

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

C.A.O.NO. 88/2014 AND M.C.A.ST.NO.23050/2013 IN
W.P.NO.1387/1995.

Shri Suresh Marotrao Thanekar

VERSUS

Shivaji Education Society, Pusad and others.

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

Court's or Judge's orders.

CORAM : B. P. DHARMADHIKARI
AND A.B. CHAUDHARI, JJ.

DATED : JANUARY 30, 2015.

Heard Shri P.S. Patil, learned Counsel for
the applicant.

Prayer is to condone delay of 195 days in
filing Misc. Civil Application. In Misc. Civil Application
prayer is to review order dated 09.05.2013, disposing
of the writ petition no. 1387/1995.

Before issuing notice to non-applicants and
in order to satisfy ourselves that in prayer for review,

there is some merit, we have called upon the learned counsel for the applicant to formulate points for review.

Submission is, in terms of paragraph no.7[2] of Annexure-34 of Secondary School Code, actual period of service to be rendered in School, after such termination is wiped out. We have therefore, requested the learned counsel to elaborate the contention. We find that after termination such person cannot continue in service, and as such there is no question of calculating the period thereafter till his attaining the age of superannuation under paragraph no. 7[2].

To us provision is very clear and it disentitles the applicant to pension. No case is, therefore, made out. As such, we are not inclined to issue notice. Civil Application as also Misc. Civil Application, both are therefore, rejected. No cost.

JUDGE

JUDGE

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