

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**NAGPUR BENCH AT NAGPUR****WRIT PETITION NO.2001/2016****Laxmi Jaisamal Harwani****...Versus...****State of Maharashtra, Through its Secretary, Urban Development Department,****Mumbai – 32 and another**

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

 Court's or Judge's orders

Shri Alok Daga, Advocate for petitioner
 Ms R.V. Kalia, AGP for respondent no.1
 Shri Milind Rathi, Advocate for respondent no.2

**CORAM : SMT. VASANTI A. NAIK AND
 MRS. SWAPNA JOSHI, JJ.**

DATE : 13.06.2016

By this writ petition, the petitioner seeks a direction to the respondent no.2 – Municipal Council to pay the retiral benefits to the petitioner along with interest.

It is stated on behalf of the petitioner that though the petitioner has retired on attaining the age of superannuation on 31.11.2015, the respondent no.2 has not paid the retiral benefits to the petitioner, till date.

Shri Milind Rathi, the learned Counsel for the respondent no.2 states, on instructions, that the retiral benefits could not be paid to the petitioner due to severe financial crunch. It is stated that the respondent no.2 has sought the release of certain funds from the State Government and as soon as some amount would be received by the respondent no.2, efforts would be made by the respondent no.2 to pay the retiral benefits to the petitioner.

Since the retiral dues are admittedly not paid to the petitioner despite his retirement in the year 2015, we dispose of the writ petition with a direction to the respondent no.2 to pay the entire retiral benefits to the petitioner as early as possible and positively within a period of six months either in lump sum or in installments.

Order accordingly. No costs.

JUDGE

Wadkar

JUDGE