

**IN THE HIGH COURT AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD**

106 WRIT PETITION NO.8598 OF 2021

**SHOBHABAI VISHWANATH KAMBLE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

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Advocate for Petitioner : Mr. Shinde Ram S.
AGP for Respondents 1 to 3 : Mr. S.K. Tambe
Advocate for Respondents 4 & 5 : Mr. P.V. Barde

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

DATED : 04/10/2021.

PER COURT :

. The petitioner claims retirement benefits. Some of the benefits seems to have also been sanctioned, but are not paid. Mr. Barde, the learned counsel for the respondent No.4/Municipal Council submits that, because of financial constraint the respondent No. 4/Municipal Council is not in a position to pay the dues. It would take some time for the Municipal Council to pay the admitted dues to the petitioner.

2. It appears that, the petitioner has retired on 01.06.2020. It is trite that, retiral benefits are not bounty, but it is

hard earn amount of an employee. It also appears from the letters issued by the Chief Executive Officer page 12 and 13 that some of the dues are admitted and the respondents are bound to pay said amount.

3. In the light of that, we pas the following order.

4. The respondents shall pay the all legitimate dues of the petitioner as is admitted by them expeditiously and preferably within a period of six (6) months from today along with interest at the rate of 6% per annum. The writ petition is disposed of. No costs.

[R.N. LADDHA, J.]

[S.V. GANGAPURWALA, J.]

ssc/