

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

970 WRIT PETITION NO.15283 OF 2019

**DR. DEELIP GOVINDRAO MHAISEKAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...
Advocate for Petitioner : Mr. Kulkarni Mukund R.
AGP for Respondent/State: Mr. A.R. Kale

...
**CORAM : S. V. GANGAPURWALA AND
MANGESH S. PATIL, JJ.**

DATE : 03/01/2020

PER COURT :

1. The learned counsel for the petitioner and the learned A.G.P are ad idem that the petitioner is similarly situated as the petitioner of Writ Petition No.6261/2017 with connected writ petitions decided under judgment and order dated 26.04.2019.

2. In light of that we follow the same course.

3. For the reasons recorded in the judgment dated 26.04.2019 in Writ Petition No.6261/2017 with connected writ petitions we direct that if the recovery has not been made by the respondents from petitioners regarding the excess amount of non-practicing allowance paid, the same shall not be made as the same would be inequitable.

4. Writ petition accordingly disposed of.

(MANGESH S. PATIL, J.)

(S. V. GANGAPURWALA, J.)