



2026:CGHC:26798

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 5391 of 2021**

1 - Ramesh Kumar Rawat S/o Late Sudhdu Ram Ravat Aged About 55 Years Working As Peon, Government High Middle School Tamnar, Block Office Tamnar, District Raigarh Chhattisgarh., District : Raigarh, Chhattisgarh

--- Petitioner(s)**versus**

1 - State Of Chhattisgarh Through Secretary, School Education Department, Mahanadi Bhawan, New Raipur, District (Revenue And Civil) Raipur Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Public Education Institute Raipur, Tahsil And District (Revenue And Civil) Raipur Chhattisgarh., District : Raipur, Chhattisgarh

3 - District Education Officer Raigarh, District (Revenue And Civil) Raigarh Chhattisgarh., District : Raigarh, Chhattisgarh

4 - The Joint Director Treasury Account And Pension Division Office, Bilaspur Chhattisgarh., District : Bilaspur, Chhattisgarh

--- Respondent(s)**WITH****WPS No. 5467 of 2021**

1 - Ishwar Prasad Patel S/o Late Chandrapal Patel Aged About 52 Years Working As Peon, Government Middle School Jharna, Block Office- Tamnar, District-Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

---Petitioner(s)**Versus**

1 - State Of Chhattisgarh Through Secretary School Education Department, Mahanadi Bhawan, New Raipur, District (Revenue And Civil)- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Public Education Institute Raipur, Tahsil And District- (Revenue And Civil) Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

3 - District Education Officer Raigarh District- (Revenue And Civil)- Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

4 - The Joint Director Treasury Account And Pension Division Office, Bilaspur, Chhattisgarh., District : Bilaspur, Chhattisgarh

--- Respondent(s)

WITH

WPS No. 5355 of 2021

1 - Raju Ratre S/o Ganesh Ram Ratre, Aged About 50 Years Working As Peon, Government Middle School Jobro, Block Office Tamnar, District Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh

---Petitioner(s)

Versus

1 - State Of Chhattisgarh Through Secretary School Education Department, Mahanadi Bhawan, New Raipur, District (Revenue And Civil) Raipur Chhattisgarh, District : Raipur, Chhattisgarh

2 - Director, Public Education Institute Raipur, Tahsil And District (Revenue And Civil) Raipur Chhattisgarh, District : Raipur, Chhattisgarh

3 - District Education Officer, Raigarh, District (Revenue And Civil) Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh

4 - The Joint Director, Treasury Account And Pension Division Office, Bilaspur Chhattisgarh, District : Bilaspur, Chhattisgarh

--- Respondent(s)

WITH

WPS No. 5492 of 2021

1 - Minketan Das Bairagi S/o Late Mayadhar Das Bairagi Aged About 52 Years Working As Peon, Government High Middle School Taraimal Block Office- Tamnar, District- Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

---Petitioner(s)

Versus

1 - State Of Chhattisgarh Through Secretary School Education Department, Mahanadi Bhawan, New Raipur, District (Revenue And Civil) Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Public Education Institute Raipur, Tahsil And District (Revenue And Civil) Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

3 - District Education Officer Raigarh District (Revenue And Civil) Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

4 - The Joint Director Treasury Account And Pension Division Office Bilaspur, Chhattisgarh., District : Bilaspur, Chhattisgarh

--- Respondent(s)

WITH

WPS No. 5380 of 2021

1 - Dukalu Prasad Sidar S/o Late Shri Bhog Singh Sidar Aged About 52 Years Working As Peon, Government High School Vijna, Block Office - Tamnar, District Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

---Petitioner(s)

Versus

1 - State Of Chhattisgarh Through Secretary, School Education Department, Mahanadi Bhawan, New Raipur, District (Revenue And Civil) Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

2 - Director Public Education Institute Raipur, Tahsil And District (Revenue And Civil) Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

3 - District Education Officer Raigarh, District (Revenue And Civil) Raigarh, Chhattisgarh., District : Raigarh, Chhattisgarh

4 - The Joint Director Treasury Account And Pension Division Office, Bilaspur, Chhattisgarh., District : Bilaspur, Chhattisgarh

--- Respondent(s)

For Petitioners	:	Mr. Anand Kesharwani, Advocate Mr. Mohd. Naqeeb, Advocate on behalf of Mr. Manharan Lal Sahu, Advocate
For State	:	Mr. Keshav Prasad Gupta, G.A.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

1.7.2026

1. The petitioners have filed these petitions for adding of their past services before their regularization for pension purpose.
2. Learned counsel for the petitioners would submit that the petitioners were initially appointed as daily wage employee and thereafter they have been regularized with respondent department, therefore, as per Rule 6(3) of the Pension Rules 1976 past services of the petitioners should have been counted for the purpose of pension. He would further submit that Co-ordinate Bench of this Court has already decided the issue raised in this writ petition in favour of the petitioners and thereafter Writ Appeal was also preferred by the State before the Division Bench of this Court and same has been dismissed.
3. Per contra, learned State counsel would submit that against the order passed by the Single Bench as well as Division Bench, the State has filed SLP (Civil) No. 8677-8678/2023 before the Hon'ble Supreme Court wherein the Hon'ble Supreme Court has stayed the order passed by the Single Bench and Division Bench of this Court. The operative part of the order reads as under :-

“Delay condoned. Issue notice to the respondents. In the meanwhile, there shall be interim stay of the impugned order”.

Thus, he would pray for keeping the proceedings in abeyance.

4. Considering the submissions and the fact that the issue raised in these writ petitions is squarely covered with the issue which is already pending before the Hon'ble Supreme Court, I am of the view that there is no justifiable reason to keep these writ petitions pending.
5. Accordingly, these writ petitions deserve to be disposed with a direction that the judgment passed by the Hon'ble Supreme Court in SLP (C) No. 8677-8678/2023 will be applicable *mutatis mutandis* in the facts and circumstances of the case of the petitioners and their entitlement to get additional pension will be governed by the decision of Hon'ble Supreme Court in SLP (C) No. 8677-8678/2023. It is also directed that if SLP (C) No. 8677-8678 of 2023 is decided in favour of the petitioners, the respondents shall extend the benefit to the petitioners without any further delay. It is also directed that if the grievance of the petitioners still exists, the petitioners shall be at liberty to file a fresh petition(s) raising their grievances.
6. With the aforesaid observation(s), direction(s), and liberty granted to the petitioners, these writ petitions are **disposed**.
7. Pending interlocutory applications, if any, stand disposed of.

Sd/-
(Rakesh Mohan Pandey)
JUDGE