

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

**11 WRIT PETITION NO.1190 OF 2017
WITH WP/1167/2017 WITH WP/1238/2017**

**QURESHI MD SHAKIL SK HASAN AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioner in WP No. 1190/2017 : Mr. Shaikh Kayyum Najir
AGP for Respondent Nos. 1 to 6 in WP No. 1190/2017 : Mrs. V. M. Patil-
Jadhav

Advocate for Respondent No. 7 in WP No. 1190/2017 : Mr. Vaibhav Pawar
h/f Mr. S. S. Tope

Advocate for Petitioners in WP No. 1167/2017 : Mr. M.S. Karad h/f Mr. S.S.
Thombre

A.G.P. for Respondent Nos. 1 to 6 & 8 WP No. 1167/2017 : Mrs. V. M. Patil-
Jadhav

Advocate for Petitioners in WP No. 1238/2017 : Mr. Ravindra V. Gore
A.G.P. for Respondent Nos. 1 to 3 in WP No. 1238/2017 : Mrs. V. M. Patil-
Jadhav

Advocate for Respondent No. 4 in WP No. 1238/2017 : Mr. S.R. Dheple
Advocate for Respondent No. 5 in WP No. 1238/2017 : Mr. Gajendra D. Jain
h/f Mrs. V.S. Choudhari

**CORAM : MANGESH S. PATIL &
SANDEEP V. MARNE, JJ.**

DATE : 01.08.2022.

PER COURT :

After having heard the learned advocates for the respective petitioners and the respondents as also the learned A.G.P., it appears that the dispute pertains to the applicability of 'Defined Contributory Pension Scheme' in respect of the employees of private aided schools recruited on or after 1.11.2005.

2. Admittedly, following the full bench decision of this Court and having

noticed that it is under challenge before the Supreme Court, a division bench in the matter of **Deshmukh Dilipkumar Bhagwan and others Vs. State of Maharashtra and others**; 2019 (3) Mh.L.J. 903 has disposed of the writ petitions by making it clear that the right of the petitioners would be determined as per the decision of the full bench as would be confirmed/modified in the Special Leave Petition. We follow the same course.

2. The Writ Petitions are disposed of accordingly.

(SANDEEP V. MARNE J.)

(MANGESH S. PATIL, J.)

mkd/-