

- 1 -

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.10190 OF 2016

Santosh Ramdas Wani and others. ...Petitioners..

Versus

The State of Maharashtra & others.

...Respondents...

.....

Shri Shivaji T. Shelke, Advocate for petitioners.

Shri S.B. Joshi, AGP for respondent nos.1 & 2.

Smt.Chaitali Kutti - Choudhari, Advocate for respondent
Nos.3 & 4.

.....

CORAM: V.M. KANADE &
SANGITRAO S.PATIL, JJ.

DATE: 05.01.2017

ORDER :

1] By this petition under Article 226 of the Constitution of India, the petitioners are seeking following reliefs:-

"B] Issue writ of mandamus or writ in the nature of mandamus or a direction in the like nature for directing the respondents No.3 and 4 to pay the amount of commuted pension along with 9% interest from the due date till its realization of entire amount to the petitioners as detailed in the chart annexed to the petition at Exh."A".

- 2 -

C] Direct the respondents No.3 and 4 during pendency of this petition to pay the amount of commuted pension along with 9% interest from the due date till its realization of entire amount to the petitioners as detailed in the chart annexed to the petition at Exh."A".

2] The grievance of the petitioners is that the petitioners have not been paid commuted pension.

3] An affidavit has been filed by the learned counsel appearing on behalf of respondent nos.3 & 4. It is stated that the respondent nos.3 & 4 shall pay the commuted pension within six months on account of financial crunch faced by the said respondents. We accept the said statement made on behalf of the respondent nos.3 & 4.

4] We, therefore, direct the respondent nos.3 & 5 to pay the commuted pension to the petitioners within six months with interest at the rate of 9% p.a.

5] The petition is disposed of accordingly. No costs.

(SANGITRAO S.PATIL, J.)

(V.M. KANADE, J.)