CGHC010417882026 2026:CGHC:46512

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7869 of 2026

Chitrakant Deshmukh S/o. Late Purendra Kumar Aged About 38 Years Occupation- Assistant Grade-Iii, Under The Asst. Director, Fisheries Department, District- Khairagarh- Chhuikhadan-Gandai, R/o Village- Farhad, Post And P.S. Somni District- Rajnandgaon (C.G.)

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Secretary, Fisheries Department, Mantralaya Mahanadi Bhawan, Atal Nagar Nawa Raipur District- Raipur (C.G.)

2 - The Director Directorate Of Fisheries Department Indrawati Bhawan, 4th Floor (B-Block) Atal Nagar Nawa Raipur District- Raipur (C.G.)

3 - The Joint Director Fisheries Department, Indrawati Bhawan, 4th Floor, (B-Block) Atal Nagar Nawa Raipur District- Raipur (C.G.)

4 - The Asst. Director Fisheries Department, District- Khairagarh-Chhuikhadan-Gandai (C.G.)

5 - The Joint Director Treasury, Account And Pension, Durg District-Durg (C.G.)

... Respondent(s)

(Cause title taken from CIS)

For Petitioner(s)	**:**	Shri Santosh Kumar Pandey, Advocate
For Respondent(s)	**:**	Shri Suyashdhar Badgaiyan, Govt. Advocate along with Shri Shreyansh Mehta and Ms. Apurva Nigam, Panel Lawyers

Hon'ble Shri Bibhu Datta Guru, Judge

Order on Board

03.11.2026

1. Learned counsel for the petitioner submits that, although no recovery order has been passed against the petitioner, a remark has been made in his service book indicating that excess payment towards increment has been made to him. It is further submitted that the petitioner was appointed in the year 2016 and that no skill test examination was conducted during the period from 2016 to 2021. The petitioner participated in the District Level Skill Test Examination conducted in the year 2021 and successfully passed the same. Learned counsel submits that the petitioner is entitled to the benefit of increment upon

passing the skill test and, therefore, the payment of increment made to him cannot be treated as excess payment. According to learned counse the issue involved in the present writ petition has already been decided by this Courtin the matter of ***WPS No. 12525/2025 dated 06.10.2026 in the matter of Jaiprakash Bhuneshwar and Others v. State of Chhattisgarh and Others.*** It is, accordingly, prayed that the respondents be directed to consider the grievance of the petitioner in terms of the aforesaid decision of this Court and take necessary steps to remove the aforesaid adverse remark from his service book.

2. Learned counsel appearing for the State submits that, in case the petitioner submits a representation setting out his grievance with regard to the remark regarding excess payment recorded in his service book and his entitlement to increment for the period in question, the respondents shall consider the same and take necessary steps in accordance with law.

3. Having considered the submissions made by learned counsel for the parties, this Court directs the petitioner to

submit a representation before the competent authority raising his grievance with regard to the aforesaid remark recorded in his service book. Upon receipt of such representation, the competent authority shall consider the petitioner's claim regarding entitlement to increment pursuant to the decision rendered by this Court in ***Jaiprakash Bhuneshwar*** (supra) and, if the claim is found justified, take necessary steps for removal of the aforesaid remark from his service book, within a period of 45 days from the date of receipt of the representation.

4. With the aforesaid directions, the writ petition stands disposed of.

Sd/-

(Bibhu Datta Guru)
JUDGE

Shoaib