



NAFR

**HIGH COURT of CHHATTISGARH, BILASPUR**

**WPS No. 492 of 2023**

Smt. Kalpana Kaushik W/o Tuka Ram Kaushik Aged About 43 Years Working As Lecturer (Lb), At Government High School, Ghursena, Block Nawagarh, District Bemetara Chhattisgarh

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mantralaya Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh.
2. Commissioner Cum Director, Directorate Of Panchayat, Atal Nagar Naya Raipur, District Raipur Chhattisgarh.
3. Chief Executive Officer, Zila Panchayat Bemetara, District Bemetara Chhattisgarh.
4. District Education Officer, Bemetara, District Bemetara Chhattisgarh.
5. Block Education Officer, Nawagarh, District Bemetara Chhattisgarh.

---- Respondents

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For Petitioner	:	Mr. Govind Prasad Dewangan, Advocate
For State	:	Mr. Suyashdhar Badgaiya, Panel Lawyer

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**S.B.: Hon'ble Shri Parth Prateem Sahu, Judge**

**Order On Board**

**19/01/2023**

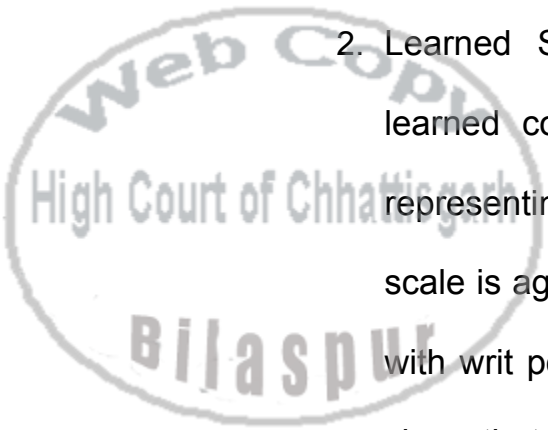
Heard.

1. Learned counsel for petitioner submits petitioner was initially appointed on the post of Shiksha Karmi Grade-III vide order dated 17.07.2006. Petitioner while working on the post of Shiksha Karmi Grade-III participated in the fresh recruitment process and was appointed as Shiksha Karmi Grade-I vide order dated 12.07.2010. According to order issued by State



Government, petitioner was extended benefit of revised pay scale vide order dated 08.03.2019 on the ground that petitioner has already completed 8 years of his service with respondent No.3. However, the petitioner was extended the benefit, only from the date of order i.e. 08.03.2019. He contended that in view of decision in WPS No. 2530 of 2017 (**Mukesh Kumar Patel and another versus State of Chhattisgarh and another**) and in case of **Avinesh Kumar Namdev and Ors. Vs. State of Chhattisgarh and Ors** (WPS No. 5328 of 2021), petitioner is entitled for arrears of revised pay scale.

2. Learned State counsel opposing the submission made by learned counsel for petitioner would submit that he is only representing State. Claim for grant of arrears of revised pay scale is against respondent No.3. He further submits that along with writ petition, petitioner has not submitted any document to show that petitioner has approached respondent No.3 for her grievance as raised in this petition.
3. At this stage, learned counsel for petitioner submits that petitioner may be permitted to submit representation before respondent No.3 and respondent No.3 be directed to decide the same as early as possible within specified time.
4. I have heard learned counsel for parties and perused the documents placed on record.
5. Taking into consideration the grievance raised by petitioner with regard to non-payment of arrears of revised pay scale, this





petition is disposed off without issuing notice to respondent No.3 directing petitioner to submit representation within a period of two weeks before respondent No.3 and in turn respondent No.3 shall consider and decide same within a further period of six weeks from the date of receipt of copy of representation keeping in mind decision rendered in the case of **(Mukesh Kumar Patel and another (supra) and Avinesh Kumar Namdev (supra).**

6. With the aforementioned observation and direction, the writ petition stands disposed of.

Certified copy as per rules.



Sd/-  
**(Parth Prateem Sahu)**  
Judge