

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.6234 OF 2014

[Haridas s/o Baburao Sonawane .vs. Union of India and others]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri R.S. Parsodkar, counsel for the petitioner,
Shri Rohit Deo, ASGI for the respondents.
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CORAM : SMT. VASANTI A. NAIK AND
PRASANNA B. VARALE, JJ.

DATED : JULY 13, 2015.

Heard.

The learned counsel for the parties state that the issue involved in this petition was also involved in Writ Petition No.1591/2014, decided by this Court by the order, dated 31.3.2015. It is stated that in the said writ petition also, the petitioner had retired after attaining the age of superannuation as is the case in this petition also. It is stated that this writ petition could also be disposed of by passing a similar order.

In view of the submission made by the learned counsel, for the reasons recorded in the order, dated 31.3.2015 in Writ Petition No.1591/2014, we partly allow this writ petition. As no fruitful purpose could be served by sending the caste claim to the scrutiny committee for verification after the petitioner's retirement, the services of the petitioner are protected and the petitioner would be entitled to all the service benefits on the condition that the petitioner furnishes an undertaking to this court and also to the respondent no.2, within a period of four weeks, that neither the petitioner nor his progeny would claim the benefits meant for the Gond-Gowari, Scheduled Tribe in

future. The respondents should release the retiral benefits to the petitioner within a period of two months from the date of submission of the undertaking. Order accordingly. No costs.

JUDGE

JUDGE

Gulande