

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

**WRIT PETITION NO. 10815 OF 2015
WITH WP/10816/2015 WITH WP/10820/2015**

SHIVAJI VITTHALRAO JAWALE

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Kawade R. D.
AGPs for Respondents: Mr. S.B. Yawalkar, Mrs.
A.V. Gondhalekar & Mr. V.S. Badakh

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

Dated: April 11, 2016

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PER COURT :-

Mr. R.D. Kawade, the learned counsel for the petitioners submits that, the petitioners have retired as Headmasters and Assistant Teacher from Education Department within a period that is 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.Ps. do not dispute this position.

3. In the light of that, the Writ Petitions are disposed of. The Respondent/State shall consider the cases of the petitioners for payment of revised pension as per the Government Resolution dated 30th October, 2009. The petitioners shall submit representations to that effect with the respondent/State and the respondent/State shall consider the said representations 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.)

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