

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 10453 of 2019**

- Gopal Prasad Sharma, S/o. Late Shri Chandrika Prasad Sharma, Aged About 66 Years, Retired Prayogshala Technician, Govt. Pandit Shyamacharan Shukla Mahavidhyalaya Dharsinwa Raipur, R/o Shitlapara Raipura Mahadevghat Thana D.D. Nagar District Raipur Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Samanya Prashashan Vibhag, Govt. Karmchari Kalyan Shakha Mantralay Mahanadi Bhawan Naya Raipur Chhattisgarh
2. Secretary, School Shiksha Vibhag, Mantralay Mahanadi Bhawan, Naya Raipur Chhattisgarh
3. Aayukt, Uchh Shiksha Sanchalnalaya Block-C 30, 2nd/3rd Flour Indrawati Bhawan Naya Raipur District Raipur Chhattisgarh
4. Sanyukt Sanchalak, Kosh Lekha Avam Pension Raipur District Raipur Chhattisgarh

---- Respondents

For Petitioner : Shri Abdhul Wahab Khan, Advocate

For Respondents/ State : Shri Neeraj Pradhan, P.L.

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****11/12/2019**

1. The grievance of the petitioner in the present writ petition is for grant of the benefit of one annual increment while fixing pension and other retiral dues payable to the petitioner.
2. According to the petitioner, the petitioner has retired from service on 30th of June, 2016. Since he has retired from service w.e.f. 30.06.2016, he would be entitled for the annual increment that would be payable to him for the period between 1st of June, 2015 to 30th of June, 2016 as the date of annual

increment payable to the petitioner is 1st of July. Therefore, according to the counsel for the petitioner, while quantifying pension and other retiral dues, the annual increment which the petitioner became entitled for having worked till 30th June, 2016 has to be added to the last pay and other allowances also.

3. Given the said facts and circumstances of the case, let the respondents 1 to 3 consider the case of the petitioner for grant of one annual increment to the last salary which the petitioner has received for the purpose of quantifying pension and other retiral dues. While deciding the claim of the petitioner, the respondents shall take into consideration the judgment of the Division Bench of Madras High Court in the case of *P. Ayyamperumal vs. The Registrar, Central Administrative Tribunal and others* decided on 15.09.2017 in W. P. No. 15732 of 2017.
4. With the aforesaid direction, the writ petition stands disposed of.

Sd/-

Goutam Bhaduri
Judge

Jyoti