
(2019) 10 CHH CK 0194

Chhattisgarh High Court

Case No: Writ Petition (S) No. 8753 Of 2019

Shobha Namdeo

APPELLANT

Vs

State Of Chhattisgarh And Ors

RESPONDENT

Date of Decision: Oct. 23, 2019

Hon'ble Judges: Goutam Bhaduri, J

Bench: Single Bench

Advocate: Shakti Raj Sinha, Akanksha Jain

Final Decision: Disposed Of

Judgement

Goutam Bhaduri, J

1. Heard.

2. Learned counsel for the petitioner would submit that the husband of the petitioner namely A.K. Namdeo died on 08.08.2019. Thereafter, despite the

fact that there is no dispute as to the identity of the petitioner that she is the wife as her name appears in all the papers, the interim pension was paid to

her up till May, 2019 but subsequently, the claim of the petitioner has not been settled. It is stated that earlier the retiral dues were withheld on the

ground that the petitioner has occupied the government premises, but presently as per instructions she is residing at Surajpur. It is further submitted

that the petitioner has been instructed to produce the succession certificate, which is beyond the rules of payment of pension and settlement of the

retiral dues.

3. Perusal of the documents would show that the name of the petitioner appears as nominee of the deceased namely Late A.K. Namdeo. Since the

document of the nomination for the family pension contains the name of the petitioner, it would not be proper to ask a widow to produce the succession certificate. The payment of interim pension also fortifies the fact that the relation has been accepted, however, except part the entire dues has not been released. Under the circumstances, the respondents are directed to settle the entire retiral dues of the petitioner within a period of 60 days from the date of receipt of copy of this order.

4. With the aforesaid observation, the writ petition stands disposed of.