

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

56 WRIT PETITION NO.11393 OF 2015

BABULAL AHEMAD SHAIKH AND OTHERS  
VERSUS  
THE STATE OF MAHRASHTRA AND OTHERS

...  
Advocate for Petitioners : Mr. SS Thombre, Adv. h/for Mr.  
Wagh Pradip K.

Mr. AG Magre, AGP for Respondents: 1 & 2;  
Mr. Aghav Avinash D, Adv. For R/3

---

**CORAM : S.S.SHINDE &  
P.R.BORA,JJ.**

**DATE : 11<sup>th</sup> January, 2016.**

**PER COURT :**

1) Heard the learned Counsel for the parties.  
Perused the pleadings in the petition and the  
documents placed on record.

2) The learned Counsel appearing for the  
petitioners submits that, in case of the employees in  
the employment of Zilla Parishad, Osmanabad and  
Latur, though 'Maruf agreement' was made applicable,  
governing their service conditions, subsequently,  
application of said agreement was cancelled and

'Kalelkar Settlement' is made applicable governing their service conditions. The statement made by the learned counsel appearing for the petitioners is also confirmed by learned Counsel appearing for the Respondent No.3/Zilla Parishad. He submits that, already proposal is forwarded by the Respondent No.3 to Respondent No.1, requesting for applying 'Kalelkar Settlement' instead of 'Maruf Agreement' to the employees of the Respondent No.3. There is innocuous prayer in the petition, in as much as direction is sought to Respondent No.1 to decide the proposal dated 1.6.2015 submitted by Respondent No.3 in respect of applicability of the provisions of 'Kalelkar Settlement' to the petitioners and in case of other employees working under Zilla Parishad, Beed, like same is made applicable to the employees working under Zilla Parishad, Osmanabad and Latur.

3) In that view of the matter, we direct Respondent No.1-State to take a decision on the said proposal dated 1.6.2015 forwarded by Respondent no.3, if necessary, after hearing the parties, as expeditiously as possible, and preferably within a period of twelve (12) weeks from today and

communicate the said decision to the petitioners and Respondent No.3. We make it clear that we have not expressed any opinion on merits, and it is left to Respondent No.1 to take appropriate decision.

4) The Writ Petition is disposed of on above terms.

. Parties to act upon authenticated copy of this order.

**(P.R.BORA)**  
**JUDGE**

**(S.S.SHINDE)**  
**JUDGE**

bdv/