

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

**WRIT PETITION NO. 11294 OF 2014**

NARAYAN SHESHARAO PHADE  
VERSUS  
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. M.B.Ubale h/f Mr. L.K. Pradhan  
AGP for Respondents: Mr. B.L.Dhas

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CORAM : S V GANGAPURWALA & V.K. JADHAV, JJ.  
Dated: June 08, 2015

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PER COURT :-

1. Mr. Ubale h/f Mr. Pradhan, learned counsel for the petitioner submits that salaries are stopped from April 2014. The respondents be directed to pay the same. According to the learned counsel for the petitioner, at the time of seeking appointment he had not suppressed his age however, when petitioner was appointed he was minor. The petitioner is ready to forgo his salary till he attains the age of majority.

2. Affidavit is filed by the respondent wherein it is stated that Deputy Director of Education has recommended to the Director of Education to grant approval to the services of the petitioner from the date of attaining age of majority.

3. It is submitted by the learned counsel for the petitioner that the petitioner would be retiring in December, 2015. The

petitioner has also made a statement that he would forgo the salary during the period of his minority. In light of the above, and in view of the affidavit filed, we pass following order.

**O R D E R**

i] The Director of Education shall take decision on the recommendation of the Deputy Director of Education dated 24.4.2015 (Exh.R-2) expeditiously and preferably within three months from today.

ii] On decision being taken, the payment, if any, shall be made to the petitioner immediately within one month from the decision.

4. Writ Petition accordingly disposed of. No costs.

( V.K. JADHAV, J. )

( S V GANGAPURWALA, J. )

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aaa/-