

THE HIGH COURT OF SIKKIM: GANGTOK
(Civil Extraordinary Jurisdiction)

**SINGLE BENCH : THE HON’BLE MR. JUSTICE A. MUHAMED MUSTAQUE,
CHIEF JUSTICE**

WP(C) No.80 of 2025

Mrs. Letha P. Antony,
W/o Mr. Skaria Thekkumkattil Varughese,
Presently residing at Sikkim Government Quarter,
Upper Syari, Deorali, Gangtok.

... Petitioner

versus

- 1. State of Sikkim,**
Represented by and through
The Secretary,
Department of Personnel, Administrative Reforms
and Training, Government of Sikkim, Gangtok.
- 2. Education Department,**
Represented by and through
The Secretary,
Government of Sikkim,
Tashiling Secretariat,
Gangtok.

... Respondents

Appearance:

Mr. A. Moulik, Senior Advocate with Mr. Ranjit Prasad, Advocate, for the
Petitioner.

Mr. Zangpo Sherpa, Additional Advocate General with Mr. Sujan Sunwar,
Assistant Government Advocate and Mr. Mohan Sharma, Advocate, for
the Respondents.

Judgment Pronounced on : 25.08.2026
Judgment Uploaded on : 26.08.2026

JUDGMENT (ORAL)

(A. Muhamed Mustaque, C.J.)

- 1.** This Court notes that the Petitioner has been appointed in the year
1997 on a contract basis and thereafter was regularized in the year
2002. Petitioner’s claim for service benefits claimed in this Writ Petition

except one below cannot be considered as the Petitioner slept over those rights for over a decade.

2. This Court notes that the Government by its order dated 18.05.2013 reckoned the qualifying service of the Petitioner for a purpose of pensionary benefits w.e.f. 18.02.1997 to 31.05.2002 ignoring certain gaps between 12.12.1998 to 18.02.2002. Then the Government by its order dated 07.07.2025 ordered annual increment @ 3% of the sum of the pay in the pay band plus grade pay in the relevant pay band of the scheme.

3. The Petitioner points out that there is a disparity in the pay scale of the Petitioner with others who had joined on the same date. In light of the fact that the Government had already considered her past services from the date of initial appointment as a contractual employee, it is appropriate for the Government to consider the Petitioner's claim for annual increment in light of the Government order dated 18.05.2013.

4. The appropriate Order by the Government may be passed within a period of six weeks.

5. Nothing survives further in the matter. Accordingly, the Writ Petition stands disposed as above.

Chief Justice