

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**BENCH AT AURANGABAD****WRIT PETITION NO. 11072 OF 2014**

UDAY SHRIDHARRAO DESHMUKH
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. I.S. Thorat h/f Mr. Deshmukh
Ravindra M.

AGP for Respondent/State : Mr.S.R. Yadav Lonikar
Advocate for Respondent nos.2 and 3 : Mr. Shelke Shivaji T.
Advocate for respondent Nos.4 and 5 : Chaudhary K.B.

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CORAM : S.S. SHINDE & P.R. BORA, JJ.

Dated: November 18, 2015

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PER COURT :-

This petition takes exception to the impugned order dated 18th June, 2014 issued by the AO/APFC, Employees' Provident Fund Organization, Maharashtra State, Nasik.

2. Upon perusal of the documents placed on record, it appears that, the petitioner sought withdrawal of benefits, and accordingly, the amount was withdrawn. As a result, the impugned order rejecting the prayer of the petitioner came to be passed.

3. The learned counsel appearing for the petitioner, on instructions, submits that, the petitioner is

ready to deposit the amount, which has been already withdrawn by the petitioner with interest like deposited by the other similarly situated employees with Respondent Nos. 4 and 5 within six weeks from today. Upon depositing such amount with interest, as charged in the cases of other similarly situated employees along with the certificate of the employer, Respondent Nos. 4 and 5 shall take final decision in the case of petitioner, as expeditiously as possible, preferably within six weeks from the date of receiving the amount and the certificate from the employer along with the proposal under Form 10-D of the Employees' Pension Scheme, 1995.

4. The Petition is disposed of in the above terms.

5. The parties to act upon an authenticated copy of this order.

(**P.R. BORA, J.**)

(**S.S. SHINDE, J.**)

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