

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

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

Court's or Judge's orders

WRIT PETITION NO. 5185 OF 2016

DAGADU S/O GIRAJAPPA BORKAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Kawade
Ramraje D.

AGP for Respondent/State : Mr. A.V.
Deshmukh

...

CORAM: S.S.SHINDE & SANGITRAO S. PATIL, JJ.

Dated: JUNE 21, 2016

...

Mr. R.D. Kawade, the learned counsel for the petitioner submits that the petitioner has retired as Supervisor from Education Department on 31.05.2006 i.e. during the period from 01.01.2006 to 27.02.2009. The learned counsel submits that the Division Bench of this Court in Writ Petition No.8985/2011 with other connected Writ Petitions (Smt. Savitribai Narsayya Guddapa V/s The State of Maharashtra and others), vide judgment

and order dated 9th May, 2014 has held that even those employees who have retired in between 01.01.2006 to 27.02.2009 will also have benefit of the Government Resolution dated 30th October, 2009 for payment of revised pension under the Maharashtra Civil Services (Pension) Rules.

2. The learned A.G.P. do not dispute this position.

3. In the light of that the Writ Petition is disposed of. The Respondent/State shall consider the case of the petitioner for payment of revised pension as per the Government Resolution dated 30th October, 2009. The petitioner shall submit representation to that effect with the respondent/State and the respondent/State shall consider the said representation within a period of three (3) months of its receipt and if found eligible as per the judgment of this Court shall pay the same expeditiously. No costs.

(SANGITRAO S.PATIL, J) (S.S. SHINDE, J)