

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

REVIEW APPLICATION (CIVIL) NO.243 OF 2019
IN
WRIT PETITION NO. 7109/2018

THE DIVISIONAL CONTROLLER
MAHARASHTRA STATE ROAD TRANSPORT
CORPORATION

...APPLICANT

VERSUS

SHAIKH YUSUF SHAIK YUNUS
AND OTHERS

...RESPONDENTS

Mrs R.D. Reddy, Advocate for Applicant
Mr V.M. Kagne, AGP for Respondents-State
Mr Govind Kulkarni, Advocate holding for
Mr R.A. Deshmukh, Advocate for Petitioner in Writ Petition

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

DATE : 22nd NOVEMBER, 2019

ORAL ORDER:

1. The review application is filed basically on the ground that this Court, while disposing of the writ petition, relied on the Government Resolution dated 10th November, 2015.

2. According to the learned Counsel, subsequently, a fresh Government Resolution is issued dated 11th March, 2016, superseding the earlier Government Resolution dated 10th November, 2015. The parties would be governed by the Government Resolution dated 11th March, 2016. The caste 'Bhangi' is not

included amongst the beneficiaries in the Government Resolution dated 11th March, 2016.

3. We have heard the learned Counsel for the respondents.

4. We had observed that the petitioner claims to be 'Bhangi' and that the persons of the Walmiki, Mehtar, Scheduled Caste, Bhangi, Scheduled Tribes are held eligible under the said Government Resolution.

5. Assuming that under the Government Resolution dated 11th March, 2016, the Scheduled Caste, Scheduled Tribes, are not included, but still the persons belonging to Walmiki, Mehtar are included for the benefit of legal heirs scheme. The petitioner is Bhangi.

6. In light of the above, the respondents may consider the petitioner belonging to Bhangi/Mehtar and consider the case of the petitioner as directed in the writ petition.

7. The Review Application is accordingly disposed of. No costs.

[ANIL S.KILOR]
JUDGE

[S.V.GANGAPURWALA]
JUDGE