

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

WRIT PETITION NO. 10993 OF 2019

Raghunath Dhondiba Hanumante
and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Mrs. A. V. Gondhalekar, Addl.G.P. for Respondent Nos. 1 and 2.

WITH

WRIT PETITION NO. 10995 OF 2019

Bhalchandra Shentadu Thakre
and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri S. B. Nanoade, A.G.P. for Respondent Nos. 1 to 3.

WITH

WRIT PETITION NO. 11000 OF 2019

Pramod Ramdas Bendale
and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Mrs. A. V. Gondhalekar, Addl.G.P. for Respondent Nos. 1 and 2.

WITH

WRIT PETITION NO. 11004 OF 2019

Sunil Shriramji Raut and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri S. G. Karlekar, A.G.P. for Respondent Nos. 1 to 3.

WITH

WRIT PETITION NO. 11006 OF 2019

Bhikaji Govind Joshi and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri V. M. Kagane, A.G.P. for Respondent Nos. 1 to 4.

WITH

WRIT PETITION NO. 11010 OF 2019

Bandu Vasudev Sonar and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Mrs. Geeta L. Deshpande, A.G.P. for Respondent Nos. 1 to 4.

WITH

WRIT PETITION NO. 11011 OF 2019

Rushiprasad Ramchandra Khandelwal
and others ..

Petitioners

Versus

The State of Maharashtra and others ..

Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Mrs. A. V. Gondhalekar, A.G.P. for Respondent Nos. 1 and 2.

WITH
WRIT PETITION NO. 11026 OF 2019

Virbhadra Ganpat Idge and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Mrs. Geeta L. Deshpande, A.G.P. for Respondent Nos. 1 to 4.

WITH
WRIT PETITION NO. 11032 OF 2019

Ravindra Raghunath Mahajan
and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri K. B. Jadhavar, A.G.P. for Respondent Nos. 1 to 4

WITH
WRIT PETITION NO. 11042 OF 2019

Ashok Rangnath Bhale and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri V. M. Kagane, A.G.P. for Respondent Nos. 1 to 3.

WITH
WRIT PETITION NO. 11048 OF 2019

Sudhir Yashwant Deshpande

and others .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Sandeep B. Sontakke, Advocate for Petitioners.

Shri S. B. Nanoade, A.G.P. for Respondent Nos. 1 to 3.

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

DATE : 05TH SEPTEMBER, 2019.

FINAL ORDER :

. The learned counsel for petitioners and the learned Additional/Assistant Government Pleaders in respective writ petitions are at consensus that the petitioners are similarly situated as the petitioners in Writ Petition No. 12699 of 2018 with with other connected Writ Petitions decided vide order dated 03.04.2019.

2] In view of that, we follow the same course and pass the following order :

I] It is submitted that, petitioners in these Writ Petitions are awarded certificate of excellent work and advance increments in the year 2006 to 2008. 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 2006, 2007 and 2008, the same cannot be withdrawn retrospectively on the basis of subsequent Government Resolution.

II] 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.

III] The Government Resolution dated 24/8/2017 will have prospective effect and not retrospective and if benefit was accorded to petitioners of excellent work in the year 2006, 2007 and 2008, shall not be withdrawn and if any recovery is made pursuant to the same, same shall be refunded to the petitioners.

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

[ANIL S. KILOR, J.]

[S. V. GANGAPURWALA, J.]