

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

**CIVIL APPLICATION NO. 12785 OF 2016
IN
WRIT PETITION NO. 8140 OF 2015**

Navnath Narayan Sakhle .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12786 OF 2016 IN W. P. NO. 7560 OF 2015

Eknath Kisan Rahte .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12787 OF 2016 IN W. P. NO. 7845 OF 2015

Tejrao Putala Sakhare Died
through L.Rs. Bhagirathi Tejrao Sakhare.. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12788 OF 2016 IN W. P. NO. 8137 OF 2015

Kashinath Trambak Sakhale .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12789 OF 2016 IN W. P. NO. 8136 OF 2015

Jankiram Shamrao Sirsat .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12790 OF 2016 IN W. P. NO. 8141 OF 2015

Ramkrishna Keshav Aute .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12793 OF 2016 IN W. P. NO. 7570 OF 2015

Jagannath Shahuba Salve .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12798 OF 2016 IN W. P. NO. 8143 OF 2015

Bhaskar Piraji Tayade .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12799 OF 2016 IN W. P. NO. 8142 OF 2015

Uttam Balwanta Sakhle .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12801 OF 2016 IN W. P. NO. 8144 OF 2015

Keshav Rajaram Nagve .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12807 OF 2016 IN W. P. NO. 8147 OF 2015

Gajanan Tukaram Dutonde .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12808 OF 2016 IN W. P. NO. 8145 OF 2015

Ganpat Shenphad Tayde .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12809 OF 2016 IN W. P. NO. 8148 OF 2015

Bharatsingh Harsingh Suryawanshi .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12814 OF 2016 IN W. P. NO. 8153 OF 2015

Dhanaji Pundlik Shinde .. Applicant

Versus

The State of Maharashtra and another .. Respondents

WITH

C. A. NO. 12815 OF 2016 IN W. P. NO. 8152 OF 2015

Saluba Bala Kale Died through L.Rs.

Anusayabai and others .. Applicants

Versus

The State of Maharashtra and another .. Respondents

WITH
C. A. NO. 12816 OF 2016 IN W. P. NO. 8150 OF 2015

Damodhar Shankar Ingle .. Applicant
Versus
The State of Maharashtra and another .. Respondents

WITH
C. A. NO. 12818 OF 2016 IN W. P. NO. 8151 OF 2015

Deoram Namdeo Raut .. Applicant
Versus
The State of Maharashtra and another .. Respondents

Shri Ashok A. More, Advocate for Applicants in all matters.
Shri V. S. Badakh, A.G.P. for Respondents/State in all matters.

CORAM : S. V. GANGAPURWALA AND
K. L. WADANE, JJ.
DATE : 07TH OCTOBER, 2016.

PER COURT :

. Mr. More, the learned counsel for applicants submits that, inspite of the fact that this Court had passed order in writ petitions on 06th August, 2015, as yet, except five petitioners in the writ petitions, others have not been paid the gratuity amount, though Revenue Recovery Certificate (R.R.C.) is issued in their favour. Only five of the petitioners are paid the gratuity amount. Molasses, which is lying there, has been sold, but the Tahsildar has not taken any action. Every time the applicants/petitioners visited the Tahsildar, the Tahsildar states

that, the action would be taken, however, no effective action is taken.

2. The learned Assistant Government Pleader states that, the respondent is trying to take action. Five of the petitioners are paid the gratuity amount and for rests also efforts are taken.

3. We had not laid down any time frame in the order. However, we expected that, the authority shall take steps expeditiously to execute the same, considering that, it is the amount with regard to gratuity and the petitioners are senior citizens.

4. The Revenue Authorities are required to be sensitive to the amount, which is payable as retiral benefit to the retired employees and considering that they are senior citizens. The Tahsildar and such authorities cannot demonstrate apathy to such issues.

5. The Revenue Authorities shall take positive steps to implement the order and the Revenue Recovery Certificate on priority basis. The authority shall demonstrate by its action that the steps are taken for executing revenue recovery certificate and for the payment of the amount to the petitioners/applicants expeditiously. We expect the authority to take positive steps in

this regard within eight weeks from today. The civil applications are disposed of.

[K. L. WADANE, J.]

[S. V. GANGAPURWALA, J.]

bsb/Oct. 16