

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

CONT. PETITION NO. 405 OF 2014 IN WP/9591/2013

RAGHUNATH NAGO GADE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Kulkarni Suresh M.
AGP for Respondents: Mrs S.A.Dhumal
Advocate for Respondents : Mr. Deshmukh Vaibhav For R/4

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CORAM : S V GANGAPURWALA & V.K. JADHAV, JJ.
Dated: July 20, 2015

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PER COURT :-

1. Mr. Kulkarni, the learned counsel for the petitioner submits that respondent no.4 has not paid amount towards retiral benefit as directed by this Court, as such respondent No.4 has committed contempt of the order passed by this Court.
2. Learned counsel for respondent No.4 submits that petitioner has been paid amount of gratuity and leave encashment and some amount towards difference of 6th pay Commission is not paid, however, because of the weak financial condition of the Municipal Council, Jalna some time would be required to pay the remaining amount towards difference of 6th pay commission.
3. It is not disputed that petitioner has received amount towards leave encashment and gratuity and some amount towards difference of 6th Pay commission is paid, however, not the total amount.
4. Considering the difficulty shown by the learned counsel for respondent No.4, we pass following order.

ORDER

The Respondent No.4 shall pay the remaining amount towards difference of 6th Pay Commission to petitioner within three months from today.

5. Contempt Petition accordingly disposed of. No costs.

(V.K. JADHAV, J.)

(S V GANGAPURWALA, J.)

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