

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

WRIT PETITION NO.10207 OF 2016

1. Pralhad s/o. Maruti Avhad,
Age:61 years, Occ. Service,
r/o. At Post Loni (Bk),
Near Chitralaya,
Tq. Rahata,
Dist. Ahmednagar — 413736
2. Jayasing s/o. Ramchandra Bhor,
Age:55 years, Occ. Service,
r/o. At Post Loni (Bk),
Musale Vasti,
Tq. Rahata,
Dist. Ahmednagar — 413736
3. Khudaji s/o. Joti Salunke,
Age:59 years, Occ. Service,
r/o. "Joti Sadan",
Kalpak Colony (East),
At Post Loni (Kd),
Tq. Rahata,
Dist. Ahmednagar — 413713
4. Shashikant s/o. Raghunath Kuchekar,
Age : 56 years, Occ. Service,
r/o. "Amit-Vihar", F-9,
Maharashtra Bank Colony,
Savadi, Ahmednagar — 414 003
5. P. Gopal Reddy,
Age : 58 years, Occ. service
r/o. Parvatinagar Colony,
Babhaleshwar Road,
Loni (Kd), Tq. Rahata,
Dist. Ahmednagar 413713

6. Bhaga s/o. Ananda Pawar,
Age:50 years, Occ. Service,
r/o."Shweta Bunglow"
Musale Vasti, Hasnapur Road,
Loni (Bk), Tq. Rahata,
Dist. Ahmednagar – 413 736 ..Petitioners

Vs.

1. The State of Maharashtra,
Through its Principal Secretary,
Higher and Technical Education
Department, Mantralaya,
Mumbai – 32
2. The Director of Higher Education,
Maharashtra State,
Central Building, Pune
3. The Joint Director of Higher
Education, Department of Higher
Education, 17, Dr. Ambedkar Road,
Dist. Pune
4. Padmashri Vikhe Patil College
of Arts, Science and Commerce,
Pravaranagar, Loni
Loni, Tq. Rahata,
Dist. Ahmednagar 413 713
Through its Principal ..Respondents

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Mr.P.A. Pisal, Advocate for petitioners

Mr.S.B.Pulkundwar, AGP for respondent nos.1 to 3

Mr.R.B.Temak, Advocate for respondent no.4

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**CORAM : R.M. BORDE AND
SANGITRAO S. PATIL, JJ.
DATE : NOVEMBER 24, 2016**

ORAL JUDGMENT :

Heard the learned counsel for the parties.

2. Rule. Rule made returnable forthwith. The petition is heard finally by the consent of the learned counsel for the respective parties.

3. The petitioners are requesting for issuance of direction to the respondents for stepping up their pay so as to bring it at par with the junior Associate Professor w.e.f. the date of revision of pay salary as per Government Resolution dated 12.08.2009.

4. The facts giving rise to the instant petition need not be stated in detail since those are undisputed. Even otherwise, the facts are identical as in the case of **Dr. Sudhakar Murlidhar Lawande and others Vs. State of Maharashtra (W.P.**

No.11129/2015) and in the case of **Sudamrao Keshavrao Aher & ors. Vs. the State of Maharashtra & others** in W.P.No.10283/2012, decided on 21st November, 2013 [2014(1) ALL MR 697].

5. For the reasons recorded while disposing of the aforesaid matter presented by **Sudamrao Aher and others**, the instant writ petition also deserves to be allowed and the same is accordingly allowed.

6. The respondents shall take necessary action to step up the pay of the petitioners so as to bring it at par with the juniors where all the parameters are same and shall not discriminate only because the junior teachers have acquired Ph.D. Degree and are getting higher salary during implementation of 6th Pay Commission's recommendations. The salaries of the petitioners may be refixed and arrears be paid within a period of six months.

7. Rule is made absolute accordingly.

8. There shall be no order as to costs.

[SANGITRAO S. PATIL, J.]

[R.M. BORDE, J.]

kbp