

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

RAJESH
VASANT
CHITTEWAN

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RAJESH VASANT
CHITTEWAN
Date: 2021.10.04
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WRIT PETITION NO.11133 OF 2013

WITH

INTERIM APPLICATION NO.2273 OF 2021

Ganpat Laxman Lavate
(since deceased)
through L Rs.
Smt. Usha Ganpat Lavate
And Others

... Petitioner

... Applicants

Versus

The Chief Secretary,
Ministry of School Education
And Sports Department,
Mantralaya, Mumbai
And Others

... Respondents

• • • • •

Mr. I.M. Khairdi, for the Petitioner/Applicants.

Mr. N.K. Rajpurohit, APG for Respondent Nos.1 to 3 and 6.

Mr. Sandeep S. Salunkhe, for Respondent Nos.4 and 5-Management.

Mr. Gopal Tungar, Jt. Secretary, School Education, Mantalaya, present in Court.

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**CORAM : R.D. DHANUKA AND
ABHAY AHUJA, JJ.**

DATE : 30 SEPTEMBER 2021

P.C. :

. Mr. N.K. Rajpurohit, AGP for Respondent Nos.1, 3 and 6 tenders a letter dated 30 September 2021 issued by Deputy Secretary, Education and Sports Department, Mantralaya, Mumbai to the Government Pleader to declare the post as superannuation with sanction of the High Power Committee. He seeks eight weeks' time to comply with the order and release salary and consequential benefits in favour of the Petitioner. However, considering the facts and circumstances of the case, we are unable to grant eight weeks time to comply with the said order by the State Government and accordingly, we direct the State Government to comply with the said order within four weeks from today. The State Government to release salary and consequential benefits as mentioned in the said order within four weeks from today without fail.

2 It is made clear that the amount will be disbursed by the State Government in the name of Applicant No.1A Usha Ganpat Lavate, on behalf of all the Applicants.

3 The Writ Petition and the Interim Application are disposed of in the aforesaid terms. No order as to costs. Parties to act on the authenticated copy of this order.

(ABHAY AHUJA, J.)

(R.D. DHANUKA, J.)