

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

(1)

WP NO.7974/2014

6 WRIT PETITION NO. 7974 OF 2014

Ghalappa Virpakshappa Ambesange,
Age 60 years, Occ: Retired
r/o. Yeshwant Society, Udgir,
Tq. Udgir, Dist. Latur.

...PETITIONER

VERSUS

The State of Maharashtra,
Through its Secretary,
Urban Development Department,
Mantralaya, Mumbai 431 032

And four others.

...RESPONDENTS.

Advocate for Petitioner :	...
AGP for Respondent State:	Mr.Shinde Ram S.
Advocate for Respondent:	Mr. G.R.Ingole
Nos. 4 and 5.	Ms.Suryawanshi Deepali D. h/f Barde Parag Vijay.

...
CORAM : S.S. SHINDE & P.R. BORA, JJ.
Dated: March 17, 2015
...

PER COURT :-

1. The petitioner claims retirement benefits. Some of the benefits seems to have also been sanctioned, but are not paid. Learned counsel appearing for respondent No.5 Municipal Council submits that, because of financial constraints, the respondent No. 5 Municipal Council is not in a position to pay the dues. It would take some time for the Municipal Council to pay the admitted dues to the petitioner.

AGP/-

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

(2)

WP NO.7974/2014

2. It appears that, the petitioner has retired on 28.2.2014. It is trite to say that, retiral benefits are not a bounty, but it is hard earned amount of an employee. It also appears from the letters issued by the Chief Executive Officer (page nos. 12, 13, 14) that some of the dues are admitted and the respondents are bound to pay said amount.

3. In the light of that, we pass the following order.

4. The respondents shall pay the all legitimate dues of the petitioner as is admitted by them expeditiously and preferably within a period of six (6) months from today along with interest at the rate of 6% per annum.

The writ petition is disposed of. No costs.

(P.R. BORA, J.)

(S.S. SHINDE, J.)

...