

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.2000/2015

Baburao s/o Daulat Patil
Age 65 years, Occu-Pensioner
R/o : At post Marwad,Tq.Amalner
Dist.Jalgaon

.. PETITIONER

Versus

- 1] The State of Maharashtra
Through its Secretary
School Education Department
Mantralaya, Mumbai-32
- 2] The Additional Chief Secretary
Department of Finance
Government of Maharashtra,
Mantralaya, Mumbai-32
- 3] Accountant General, Mumbai
Maharashtra State
Mumbai-32.
- 4] The Education Officer (Secondary)
Zilla Parishad, Jalgaon,
Dist.Jalgaon.

.. RESPONDENTS

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Mr.V.G.Salgare,Adv. For petitioner
Mr.D.B.Bhange,AGP for respondent State.

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WRIT PETITION NO.2013/2015

Prakash s/o Devidas Pathak
Age 63 years, Occu-Pensioner
R/o : 48 B, Dwarkanagar,
Pimple Road, Amalner
Tq.Amalner Dist.Jalgaon.

.. PETITIONER

Versus

- 1] The State of Maharashtra
Through its Secretary
School Education Department
Mantralaya, Mumbai-32
- 2] The Additional Chief Secretary
Department of Finance
Government of Maharashtra,
Mantralaya, Mumbai-32
- 3] Accountant General, Mumbai
Maharashtra State
Mumbai-32.
- 4] The Education Officer (Secondary)
Zilla Parishad, Jalgaon,
Dist.Jalgaon.

.. RESPONDENTS

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Mr.V.G.Salgare,Adv. For petitioner
Mr.G.K.Thigale,Addl.Govt.Pleader for respondent State.

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**CORAM : S.V.GANGAPURWALA &
V.L.ACHLIYA,JJ.
DATE : 23rd February, 2015.**

ORAL JUDGMENT [PER S.V.GANGAPURWALA,J. :

1] Rule. Rule made returnable forthwith. The learned A. G. P. waives notice of rule. With the consent of parties taken up for final hearing.

2] Mr. Salgare, the learned counsel submits that, the petitioners in these writ petitions have retired between 01st January, 2006 to 26th February, 2009 and as per the

judgment of this Court dated 09th May, 2014 in Writ Petition No. 8985 of 2011 with other connected writ petitions, the cut off date has been held to be erroneous and the benefit of the Government Resolution dated 30th October, 2009 has also been granted to those persons who have retired between 01.01.2006 to 26.02.2009.

3] The learned counsel further submits that, even the review filed by the State of the said judgment is rejected.

4] We have heard the learned Additional Government Pleader also.

5] The issue involved in present writ petitions is no longer resintegra in view of the judgment dated 09th May, 2014 in Writ Petition No. 8985 of 2011 with other connected writ petitions. Those persons who have retired in between 01.01.2006 to 26.02.2009 will also be entitled for the benefit of Government Resolution dated 30th October, 2009 with regard to the revised pension.

6] In the light of the above, we pass the following order.

7] The respondents shall consider the case of petitioners for the payment of revised pension in terms of Government Resolution dated 30th October, 2009 after satisfying itself about the eligibility of the petitioners expeditiously and preferably within a period of four (4) months from today. The petitioners may also comply with the formalities required for

processing revised pension papers.

8] Rule accordingly is made absolute in above terms.

V.L.ACHLIYA,J.

S.V.GANGAPURWALA,J.

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