

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 4555 OF 2019

JAYSHREE RANGNATH GHOLAP
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Salgare Vitthal G.
AGP for Respondents No. 1 to 3 :
Mr. A. B. Chate
Advocate for Respondents No. 4 to 6 : Ms. S. M.
Zaware

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83 WRIT PETITION NO.4557 OF 2019

ABA NAMDEO LONDHE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Salgare Vitthal G.
AGP for Respondents No. 1 to 3 :
Mr. A. B. Chate
Advocate for Respondents No. 4 to 6 : Ms. S. M.
Zaware

...

84 WRIT PETITION NO.4586 OF 2019

KARBHARI LAHANU BADHE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Salgare Vitthal G.
AGP for Respondents No. 1 to 3 :
Mr. A. B. Chate
Advocate for Respondents No. 4 & 5 : Ms. S. M.
Zaware

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**CORAM: S. V. GANGAPURWALA &
ANIL S. KILOR, JJ.**

DATE: 23rd SEPTEMBER, 2019

PER COURT:

1. It is submitted that, petitioners in these writ petitions are awarded certificate of excellent work and advance increments in the year 2007. They were given benefit of advance increments and same was also paid. However, now for some of the petitioners recovery is claimed and for some of the petitioners benefit is not extended. If the petitioners are already granted certificate of excellent work in the year 2007, then same cannot be withdrawn retrospectively on the basis of subsequent Government Resolution.

2. The same view was taken by us in Writ Petition No. 1954 of 2018 with other connected Writ Petitions under order dated 25.01.2019.

3. The Government Resolution dated 24.08.2017 will have prospective effect and not retrospective

and in that case if benefit was accorded to petitioners of excellent work in the year 2007, shall not be withdrawn and if any recovery is made pursuant to the same, same shall be refunded to the petitioners.

4. In the light of the above, Writ Petitions are disposed of. No costs.

[ANIL S. KILOR, J.] [S. V. GANGAPURWALA, J.]

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