

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION No. 501 of 2021 (S.B.)

Shri Kewaldas S/o Namdevrao Changole,
Aged about 60 years,
Occu : Retired, R/o Plot No.1,
Vandana Vila Near Santoshi Mata Mandir,
Pension Nagar, Nagpur-13.

Applicant.

Versus

- 1) The State of Maharashtra,
through Secretary,
Home Department, Mantralaya, Mumbai-32.
- 2) The Commissioner of Police,
Civil Lines, Nagpur.

Respondents.

D.R. Rupnarayan, Y.Y. Salve, Advocates for the applicant.

Shri M.I. Khan, P.O. for respondents.

**Coram :- Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated :- 07/07/2022.

JUDGMENT

Heard Shri D.R. Rupnarayan, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

2. The applicant retired on 30/6/2019. The respondents have not granted increment which falls on 1/7/2019, therefore, he approached to this Tribunal for direction to the respondents grant one increment which falls on 1/7/2019.

3. The O.A. is opposed by the respondents on the ground that the applicant is already retired in the month of June,2019, therefore he cannot claim the increment of July,2019.

4. Heard learned counsel for the applicant Shri D.R. Rupnarayan. He has pointed out the Judgment of this Tribunal in O.A.134/2018, decided on 25/01/2019 and the Judgment of Hon'ble Bombay High Court, Bench at Nagpur in Writ Petition No.3457/2021 delivered on 5/5/2022. It is held in the cited decisions, that a government employee who retired on 30th June of the year, he/she is entitled for annual increment which falls on 1st July of that year. The applicant was retired on 30/06/2019, therefore, he was entitled to get annual increment which falls on 1/7/2019. Hence, the following order –

ORDER

(i) The O.A. is allowed.

(ii) The respondents are directed to grant annual increment to the applicant which falls on 1/7/2019.

(iii) The applicant is already retired, therefore, the respondents are directed to revise the pension of the applicant by taking into consideration one annual increment of July,2019.

(iv) No order as to costs.

Dated :- 07/07/2022.

(Justice M.G. Giratkar)
Vice Chairman.

dnk.

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of Steno : D.N. Kadam

Court Name : Court of Hon'ble Vice Chairman

Judgment signed on : 07/07/2022.

Uploaded on : 08/07/2022.

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