

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 8510 of 2019

Rameshwar Singh S/o Late Sanip Singh Aged About 63 Years Retired Nalkoop (Tube Well) Mechanic, Water Resource Department, Office of Sub- Divisional Officer (E/M) Light Machinery Nalkoop and Gate, Sub Division Sakari, Division Bilaspur District - Bilaspur Chhattisgarh. ---

Petitioner

Versus

1. State of Chhattisgarh through Secretary, Department of Public Works, Mahanadi Bhawan, Mantralaya, New Raipur District : Raipur, Chhattisgarh
2. State of Chhattisgarh through Secretary General Administration Department, Govt . Employee Welfare Branch, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur District : Raipur, Chhattisgarh
3. Engineer in Chief Water Resources Department Mahanadi Bhawan New Raipur, District - Raipur, District : Raipur, Chhattisgarh
4. Executive Engineer Water Resources Department (E/M) Light Machinery Nalkoop and Gate, Division Bilaspur District Bilaspur District : Bilaspur, Chhattisgarh

--- Respondents

For the Petitioners : Mr. F. S. Khare, Advocate,

For the Respondent : Mr. Avinash Singh, P.L.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

16-10-2019

1. The claim of the petitioner in the present writ petition is for a direction to the respondents to grant pensionary benefits by adding one increment which the petitioner was entitled for, on continuous working for one year before the date of retirement
2. The case of the petitioner is that the petitioner retired on 30.06.2018 and was entitled for the benefit of one increment from 1st July. According to counsel for the petitioner, the petitioner was entitled for increment for the services rendered in the previous

year and therefore has earned the said benefit and while granting pensionary benefits, that one increment which fell due on working for one year before the retirement in the previous year, should have been added for the purpose of determining pension and pensionary benefits..

3. At this juncture, the counsel for the petitioner brought to the notice of the court a recent circular of the General Administration Department of the Govt. of chhattisgarh dated 11.06.2019 whereby the State Govt., as a Policy decision, has decided to grant one increment to those employees who retire on 30th June, 2018 while fixing their pension and pensionary benefits.
4. Learned State Counsel do not dispute the fact brought to the notice of the court by the petitioner.
5. Given the aforesaid decision of the State Govt. dated 11.6.2019 the respondents are directed to consider the case of the petitioner so far as adding one annual increment to the last wages drawn by the petitioner is concerned for the purpose of determining pension and retiral dues which the petitioner would be entitled for. Let this exercise be completed by the respondents within a period of four months from the date of receipt of copy of this order.
6. With the above observations, this writ petition stands disposed off.

Sd/-

**GOUTAM BHADURI
JUDGE**