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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.7416 OF 2014
IN
WRIT PETITION NO.855 OF 2008**

Balaji Kaluram Madnure. ..Applicant

-Versus-

Disha Kendra. Through it's
President Pradeep Balaji Gaikwad
and others. ..Respondents

.....

Mr.S.C.Swami h/f Mr.VD.Gunale, Advocates for the Applicant.
Mr.PR.Katneshwarkar, Advocate for the Respondent Nos.1 and 2.
Mr.VG.Shelke, AGP, for the Respondent No.3.

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CORAM: RAVINDRA V. GHUGE, J.

DATE :- 20th February, 2015

Per Court:

1 The Applicant has filed an undertaking duly sworn to indicate that if Writ Petition No.855/2008 preferred by the Employer is allowed, he would refund the amount of increment paid as per the time bound pay scale.

2 The said undertaking is taken on record and marked as "X" for identification.

3 Mr.Katneshwarkar, learned Advocate appearing for the original Petitioners/ Respondent Nos.1 and 2 herein, submits that the said undertaking would be placed before the Education Officer along with the recommendations of the Original Petitioners, for payment of the time bound higher pay scale and yearly increment to the Applicant.

4 In the light of the above, this Civil Application is partly allowed.

5 The Respondent Nos.1 and 2/ original Petitioners shall forward a proposal of the Applicant/ Employee along with the undertaking for the said benefits, as prayed for in this Civil Application, to the Respondent No.3/ Education Officer as expeditiously as possible and preferably within a period of FOUR WEEKS from today. The Respondent No.3 (Education Officer) shall accordingly consider the same and pass necessary orders for clearing the proposal forwarded by the Respondent Nos.1 and 2, as expeditiously as possible and preferably within a period of EIGHT WEEKS from receipt of such proposal.

(RAVINDRA V. GHUGE, J.)