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**HIGH COURT OF CHHATTISGARH, BILASPUR****WPS No. 10835 of 2019**

1. Jadav Kumar Sinha, S/o Late S.S. Sinha Aged About 65 Years, Occupation- Service (Asst. Gr. 2, Department Of Forest, Retired From The Office Of D.F.O. Raigarh), R/o. Jut Mill, Behind Police Station Chowki, Near Hanuman Mandir Jhopadipara, Raigarh, District Raigarh, Chhattisgarh.
2. Mohan Lal Yadav, S/o Late Nandlal Yadav Aged About 65 Years, Occupation- Service (Asst. Gr. 2, Department Of Forest, Retired From The Office Of D.F.O. Raigarh), R/o. Village And Post- Guraili, Tahsil- Sarangarh, District Raigarh, Chhattisgarh.
3. Gopi Kumar Thakur, S/o Shri Vishnu Singh Thakur, Aged About 65 Years, Occupation- Service (Asst. Forest Conservator, Department Of Forest, Retired From The Office Of D.F.O. Raigarh), R/o. Lochan Nagar, Qtr No. CDN-02/51, Raigarh, District Raigarh, Chhattisgarh.

**---- Petitioners****Versus**

1. The State Of Chhattisgarh Through The Secretary, Department Of Forest, New Mantralay, Atal Nagar, Raipur, Chhattisgarh.
2. The Conservator Of Forest Division- Bilaspur, District Bilaspur, Chhattisgarh.
3. The District Forest Officer Raigarh, District Raigarh, Chhattisgarh.
4. The Accountant General Raipur, Chhattisgarh.
5. The Joint Director (Account, Treasury And Pension), Bilaspur, District Bilaspur, Chhattisgarh.
6. The District Treasury Officer Raigarh, District Raigarh, Chhattisgarh.

**---- Respondents**


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|------------------------|---|----------------------------|
| For Petitioners        | : | Shri A.N. Bhakta, Advocate |
| For Respondents/ State | : | Shri Kapil Maini, P.L.     |
| For Respondent No. 4   | : | Shri R.K. Gupta, Advocate  |

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**Hon'ble Shri Justice Goutam Bhaduri****Order On Board****03/01/2020**

1. The grievance of the petitioners 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 petitioners.

2. According to the petitioners, the petitioners has retired from service on 30<sup>th</sup> 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 1<sup>st</sup> of June, 2015 to 30<sup>th</sup> of June, 2016 as the date of annual increment payable to the petitioner is 1<sup>st</sup> of July. Therefore, according to the counsel for the petitioners, while quantifying pension and other retiral dues, the annual increment which the petitioners became entitled for having worked till 30<sup>th</sup> 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 petitioners for grant of one annual increment to the last salary which the petitioners has received for the purpose of quantifying pension and other retiral dues. While deciding the claim of the petitioners, 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