distt. Baloda Bazar Bhatapara,
Chhattisgarh.

---Respondents

Writ Petition (S) No. 1658 of 2014

Kangaluram Bhoi S/o Shri Rameshwar Bhoi Aged
About 45 Years By Post Assistant Teacher
Panchayat At Present Posted At Govt. Primary

School At Karrabhouna, Block Basana Janpad
Panchayat Basana, P.S. And Tahsil Basana, Civil
And Revenue Distt. Mahasamund, Chhattisgarh.

---- Petitioner

Versus

1. The State Of Chhattisgarh Through The
Secretary, Department Of Panchayat And Rural
Development, New Mantralaya, Mahanadi - Bhawan
New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh
4. Block Education Officer Basna Distt.
Mahasamund, Chhattisgarh

---Respondents

Writ Petition (S) No. 1668 of 2014

Chhanulal Dhru S/o Late Shri Mohanlal Dhru,
Aged About 37 Years R/o By Post Assistant
Teacher Panchayat At Present Posted At Govt.
Primary School At Pahanda Aarang, P.S. And
Tahsil - Arang Civil And Revenue Distt Raipur,
Chhattisgarh

---- Petitioner

Versus

1. The State Of Chhattisgarh Through The
Secretary, Department Of Panchayat And Rural
Development, New Mantralaya, Mahanadi - Bhawan
New Raipur Distt. Raipur, Chhattisgarh

2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat,
Arang Distt. Raipur, Chhattisgarh
4. Block Education Officer Arang Distt Raipur,
Distt Raipur, Chhattisgarh

---Respondents

Writ Petition (S) No. 1659 of 2014

Lalit Kumar Chowdhary S/o Lae Shri Gokul Prasad Chowdhary, Aged About 43 Years By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Dhaman - Ghutkuri Block Basana Janpad Panchayat Basana, P.S. And Tahsil Basana, Civil And Revenue Distt. Mahasamund, Chhattisgarh

---- Petitioner

Versus

1. The State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh
4. Block Education Officer Basna Distt.
Mahasamund, Chhattisgarh

---- Respondents

Writ Petition (S) No. 1672 of 2014

Smt. Sunita Gendre W/o Shri Joharlal Yendre
Aged About 37 Years R/o By Post Assistant
Teacher Panchayat At Present Posted At Govt.
Primary School At Tulsi, Aarang, P.S. And
Tahsil - Arang Civil And Revenue Distt Raipur,
Chhattisgarh

----- **Petitioner**

Versus

1. The State Of Chhattisgarh Through The
Secretary, Department Of Panchayat And Rural
Development, New Mantralaya, Mahanadi - Bhawan
New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat,
Arang Distt. Raipur, Chhattisgarh
4. Block Education Officer Arang Distt Raipur,
Distt Raipur, Chhattisgarh

----- **Respondents**

Writ Petition (S) No. 1652 of 2014

Smt. Sukanti Sahu W/o Shrii Prakash Sahu Aged
About 48 Years By Post Assistant Teacher
Panchayat At Present Posted At Govt. Primary
School At Salkhand, Block Basana Janpad
Panchayat Basana, P.S. And Tahsil Basana, Civil
And Revenue Distt. Mahasamund, Chhattisgarh

----- **Petitioner**

Versus

1. State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh

2. The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh
4. Block Education Officer Basna Distt.
Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2091 of 2014

Manrakhan Lal Dhruv S/o Shri Kartik Ram Dhruv
Aged About 41 Years Assistant Teacher
Panchayat, At Present Posted At Govt. Primary
School At Tekari, Block Education Office Simga,
Janpad Panchayat Simga, Zila Panchayat
Balodabazar-Bhatapara, Ps Baloda Bazar-
Bhatapara, Civil And Revenue Distt Balodabazar-
Bhatapara, Chhattisgarh

----- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary/
Under Secretary, Department Of Panchayat And
Rural Development, New Mantralaya, Mahanadi
Bhawan, New Raipur, Distt Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat,
Simga, Distt. Balodabazar- Bhatapara,
Chhattisgarh
4. Block Education Officer Simga, Distt.
Balodabazar - Bhatapara, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2081 of 2014

Jiwan Lal Verma S/o Shri Shyam Lal Verma Aged About 41 Years By Post Assistant Teacher Panchayat, At Present Posted At Govt. Primary School At Dongariya, Block Simga, Zila Panchayat- Balodabazar, P.S. And Tahsil Balodabazar - Bhatapara, Civil And Revenue Distt. Balodabazar - Bhatapara, Chhattisgarh

----- **Petitioner**

Versus

- 1.State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh
- 2.The Chief Executive Officer Zila Panchayat, Raipur Distt Raipur, Chhattisgarh
- 3.The Chief Executive Officer Janpad Panchayat, Simga, Distt. Balodabazar- Bhatapara, Chhattisgarh
- 4.Block Education Officer Simga, Distt. Balodabazar - Bhatapara, Chhattisgarh

----- **Respondents**

Writ Petition (S) No. 1673 of 2014

Santosh Kumar Verma S/o Shri Dukharam Verma Aged About 42 Years R/o By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Dhourabhata, Kukrel Aarang, P.S. And Tahsil - Arang Civil And Revenue Distt Raipur, Chhattisgarh

----- **Petitioner**

Versus

1. The State Of Chhattisgarh And Ors. S/o Through
The Secretary, Department Of Panchayat And
Rural Development, New Mantralaya, Mahanadi -
Bhawan New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat,
Arang Distt. Raipur, Chhattisgarh
4. Block Education Officer Arang Distt Raipur,
Distt Raipur, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1653 of 2014

Shyam Kumar Kondh S/o Shri Basudev Kondh Aged
About 43 Years By Post Assistant Teacher
Panchayat, At Present Posted At Govt Primary
School At Pargala, Block Basna, Janapad
Panchayat, Basna, Ps And Tah Basna, Civil And
Revenue Distt Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Through the Secretary/
Under Secretary, Department Of Panchayat And
Rural Development, New Mantralaya, Mahanadi
Bhawan, New Raipur, Distt Raipur, Chhattisgarh
2. The Chief Executive Officer, Zila Panchayat,
Mahasamund, Distt Mahasamund, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat,
Basna, Distt Mahasamund, Chhattisgarh
4. Block Education Officer, Basna, Distt
Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1663 of 2014

Parmanand Sao S/o Shri Bhavikhan Sao Aged About 43 Years By Post Assistant Teacher Panchayat, At Present Posted At Govt. Primary School At Dudhipali, Block Basna, Janpad Panchayat Basna, Ps And Tah Basna, Civil And Revenue Distt Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi Bhawan, New Raipur, Distt Raipur, Chhattisgarh
2. The Chief Executive Officer, Zila Panchayat, Mahasamund, Distt Mahasamund, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat, Basna, Distt Mahasamund, Chhattisgarh
4. Block Education Officer, Basna, Distt Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1651 of 2014

Smt. Sweta Salma Kumar W/o Shri Roshan Kumar Aged About 37 Years By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Bhalupatera, Block Basana Janpad Panchayat Basana, P.S. And Tahsil Basana, Civil And Revenue Distt. Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. State Of Chhattisgarh And Ors. S/o Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh

2. The Chief Executive Officer Zila Panchayat Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat Basna, Mahasamund Distt. Mahasamund, Chhattisgarh
4. Block Education Officer Basna Distt. Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1661 of 2014

Top Singh Sidar S/o Shri Janak Ram Sidar Aged About 46 Years By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Habekanta Block Basana Janpad Panchayat Basana, P.S. And Tahsil Basana, Civil And Revenue Distt. Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat Basna, Mahasamund Distt. Mahasamund, Chhattisgarh
4. Block Education Officer Basna Distt. Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1665 of 2014

Krishna Kumar Pandey S/o Shri Ramayan Pandey Aged About 45 Years By Post Assistant Teacher

Panchayat, At Present Posted At Govt Primary School At Bhartiyabhata, Block Basna, Janapad Panchayat, Basna, Ps And Tah Basna, Civil And Revenue Distt Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Through Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi Bhawan, New Raipur, Distt Raipur, Chhattisgarh
2. The Chief Executive Officer, Zila Panchayat, Mahasamund, Distt Mahasamund, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat, Basna, Distt Mahasamund, Chhattisgarh
4. Block Education Officer, Basna, Distt Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1675 of 2014

Jagdish Kumar Dhru S/o Shri Tiharuram Dhru, Aged About 39 Years R/o By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Kurud Kukrel Aarang, P.S. And Tahsil - Arang Civil And Revenue Distt Raipur, Chhattisgarh

----- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat, Raipur Distt Raipur, Chhattisgarh

3. The Chief Executive Officer, Janpad Panchayat,
Arang Distt. Raipur, Chhattisgarh

4. Block Education Officer Arang Distt Raipur,
Distt Raipur, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1667 of 2014

Ashok Kumar Gilhare S/o Shri Premuram Gilhare,
Aged About 38 Years R/o By Post Assistant
Teacher Panchayat At Present Posted At Govt.
Primary School At Kurud Kukrel Aarang, P.S. And
Tahsil - Arang Civil And Revenue Distt Raipur,
Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Through The
Secretary, Department Of Panchayat And Rural
Development, New Mantralaya, Mahanadi - Bhawan
New Raipur Distt. Raipur, Chhattisgarh

2. The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh

3. The Chief Executive Officer, Janpad Panchayat,
Arang Distt. Raipur, Chhattisgarh

4. Block Education Officer Arang Distt Raipur,
Distt Raipur, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2085 of 2014

Ram Kumar Dhruv S/o Shri Bhagirathi Dhruv, Aged
About 41 Years By Post Assistant Teacher
Panchayat, At Present Posted At Govt. Primary
School At Farhada, Block Simga, Zila Panchayat-
Balodabazar, P.S. And Tahsil Balodabazar -

Bhatapara, Civil And Revenue Distt. Balodabazar
- Bhatapara, Chhattisgarh

----- Petitioner

Versus

- 1.State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh
- 2.The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
- 3.The Chief Executive Officer Janpad Panchayat,
Simga, Distt. Balodabazar- Bhatapara,
Chhattisgarh
- 4.Block Education Officer Simga, Distt.
Balodabazar - Bhatapara, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2173 of 2014

Heera Ram Kurre S/o Anand Ram Kurre Aged About
39 Years Working As Lecturer, Govt. Higher
Secondary School, Pavni, Tah And Ps Bhilaigarh,
Distt Balodabazar-Bhatapara, Chhattisgarh

----- Petitioner

Versus

- 1.State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
Mantralaya, Ps Rakhi, Tah Aarang, Naya Raipur,
Distt Raipur, Chhattisgarh
- 2.Chief Executive Officer Zila Panchayat, Raipur,
Ps City Kotwali, Distt Raipur, Chhattisgarh
- 3.Chief Executive Officer, Janpad Panchayat,
Bhilaigarh, Ps Bhilaigarh, Distt Baloda Bazar-
Bhatapara, Chhattisgarh

4. Block Education Officer, Block Bhilaigarh, Ps
Bhilaigarh, Distt Balodabazar- Bhatapara,
Chhattisgarh

----- Respondents

Writ Petition (S) No. 1664 of 2014

Balamani Nayak S/o Shri Badri Prasad Nayak Aged
About 46 Years By Post Assistant Teacher
Panchayat At Present Posted At Govt. Primary
School At Boharpar, Block Basana Janpad
Panchayat Basana, P.S. And Tahsil Basana, Civil
And Revenue Distt. Mahasamund, Chhattisgarh

----- Petitioner

Versus

1. The State Of Chhattisgarh Zila Panchayat
Mahasamund Distt. Mahasamund C.G.
2. The Chief Executive Officer Zila Panchayat
Mahasamund Distt. Mahasamund, Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Basna, Mahasamund Distt. Mahasamund,
Chhattisgarh
4. Block Education Officer Basna Distt.
Mahasamund, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2083 of 2014

Santosh Kumar Dhruv S/o Shri Jethuram Dhruv,
Aged About 41 Years By Post Assistant Teacher
Panchayat, At Present Posted At Govt. Primary
School At Dhabadhih Sakul - Rohra, Block Simga,
Zila Panchayat- Balodabazar, P.S. And Tahsil
Balodabazar - Bhatapara, Civil And Revenue
Distt. Balodabazar - Bhatapara, Chhattisgarh

----- Petitioner

Versus

- 1.State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh
- 2.The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
- 3.The Chief Executive Officer Janpad Panchayat,
Simga, Distt. Balodabazar- Bhatapara,
Chhattisgarh
- 4.Block Education Officer Simga, Distt.
Balodabazar - Bhatapara, Chhattisgarh

----- Respondents**Writ Petition (S) No. 2089 of 2014**

Dinesh Kumar Anant S/o Late Shri Bhagbali Anant, Aged About 43 Years By Post Assistant Teacher Panchayat, At Present Posted At Govt. Primary School At Diggie, Block Simga, Zila Panchayat- Balodabazar, P.S. And Tahsil Balodabazar - Bhatapara, Civil And Revenue Distt. Balodabazar - Bhatapara, Chhattisgarh

----- Petitioner**Versus**

- 1.State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh
- 2.The Chief Executive Officer Zila Panchayat,
Raipur Distt Raipur, Chhattisgarh
- 3.The Chief Executive Officer Janpad Panchayat,
Simga, Distt. Balodabazar- Bhatapara,
Chhattisgarh

4. Block Education Officer Simga, Distt.
Balodabazar - Bhatapara, Chhattisgarh

----- Respondents

Writ Petition (S) No. 1671 of 2014

Kamal Narayan Dhritlahre S/o Late Shri Chanduram Dhritlahre Aged About 37 Years R/o By Post Assistant Teacher Panchayat At Present Posted At Govt. Primary School At Kurud Kukrel Aarang, P.S. And Tahsil - Arang Civil And Revenue Distt Raipur , Chhattisgarh

----- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh
2. The Chief Executive Officer Zila Panchayat, Raipur Distt Raipur, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat, Arang Distt. Raipur, Chhattisgarh
4. Block Education Officer Arang Distt Raipur, Distt Raipur, Chhattisgarh

----- Respondents

Writ Petition (S) No. 3081 of 2014

Smt. Satyabhama Patel W/o Shri Akhil Kumar Patel Aged About 44 Years Posted As Assistant Teacher Panchayat, Govt. Primary School Kohka Dongargaon, Distt Rajnandgaon, Chhattisgarh

----- Petitioner

Versus

- 1.State Of Chhattisgarh S/o Through The Secretary, Panchayat And Rural Development Department, Mahanadi Bhawan, Mantralaya, New Raipur, Dist Raipur, Chhattisgarh
- 2.The Chief Executive Officer, Zila Panchayat, Rajnandgaon, Distt Rajnandgaon, Chhattisgarh
- 3.The Block Education Officer Dongargaon, Distt Rajnandgaon, Chhattisgarh
- 4.The Chief Executive Officer Janpad Panchayat, Dongargaon, Distt Rajnandgaon, Chhattisgarh

----- Respondents**Writ Petition (S) No. 3078 of 2014**

- 1.Smt. Vibha Shende And Anr. W/o Shri Narendra Shende Aged About 45 Years Posted As Assistant Teacher Panchayat Govt. Primary School Khudmudi, P.S.Dongargaon, And, Distt. Rajnandgaon, Chhattisgarh
- 2.Smt. Shela Kathane W/o Shri Jitendra Kathane Aged About 30 Years Posted As Assistant Teacher Panchayat Govt. Primary School Khudmudi, P.S. Dongargarhand, Distt. Rajnandgaon, Chhattisgarh

----- Petitioners**Versus**

- 1.State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, New Mantralaya, Mahanadi - Bhawan New Raipur Distt. Raipur, Chhattisgarh
- 2.The Chief Executive Officer Zila Panchayat Rajnandgaon, Distt Rajnandgaon, Chhattisgarh
- 3.The Block Education Officer Dongargarh, Distt. Rajnandgaon, Chhattisgarh

4. The Chief Executive Officer Janpad Panchayat,
Dongargarh, Distt. Rajnandgaon, Chhattisgarh

----- Respondents

Writ Petition (S) No. 2660 of 2014

1. Bhikhamchand Patre S/o Shri Hari Prasad Patre
Aged About 45 Years Teacher Panchayat Shiksha
Karmi Grade Ii Government Middle School
Kalmidih, Village Mohtara Teli, Post Chandeli,
Tahsil And P.S. Lormi, Distt. Mungeli,
Chhattisgarh
2. Jawahar Singh Maravi S/o Shri Khudgu Singh
Maravi Aged About 48 Years Teacher Panchayat
Shiksha Karmi Grade Ii Government Middle School
Tangipur Village Salhedabri, Tahsil And P.S.
Kota Distt. Bilaspur, Chhattisgarh
3. Gharam Dhruv S/o Shri Shiv Prasad Dhruv, Aged
About 47 Years Teacher Panchayat Shiksha Karmi
Grade Ii Government Middle School Hatgaon,
Village Lalpurkala Tahsil And P.S. Lormi,
Distt. Mungeli, Chhattisgarh
4. Ramesh Jaiswal S/o Shri Bharat Lal Jaiswal Aged
About 40 Years Teacher Panchayat Shiksha Karmi
Grade Ii Government Middle School Lachhanpur,
Village Mohtarateli, Post Chandeli, Tahsil And
P.S. Lormi, Distt. Mungeli, Chhattisgarh
5. Manohar Singh Dhruv S/o Shri Jahan Singh Dhruv
Aged About 44 Years Teacher Panchayat Shiksha
Karmi Grade Ii Government Middle School
Teliyapuran, Village Rabeli, Post Vijaypur,
Tahsil And P.S. Lormi Distt. Mungeli,
Chhattisgarh

6. Pradeep Singh Dhruw S/o Shri Jagat Ram Dhruv
Aged About 40 Years Teacher Panchayat Shiksha
Karmi Grade Ii Government Middle School
Khektara, Rabeli, Village Dadankapa Post
Semarsal, Tahsil P.S. Lormi Distt. Mungeli,
Chhattisgarh

7. Radhe Shyam Sahu S/o Shri Shankar Lal Sahu Aged
About 45 Years Teacher Panchayat Shiksha Karmi
Grade Ii Government Middle School Khektara
Rabeli, Village Masna, Post Kotri, Tahsil And
P.S. Lormi, Distt. Mungeli, Chhattisgarh

----- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary,
Department Of Panchayat And Rural Development,
New Mantralaya, Mahanadi - Bhawan New Raipur
Distt. Raipur, Chhattisgarh

2. The Collector Mungeli, District : Mungeli,
Chhattisgarh

3. The Chief Executive Officer Janpad Panchayat
Lormi Distt. Mungeli, Chhattisgarh

4. Block Education Officer Mungeli, Dist Mungeli,
Chhattisgarh

----- Respondents

Writ Petition (S) No. 2662 of 2014

1. Smt. Urvashi Kashyap W/o Shri Tankeshwar Prasad
Aged About 38 Years Assistant Teacher Govt.
Primary School, Rabeli, R/o Village Kotri, Post
And Ps Lormi, Tah Lormi, Distt Mungeli,
Chhattisgarh

2. Smt. Chandra Kumari W/o Shri Fatteram Kashyap
Aged About 46 Years Assistant Teacher Panchayat
Govt. Primary School Masni, R/o Village Masni,
Post Kotari, Ps And Tah Lormi, Distt Mungeli,
Chhattisgarh
3. Smt. Deepa Baghel W/o Shri Chandrasekhar Baghel
Aged About 38 Years Assistant Teacher Panchayat
Govt Primary School Bhatapara, R/o In Front Of
Chetan Dharamkanta, Shamchepur, Ward No. 15,
Lormi, Ps And Tah Lormi, Distt Mungeli,
Chhattisgarh
4. Surendra Kumar Kashyap S/o Baldau Ram Kashyap
Aged About 44 Years Assistant Teacher
Panchayat, Govt. Primary School Kumhrauli, R/o
Village Urakpur Post Kotari, Ps And Tah Lormi,
Distt Mungeli, Chhattisgarh
5. Nand Kumar Kashyap S/o Murli Prasad Kashyap
Aged About 32 Years Assistant Teacher
Panchayat, Govt. Primary School Navrangpur, R/o
Village Paijaniya Post Kotari, Ps And Tah
Lormi, Distt Mungeli, Chhattisgarh
6. Rajendra Kumar Kolam S/o Chhedilal Kolam Aged
About 37 Years Assistant Teacher Panchayat,
Govt. Primary School Chhechandih, R/o Village
Mohband Post Navadih, Ps And Tah Lormi, Distt
Mungeli, Chhattisgarh
7. Hari Prasad Gaikwad S/o Ramsukh Gaikwad Aged
About 42 Years Assistant Teacher Panchayat
Govt. Primary School Pendritalab, R/o Village
Pendritalab, Post Kotari, Ps And Tah Lormi,
Distt Mungeli, Chhattisgarh
8. Anuj Singh Dhruv S/o Milauram Dhruv Aged About
36 Years Assistant Teacher Panchayat Govt.

Primary School Jalda, R/o Village Akhrah Post
Akhrah, Ps And Tah Lormi, Distt Mungeli,
Chhattisgarh

9. Sushil Kumar Yadav S/o Budhelal Yadav Aged
About 33 Years Assistant Teacher Panchayat,
Govt. Primary School Bandhi, R/o Village
Paijaniya, Post Kotari, Ps And Tah Lormi, Distt
Mungeli, Chhattisgarh
10. Jagat Signh Dhruv S/o Budheram Dhruv Aged About
42 Years Assistant Teacher Panchayat Govt.
Primary School Narayanpru, R/o Village Hatgaon
Post Kotari, Ps And Tah Lormi, Dist Mungeli,
Chhattisgarh
11. Janak Ram Maravi S/o Faguram Maravi Aged About
44 Years Assistant Teacher Panchayat Govt.
Primary School Piparkhunta, R/o Village
Hatgaon, Post Kotari, Ps And Tah Lormi, Dist
Mungeli, Chhattisgarh

----- Petitioner

Versus

1. State Of Chhattisgarh Thorough Secretary,
Department Of Panchayat And Rural Development,
Mahanadi Bhawan, Mantralaya, New Raipur, Dist
Raipur, Chhattisgarh
2. The Collector Mungeli, Dist Mungeli,
Chhattisgarh
3. The Chief Executive Officer Janpad Panchayat
Lormi Distt. Mungeli, Chhattisgarh
4. Block Education Officer Mungeli, Dist Mungeli,
Chhattisgarh

----- Respondents

Writ Petition (S) No. 6799 of 2014

Anup Kurre S/o Tehngu Ram Kurre Aged About 40
Years R/o Baila Bazar Para, Janpad Panchayat
Tokapal, Tah Jagdalpur District Bastar C.G.
Civil And Revenue Distirct Bastar C.G. ,
Chhattisgarh

----- Petitioner

Versus

- 1.State Of Chhattisgarh Through The Principal
Secretary, Panchayat And Gramin Vikash Vibhag,
Mahanadi Bhawan, Mantralaya, Capital Complex,
Naya Raipur Distt. Raipur, Chhattisgarh
- 2.The Under Secretary Govt. Of Chhattisgarh
Panchayat And Gramin Vikas Vibhag Mahanadi
Bhavan Mantralaya Capital Complex New Raipur
District Raipur, Chhattisgarh
- 3.The Collector Rible Welfare Jagdalpur, District
Bastar, Chhattisgarh
- 4.Zila Panchayat Bastar Through Its Chief
Executive Officer Zila Panchayat District
Bastar, Chhattisgarh
- 5.Janpad Panchayat Tokapal Through Its Chief
Executive Officer Janapd Panchayat Tokapal
District Bastar, Chhattisgarh

----- Respondents

For Petitioners :-

Mr. J.A. Lohani, Mr. C. Jayant K. Rao,
Mr. Gaurav Singhal, Mr. Avinash N. Mishra and
Mr. Keshav Dewangan, Advocates

For Respondent No. 1/State :-

Mr. Siddharth Dubey, Deputy Government Advocate

For Respondents No. 2 and 3 in WPS Nos. 1654/2014, 1662/2014, 2171/2014, 1659/2014, 1652/2014, 1653/2014, 1663/2014, 1651/2014, 1661/2014, 1665/2014 & 1667/2014 :-

Mr. Rahul Tamaskar, Advocate

For Respondent No. 3 in WPS Nos. 1672/2014, 1673/2014, 1675/2014 & 1667/2014 :-

Mr. Vaibhav A. Goverdhan, Advocate

For Respondent No. 4 in WPS No. 3078/2014 :-

Mr. Prasun Kumar Bhaduri, Advocate

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

06/10/2021

1. Since common question of law and fact is involved in all these writ petitions, they have been heard together and are being decided by this common order.
2. Petitioners, who have been working as 'Assistant Teacher(Panchayat)', seek to challenge the Circular dated 22/01/2014 (Annexure P/1) claiming the benefit of revised pay-scale equivalent to Government Teachers granted to them by order dated 17/05/2013.
3. At the outset, Mr. J.A. Lohani, learned counsel for the petitioners, would submit that the validity of Circular dated 22/01/2014 was challenged in WPS No. 106/2014 (**Marisha**

Shrivastava v. State of Chhatisgarh) which was decided by this Court on 26/09/2014. The order passed in the case of **Marisha Shrivastava** has been partly set aside in Writ Appeal No. 32/2015 (**Dinesh Kumar Dewangan v. State of Chhattisgarh**) decided on 09/12/2015 and the matter was remitted to the Secretary, Panchayat and Rural Department to pass a reasoned and speaking order in accordance with law. Thereafter, the State Government has passed the order dated 23/04/2016 which was further challenged in WPS No. 1543/2018 (**Dev Kumar Kashyap v. State of Chhattisgarh**) decided on 21/02/2018 wherein it has been held by this Court that the petitioner shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by them on a lower post or on the same post. As such, the petitioners herein are also entitled for the same benefit as in **Dev Kumar Kashyap** (supra).

4. Learned counsel for the respondents would not dispute that the validity of Circular dated 22/01/2014 was challenged in **Marisha Shrivastava** (supra) and the order passed

therein was partly set aside in Dinesh Kumar Dewangan (supra) and the matter was remitted to the Secretary, Panchayat and Rural Department and thereafter, the order dated 23/04/2016 passed by the State Government has further been set aside in Dev Kumar Kashyap (supra).

5. I have heard learned counsel for the parties at length and perused the records.

6. In the matter of Marisha Shrivastava (supra), the validity of Circular dated 22/01/2014 was questioned wherein the following directions were issued in paragraph 49 :-

"49. As a sequel, all the writ petitions, sans substratum, are liable to be and are hereby dismissed with the following conclusions :

Conclusions :-

Teacher (Panchayat) cadre initially appointed as Assistant Teacher (Panchayat), but later on joined as Teacher (Panchayat) as a fresh recruit are not entitled for counting their length of service on the lower post for the purpose of revision of pay scale pursuant to the order dated 17-5-2013 read with the orders dated 4-12-2013 & 22-1-2014.

Teacher (Panchayat) cadre are only entitled for pay scale similar to the Government Teachers.

Teacher (Panchayat) cadre are entitled to Dearness Allowance only, they are not entitled for any other allowances like House Rent Allowance, Medical, Stagnation, etc.

The revision of pay scales of Teacher (Panchayat) cadre pursuant to the order dated 17-5-2013 read with the orders dated 4-12-2013 & 22-1-2014 will be on the basis of the pay scale of the post held by them. Such revisions is not to be made on the basis of Kramonnati Vetanman or Samayman Vetanman.

Recovery of excess amount paid to the Teacher (Panchayat) on account of wrong fixation of pay scale or wrong payment of allowances does not suffer from any infirmity. Challenge to the recovery of amount paid in excess is rejected.

The respondent/Panchayat, Rural Development and Labour, Government of Chhattisgarh shall direct all the Zila Panchayats/Janpad Panchayats and Drawing & Disbursing Officers working therein to apply the Government instructions uniformly, as different application by giving different interpretation to the Government orders have generated confusion and discrepancy giving rise to unnecessary litigations and loss to the exchequer.

The State Government shall circulate copy of this order to all the Zila Panchayats & Janpad Panchayats for implementation.

Henceforth, if any monetary benefit will be paid to any Teacher (Panchayat) cadre, for which he is not entitled, the same shall be recoverable from the concerned Chief Executive Officer of the Zila Panchayat/Janpad Panchayat who has wrongly granted the benefit."

7. The aforesaid decision passed in Marisha Shrivastava (supra) was challenged by some of the petitioners in Dinesh Kumar Dewangan (supra) which was partly allowed on 09/12/2015 and the matter was remitted to the Secretary, Panchayat and Rural Department. In paragraphs

8, 9 and 10 of the order, it has been held as under :-

"8. No policy has been brought on record before us with regard to the status of the Appellants as on the date that the advertisements were published, they competed in the examination and were relieved to join their higher posts. The Respondents have not placed any materials on record with regard to the reasons for the decision to fix an eight year criteria and the justification for grant of higher pay scale, dearness allowance and increments on basis of the same which may or may not be relevant for the present controversy. If the Appellants were drawing a higher pay created by a subsequent decision of the Respondents prejudicially affecting the Appellants the Respondents are required to address the issue with regard to pay protection by removal of the anomaly. It is not an answer sustainable in law as contended by the Respondents that the Appellants will ultimately again start getting higher pay than their juniors and colleagues after completion of eight years on the higher post and till then they must endure a lower pay.

9. We therefore consider it necessary to remand these matters to the Secretary, Panchayat and Rural Development Department to pass a reasoned and speaking order in accordance with law, and if the Appellants so request, grant them a representative hearing.

10. Let such appropriate fresh orders be passed within a maximum period of six months from the date of receipt and/or production of a copy of this order. The order under appeal to the extent that it concerns the present Appellants is set aside. The writ appeals are allowed with directions."

8. Thereafter, in compliance of the decision rendered by this Court in Dinesh Kumar

Dewangan (supra), the Secretary, Panchayat and Rural Department is said to have been passed the order dated 23/04/2016 which has been set aside by this Court in the matter of Dev Kumar Kashyap (supra) wherein it has been held as under :-

"17. For the forgoing, this Court is of the considered opinion that the impugned order dated 23.04.2016 runs contrary to the order passed by the Division Bench of this Court in Dinesh Kumar Dewangan (supra), therefore, it deserves to be and is hereby quashed. As a sequel, the writ petitions stands allowed. The petitioner shall be entitled to obtain the benefit of revised pay-scale on completion of 8 years service by including the services rendered by them on a lower post or on the same post."

9. In view of the aforesaid legal position as obtaining today, the petitioners are allowed to make representation to the Secretary, Panchayat and Rural Department within four weeks from today highlighting their grievance claiming the benefit of revised pay-scale as they claims to have completed eight years of service, which will be considered by the competent authority within a period of three months from the date of making the said representation by passing a reasoned and speaking order strictly in accordance with law. It is made clear that this

Court has not expressed any opinion on the merits of the matter.

10. With the aforesaid direction, this batch of writ petitions stands disposed of. No cost(s).

Sd/-

(Sanjay K. Agrawal)

Judge

Harneet