

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 725 of 2020

Smt. Sushma Sheikh W/o Shri M.R. Sheikh Aged About 63 Years, Retired Head Master, Resident of Taiba Chowk, Talaparta, Behind Rakhi Laundry, Bilaspur, District : Bilaspur, Chhattisgarh **--- Petitioner**

Versus

1. State of Chhattisgarh General Administration Department, Shasakiy Karmchari Kalyan Sakha Mantralaya, Mahanadi Bhawan, Naya Raipur, District- Raipur Chhattisgarh.
2. Sanchalak, Lok Shikshan Sanchalak Chhattisgarh Naya Raipur, District- Raipur Chhattisgarh.
3. District Education Officer Bilaspur, District : Bilaspur, Chhattisgarh
4. Divisional Joint Director Treasury Accounts and Pension, Bilaspur Division - Bilaspur District : Bilaspur, Chhattisgarh **-- Respondents**

For the Petitioner : Mr. Ratan Pusty, Advocate.

For the State/Respondents : Ms. Akanksha Jain, Dy. G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

03-02-2020

1. The grievance of the petitioner in the present petition is for grant of benefit of one annual increment while fixing pension and other retiral dues payable to the petitioner.
2. According to the learned counsel for the petitioner, the petitioner retired from service on 30.06.2018. Since the petitioner retired from service w.e.f. 30.06.2018, she would be entitled for the annual increment that would be payable to her for the period between 1st of June, 2017 to 30th of June, 2018 as the date of annual increment payable to the petitioner is of first 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 30.06.2018 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* 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