

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9029 of 2019**

- Maniram Sahu, S/o Late Badru, Aged About 63 Years Retired Hand Pump Technician, Posted At Office Of Assistant Engineer, Public Health Engineer Sub Division Takhatpur District Bilaspur Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh, Through Secretary, Department Of Public Health Engineer, Mahanadi Bhawan, Mantralaya, Atal Nagar, Raipur Chhattisgarh
2. State Of Chhattisgarh Through Secretary General Administration Department, Govt. Employee Welfare Branch, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur Chhattisgarh
3. Engineer In Chief, Department Of Public Health Engineer, Mahanadi Bhawan, Atal Nagar, Raipur District Raipur Chhattisgarh
4. Chief Engineer, Department Of Public Health Engineer, Division Bilaspur Office At Bahatarai Road Geetanjali City Bilaspur District Bilaspur Chhattisgarh.
5. Executive Engineer, Department Of Public Health Engineer, Division Bilaspur District Bilaspur Chhattisgarh
6. Assistant Engineer, Department Of Public Health Engineer, Sub Division Takhatpur, Division Bilaspur District Bilaspur Chhattisgarh

---- Respondents

For Petitioner : Shri F.S. Khare, Advocate

For Respondents/ State : Shri Priyank Rathi, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****07/11/2019**

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