

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. 3859 OF 2016

EKNATH DAULATRAO CHABUKSWAR AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioners: Mr. Awasarmol R.O.
AGP for Respondent/State: Mr. S.B. Yawalkar

...

CORAM: S.S.SHINDE & SANGITRAO S. PATIL, JJ.
Dated: JULY 1, 2016

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The learned A.G.P. appearing for the Respondent/State submits that the judgment in the case of **Savitribai Narsayya Guddapa (Smt.) and ors. V/s State of Maharashtra and ors¹** is stayed by the Hon'ble Supreme Court.

2. The learned counsel appearing for the

petitioners submit that all the petitioners have retired as Agricultural Assistant, Peon, Gangman (Tolkar) and Gangman during the period 01.01.2005 to 27.02.2009. The learned counsel submits that the Division bench of this Court in Writ Petition No. 8985 of 2011 with other connected writ petitions 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.

3. The learned A.G.P. does not dispute this position.

4. In the light of that the Writ Petition is disposed of. The respondent/State shall consider the case 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 shall pay the same expeditiously. No costs.

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

sga/