

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

940 WRIT PETITION NO.10394 OF 2021

**RANJANA PRAKASH PATIL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioner:

**Mr.Prafullasing Patil h/f. Mr.Patil Prakashsing B.
AGP for Respondents/State: Mrs. V. N. Patil-Jadhav**

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**CORAM: S. V. GANGAPURWALA &
R. N. LADDHA, JJ.**

DATE: 21st SEPTEMBER, 2021

PER COURT:

1. The excess salary paid was recovered from the pensionary benefits. The amount is deducted from the gratuity / pensionable benefits from the deceased husband of the petitioner.

2. The learned Advocate refers to the order passed in Writ Petition No. 2344 of 2019 dated 19.03.2019.

3. We have heard the learned A.G.P.

4. We are not inclined to grant interest at this stage. However, in case the respondents have

deducted the amount from the retiral benefits due to the husband of the petitioner on the ground of excess payment made (*Rs.1,22,643/-*), then the same shall be refunded to the petitioner preferably within a period of six (06) months.

5. Writ Petition accordingly stands disposed of.

No costs.

[R. N. LADDHA, J.]

[S. V. GANGAPURWALA, J.]

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