

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

915 CIVIL APPLICATION NO.10843 OF 2018
IN
WRIT PETITION NO.10559/2015

VITTHAL TUKARAM LONDHE
VERSUS
VICE CHANCELLOR VASANTRAO NAIK MARATHWADA AGRICULTURE
UNIVERSITY, PARBHANI AND OTHERS

...

Advocate for Applicant : Mr. A. V. Patil Indrale
Advocate for Respondents 1 to 3: Mr. B. A. Shinde

CORAM : RAVINDRA V. GHUGE, J.
DATE : 11th March, 2022

ORDER:

1. I have heard the learned Advocate for the applicant who has put forth prayer Clause (B) as under:

"(B) The order dated 18.03.2016 passed by this Hon'ble Court in Writ Petition No. 10559 of 2015 be clarified/modified to the effect that, this Hon'ble Court has not modified and interfered with the Judgment and Award dated 17.03.2015 passed by Ld. Industrial Court, Jalna in Complaint U.L.P. No.34/2012. And for that purpose necessary directions be issued."

2. I have perused the order passed on 18.03.2016. I have not expressed any opinion as to whether the respondent employee will not be entitled to any retiral benefit. Since the petition was disposed off, as the grievance of the employee was redressed, it was only a passing

reference made in the light of a submission that if retiral benefits are paid to the employees, he would avail of the remedies since that decision could not be taken in a writ petition filed by the employer for challenging the order of the Industrial Court.

3. In the light of the above, there is neither any need for modification nor would it be appropriate to modify the order.

4. The Civil Application is disposed off.

(RAVINDRA V. GHUGE, J.)

JPC