

HIGH COURT OF CHHATTISGARH, BILASPUR
Order Sheet
WPS No. 2153 of 2024

Smt. Divya Joshi **Vs.** State of Chhattisgarh & others

08.04.2024	Mr. Rajesh Kumar Kesharwani, counsel for the petitioner. Ms. Sakshi Goyal, Panel Lawyer for the State. Learned counsel for the petitioner would submit that petitioner's husband was working as Principal in Government Boys Higher Secondary School, Doundi Lohara, District- Balod expired on 15.02.2024 and after his death, recovery order has been issued on 29.02.2024. Learned counsel for the petitioner is directed to satisfy this Court on the next date of hearing whether recovery order after death can be issued or not. The State is directed to file reply whether after death recovery order with respect to excess payment, can be made or not. Learned counsel for the petitioner would submit that recovery order to the tune of Rs. 3,62,487/- has been issued against the petitioner. He would further submit that the retiral dues are not being paid to the petitioner as order of recover for excess payment has been issued. Considering the fact that petitioner's husband expired on 15.02.2024 and after his death, recovery order has been issued, as such, it is directed that the retiral dues of petitioner's husband shall be paid to the petitioner within two months from the date of receipt of copy of this order after deducting the excess payment i.e. Rs. 3,62,487/- from amount of gratuity. List this case on 12th June, 2024 for final disposal in motion hearing list. Sd/- (Narendra Kumar Vyas) Judge