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Single Bench

**IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT  
BILASPUR**

**WRIT PETITION (S) No. 4380 /2012**

**PETITIONER**

Suresh Dhar Sharma (Diwan),  
Son of Shri Ashudhar Diwan  
aged about 65 years, retired,  
Lecturer at Govt. Boys Higher  
Secondary School Champa,  
Block Bamhnidih, presently  
resident at Lions Chouk  
Champa, District Janjgir-  
Champa, (C.G.)

F.No. W/CS/4380/12  
Presented by Shri A. Shukla  
dated 26-9-12

**VERSUS**

**RESPONDENTS:**

1. State of Chhattisgarh  
Through Department of School  
Education, Dau Kalyan Singh  
Bhawan, Raipur (C.G.)
2. Union of India  
  
Ministry of Human Resource  
Development (Department of  
Education) Through it's  
Secretary, New Delhi (India)
3. District Education Officer  
District-Janjgir-Champa (C.G.)
4. Joint Director,  
  
Accounts Treasury and  
Pension, Bilaspur (C.G.)
5. The Principal  
  
Govt. Boys Higher Secondary  
School Champa, Block  
Bamhnidih, District-Janjgir-  
Champa (C.G.)



**WRIT UNDER ARTICLE 226 OF THE CONSTITUTION OF  
INDIA**

**1. Particulars of the Petitioner:**

As per cause title.

**2. Particulars of the Respondents:**

As per cause title.

As per

24

मामला क्रमांक ..... W.P(S) No. 4380/12  
सन् 20

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<b><u>SB : Hon'ble Shri Manindra Mohan Shrivastava, J.</u></b>	
	<b><u>28-09-2012</u></b>	
	Shri Ashwani Shukla, counsel for the petitioner.	
	Shri Ajay Dwivedi, Dy. Govt. Advocate for the State, on advance copy.	
	Heard.	
	By this petition, the petitioner seeks a direction to the respondent authorities to consider his case for revival of order of grant of increment in view of the order dated 22-06-2012 passed by this Court in Writ Petition (S)No.653 of 2011 ( <b><i>Kumudani Bagh Vs. State of Chhattisgarh &amp; Others</i></b> ), wherein identical issue has been decided.	
	In the order dated 22-06-2012 passed by this Court in the aforementioned writ petition, it has been clearly held that benefit of circular/order dated 26-05-2005 is not confined only to those, who have been conferred with the best teacher award, after passing of the order dated 26-05-2005. Writ petitioner therein was also conferred best teacher award prior to 26-05-2005, she has been held entitled for grant of increment, and the order of withdrawal of increment has been quashed. The petitioner is also similarly situated. Therefore, the petitioner is also entitled for grant of increment as per order dated 26-05-2005. As the same has been withdrawn, it requires re-consideration at the end of the respondent in the light of order dated 22-06-2012 passed in the aforementioned writ petition. Therefore, the respondent No.3-District Education Officer is directed to consider the case of the petitioner in the light of order dated 22-06-2012 passed in the	

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मामला क्रमांक ..... सन् 20

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
Praveen	<p>aforementioned writ petition (<b>Kumudani Bagh vs. State of Chhattisgarh &amp; Others</b>) and pass necessary orders within a period of one month from the date of receipt of a copy of this order.</p> <p>With the aforesaid observation, the petition is finally disposed off.</p>	<p>Sd/- <b>Manindra Mohan Shrivastava</b> Judge</p>