

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

180 WRIT PETITION NO.4578 OF 2018

SOMNATH SHANKAR MARATHE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
181 WRIT PETITION NO.4625 OF 2018

POPATRAO SHANKARRAO BAGAL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
185 WRIT PETITION NO.5192 OF 2018

SHIVAJI RAMRAO DHAGE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
194 WRIT PETITION NO.13859 OF 2018

RAGHUNATH MAHADU KOTHAWADE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
195 WRIT PETITION NO.13861 OF 2018

DILIP PITAMBAR PATIL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
196 WRIT PETITION NO.13862 OF 2018

BHALCHANDRA YASHWANT SONAWANE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
197 WRIT PETITION NO.13865 OF 2018

POPAT HARI SALUNKE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
WITH
198 WRIT PETITION NO.13867 OF 2018

KAILAS AVCHAIT PATIL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Kakade Amol N .
AGPs for Respondents State: Mrs. G. L. Deshpande, Mr S K
Tambe, Mr A. B.Chate, Mr V. M Kagne
Advocate for Respondents concerned-Zilla Parishads : Mrs
Vaishali S. Choudhari, Mr. Tapse Ptil P.V., Mr. H P.
Kshirsagar

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

DATE : 24th September, 2019

ORDER:

1. The petitioners seek direction against respondents to treat the petitioners as permanent employees with effect from 05.06.1992 and grant them pensionary and consequential benefits. According to learned counsel, the petitioners are working since prior to 1984-1985 with the respondents. They are entitled for permanency and subsequently are absorbed in the State Cadre. Services rendered by the petitioners since their inception is required to be counted for the pensionary benefits.

2. We have heard learned counsel for the respondents Zilla Parishad and learned AGP for the State.

3. It appears that the petitioners had approached the Industrial Court, however, the Industrial Court did not grant relief of peramency to them. The claim was already

made and negatived. In light of that, now it will not be open for the petitioner to deviate from the scheme of Government Resolution dated 1st July, 1995. As per the Government Resolution dated 1st July, 1995, the services will have to be considered for pensionary benefit purpose from the date the petitioners have been absorbed.

4. In the light of above, the petitions stands disposed of. No costs.

(ANIL S. KILOR, J.)

(S.V.GANGAPURWALA, J.)

JPC