

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

**WP(C) No. 837 of 2023 with
MC(WP(C) No. 408 of 2023**

Thokchom Somorendro Singh

.....Petitioner/s

- Versus -

State of Manipur & 2 Ors.

.... Respondent/s

**BEFORE
HON'BLE MR. JUSTICE A. GUNESHWAR SHARMA**

Order

06.12.2023

- [1] Heard Mr. NG. Jotindra, learned counsel for the petitioner.
- [2] Issue notice on the main petition as well as misc. application.
- [3] Mr. Phungyo Zingkhei, learned Dy. G.A. accepts notice on behalf of all the respondents. Hence, service is complete on all the respondents. Learned G.A. seeks 3 (three) weeks' time for filing counter affidavit.
- [4] Mr. NG. Jotindra, learned counsel for the petitioner, submits that the petitioner is entitled to the increment as per OM dated 10.12.1982 issued by the Department of Personnel & Administrative Reforms (Personnel Division), Government of Manipur and it is stated that if recovery is made at the rate of Rs. 34,390/- every month starting from the month of November, 2023, the petitioner will get the meager

amount of Rs. 9,000/- which may not be sufficient for maintenance of his family and prayed that an interim staying the impugned order may be passed.

[5] Mr. Phungyo Zingkhei, learned Dy. G.A., clarifies that even if assuming that the petitioner is entitled to the increment as per OM dated 10.12.1982, there is no order from the Head of Department for payment of increment. It is submitted that the petitioner is not entitled to the increment that has been wrongly credited to him till then.

[6] The prayer for interim relief will be considered on filing of the counter affidavit.

[7] List on 19.01.2024.

[8] Till the next date, the respondents shall not make any recovery from the salary of the petitioner.

[8] Furnish a copy of this order to the learned counsel appearing for all the parties.

JUDGE

joshua