

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

WRIT PETITION NO. 6110/2019

Shantabai Wd/o Surajlal Badge
(Earlier Shantabai Wd/o Maganlal Kamble),
Aged – 60 Years, Occupation-Retired,
Resident of Indira Gandhi Ward, Bhandara,
Tahsil & District-Bhandara.

PETITIONER

.....VERSUS.....

1. State of Maharashtra,
Through its Secretary, Nagar Vikas Mantralaya,
Mumbai-400 032 (Maharashtra State).
2. Director/Commissioner,
Directorate of Nagar Parishad Administration
(Nagar Parishad Prashashan Sanchanalaya),
Government Transport Service Building,
3rd Floor, Sir Poch Khanwala Marg, Worli,
Mumbai (Maharashtra State).
3. Collector, Bhandara, Tahsil & District-
Bhandara (Maharashtra State).
4. Chief Officer, Nagar Parishad, Bhandara,
Tahsil & District-Bhandara (Maharashtra State).
5. The President, Nagar Parishad, Bhandara,
Tahsil & District-Bhandara (Maharashtra State).

RESPONDENTS

Shri A.N. Ansari, counsel for petitioner.
Shri A.A. Madiwale, Assistant Government Pleader for respondent nos.1 and 3.
Shri M.I. Dhattrak, counsel for the respondent nos.4 and 5.

CORAM : A. S. CHANDURKAR AND SMT. PUSHPA V. GANEDIWALA, JJ.

DATE : 07TH JANUARY, 2022.

ORAL JUDGMENT (PER : A.S. CHANDURKAR, J.)

RULE. Rule made returnable forthwith and heard the learned
counsel for the parties.

2. The petitioner seeks release of retiral benefits from Municipal Council, Bhandara pursuant to the services rendered by her with the said Municipal Council.

3. The learned counsel for the petitioner as well as the learned counsel for the Municipal Council agree that similar writ petitions seeking identical relief have been allowed. Reference is made to the judgments in Writ Petition Nos.163 of 2018 and 165 of 2018 [*Dattatraya Gujabrao Wankhede Versus State of Maharashtra & Others* AND *Ramesh Baliram Sawalakhe Versus State of Maharashtra & Others*] dated 24.07.2019.

4. Considering the aforesaid and by adopting the reasons mentioned therein, the following order is passed:

Respondent No.4 is directed to release all the retiral benefits payable to the petitioner within four months from the date of the judgment together with interest calculated in terms of Rule 129(A) and (B) of the Maharashtra Civil Services (Pension) Rules, 1982.

5. Rule is made absolute in aforesaid terms. No costs.

(SMT. PUSHPA V. GANEDIWALA, J.)

(A.S. CHANDURKAR, J.)