

UNREPORTED

IN THE HIGH COURT OF JUDICATURE AT

BOMBAY

BENCH AT AURANGABAD.

WRIT PETITION NO.7954 OF 2014.

Randhir S/o Dinkarrao Deshmukh,
Age 66 years, Occ.Pensioner,
R/o Padamsingh Nagar, Sanza Road,
Osmanabad,Tq. & Dist.Osmanabad. ...Petitioner.

Versus

1.The State of Maharashtra
through its Chief Secretary,
Government of Maharashtra,
Mantralaya,Mumbai-32.

2. General Administrative
Department,Government of
Maharashtra, through its Secretary,
Mantralaya, Mumbai-32.

3. Department of Finance,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

4. Rural Development Department,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

5. The Chief Executive Officer,
Zilla Parishad, Osmanabad. ... Respondents.

...

WRIT PETITION NO.7955 OF 2014

Shivaji S/o Shankarrao Pawar,
Age 65 years, Occ.Pensioner,
R/o Ramnagar Kakde Plot,
Near Sant Tukaram Maharaj
Temple, Osmanabad, Tq. &
Dist.Osmanabad.

... Petitioner.

Versus

1. The State of Maharashtra
through its Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-32.

2. General Administrative
Department, Government of
Maharashtra, through
its Secretary, Mantralaya,
Mumbai-32.

3. Department of Finance,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

4. Rural Development Department,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

5. The Chief Executive Officer,
Zilla Parishad, Osmanabad

... Respondents.

...

WRIT PETITION NO.7967 OF 2014

Aabasaheb S/o Sopanrao Pawar,
Age 66 years, Occ. Pensioner,
R/o Dattanagar, In front of
Dugh Sangh, Yedshi Road,
Osmanabad, Tq. & Dist.Osmanabad.

... Petitioner.

Versus

The State of Maharashtra,
through its Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-32.

2. General Administrative Department,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

3. Department of Finance,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

4. Rural Development Department,
Government of Maharashtra,
through its Secretary,
Mantralaya, Mumbai-32.

5. The Chief Executive Officer,
Zilla Parishad, Osmanabad. ... Respondents.

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Mr.V.G.Salgare, advocate for the Petitioners.

Mr.G.K.Naik Thigle, Addl. Govt. Pleader,

Mr.A.S.Shinde, Smt.S.A.Dhumal, Asstt. Govt.

Pleaders for the State.

Mr.U.B.Bondar, advocate for the Respondent No.5 .

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**CORAM : S.V.GANGAPURWALA &
V.L.ACHLIYA, JJ.**

Date : 04.03.2015.

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 A.G.Ps. 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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