

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 10234 OF 2018

Pandurang s/o Kishan Wadhere ...Petitioner

Versus

The State of Maharashtra and Ors. ...Respondents

Mr V.G. Salgare, Advocate for Petitioner
Mr S.M. Ganachari, Assistant Government Pleader for
Respondent Nos. 1 and 2
Mr. Shrimant Mundhe, Advocate for Respondent Nos. 3 and 4

**CORAM : S.V. GANGAPURWALA AND
A.M. DHAVAL, JJ.**

DATE: 23rd JANUARY, 2019

ORAL ORDER :

1. The petitioner retired on attaining the age of superannuation on 30.06.2008 as contended by the petitioner.

2. The petitioner claims benefit of 6th Pay Commission as per Government Resolution dated 30.10.2009. The said issue is no longer *res-integra*. This Court under judgment and order dated 09.05.2014 in Writ Petition No. 8985 of 2011 has held that those who have retired in between 01.01.2006 to 26.02.2009 would also be entitled for the benefit of Government Resolution dated 30.10.2009. Pursuant to the said judgment, Government Resolution dated

27.12.2018 is issued. The petitioner is covered under Government Resolution dated 27.12.2018.

3. The respondents shall after confirming the date of retirement of the petitioner and after the conclusion that the petitioner had retired between 01.01.2006 to 26.02.2009, shall accord the benefit to the petitioner of Government Resolution dated 27.12.2018 within a period of four (4) months from today.

4. The writ petition accordingly stands disposed of. No costs.

(A.M. DHAVAL, J.) (S.V. GANGAPURWALA, J.)

mta