

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

2 WRIT PETITION NO.3252 OF 2007

AVINASH ONKAR PATIL
VERSUS
THE CHAIRMAN, SHAHADA TALUKA CO-OP EDUCATION
SOCIETY LTD AND ORS

...
Advocate for Petitioner : Mr. Gajendra Devichand Jain
AGP for Respondents-State: Mr. K.B. Jadhavar
Advocate for Respondent Nos.1 to 3: Mr. S.U. Chaudhari
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CORAM : V. K. JADHAV, J.
DATED : 16th March, 2020

PER COURT :-

1. Heard.
2. Read the compromise pursis.
3. The petitioner/employee and the respondent/management have amicably settled the dispute and the terms of settlement are reduced into writing. The parties have thus placed on record the compromise pursis to that effect and the terms of compromise, as directed by this Court, are verified by the Registrar (Judicial) of this Court. The Registrar (Judicial) has submitted a report to that effect. The parties have admitted the contents of compromise and their signatures on the compromise. The parties are duly identified by their respective advocates and Registrar (Judicial) has verified the terms of compromise.

4. It further appears that in terms of the compromise, the petitioner has resumed his service from 20.02.2020 on the post of Junior Clerk. It is agreed between the parties that the petitioner/employee will be given the benefit of continuity of service from the date of his appointment i.e. 01.07.1991. During the period from 24.02.2003 till 20.02.2020, the petitioner's service seems to be discontinued. The said gap in his service is agreed to be treated as his continuous service in terms of the compromise. Further, the petitioner/employee undertook not to claim remuneration for the period from 24.02.2003 till 19.02.2020, either from the Management or the State Government. In view of this, it appears that the parties have validly arrived at an amicable settlement and the terms of compromise are reasonable and justified.

5. In view of the above, the writ petition is accordingly disposed of in terms of the compromise pursis which is marked as 'X' for identification. No costs.

(V. K. JADHAV, J.)

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