

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

917 WRIT PETITION NO. 13965 OF 2019

Shrikant Purushottam Lokhande .. Petitioner

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.

Mr. S. G. Sangle, AGP for Respondent Nos. 1 to 4.

Mr. S. B. Ghute, Advocate for Respondent No. 5.

918 WRIT PETITION NO. 13966 OF 2019

Vasant Raosaheb Narode .. Petitioner

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.

Mr. S. G. Sangle, AGP for Respondent Nos. 1 and 2.

Mr. S. B. Ghute, Advocate for Respondent Nos. 3 to 5.

919 WRIT PETITION NO. 13967 OF 2019

Dnyanoba Nivrutti Kale and Another .. Petitioners

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.

Mr. S. G. Sangle, AGP for Respondents-State.

920 WRIT PETITION NO. 13968 OF 2019

Ramesh Trimbak Jogdande and Others .. Petitioners

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.
Mr. S. G. Sangle, AGP for Respondents-State.

921 WRIT PETITION NO. 13969 OF 2019

Achyut Sawalaram Ujgare and Others .. Petitioners

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.
Mr. S. G. Sangle, AGP for Respondents-State.

930 WRIT PETITION NO. 13993 OF 2019

Shivraj Dattatraya Bharati and Others .. Petitioners

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.
Mrs. P. V. Diggikar, AGP for Respondents-State.

937 WRIT PETITION NO. 14007 OF 2019

Sunil Keshavrao Kulkarni and Others .. Petitioners

Versus

The State of Maharashtra and Others .. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.
Mr. A. P. Basarkar, AGP for Respondents-State.
Mr. Santosh B. Pulkundwar, Advocate for Respondent Nos. 5.

944 WRIT PETITION NO. 14014 OF 2019

Laxman Mohanrao Bahirwal and Others

.. Petitioners

Versus

The State of Maharashtra and Others

.. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.

Mr. P. S. Patil, Addl. G. P. for Respondent Nos. 1 to 4.

Mr. K. B. Jadhavar, Advocate for Respondent No. 5.

949 WRIT PETITION NO. 14023 OF 2019

Rajesh Babanrao Ghadge and Another

.. Petitioners

Versus

The State of Maharashtra and Others

.. Respondents

Mr. Shivkumar K. Mathpati, Advocate for Petitioner.

Mr. P. G. Borade, AGP for Respondent Nos. 1 to 4.

Mr. K. B. Jadhavar, Advocate for Respondent No. 5.

**CORAM : S. V. GANGAPURWALA &
AVINASH G. GHAROTE, JJ.****DATED : 20th NOVEMBER, 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 2006 to 2009. 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 / order of excellent work in

the year 2006 to 2009, 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 benefit that was accorded to petitioners of excellent work in the year 2006 to 2009, 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.

(AVINASH G. GHAROTE)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

P.S.B.