

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

908 WRIT PETITION NO.1779 OF 2023  
SHIVAJI DHONDIBA GAIKWAD

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

AND

909 WRIT PETITION NO.1785 OF 2023  
NARHARI RAJARAM THORAT

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND

910 WRIT PETITION NO.1786 OF 2023  
BHIKAJI FAKIRRAO DODKE

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

AND

911 WRIT PETITION NO.1787 OF 2023  
GOPAL SAKHARAM PATHAK

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

AND

912 WRIT PETITION NO.1788 OF 2023  
SHAHINKHAN YASINKHAN PATHAN

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

AND  
913 WRIT PETITION NO.1789 OF 2023  
SARJERAO BHGWANRAO PAWAR  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND  
914 WRIT PETITION NO.1790 OF 2023  
RAMKISAN RENABHAU ZAGDE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

AND  
915 WRIT PETITION NO.1791 OF 2023  
UDDHAV RAMBAHU SONPIR  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND  
916 WRIT PETITION NO.1792 OF 2023  
  
RAJARAM MAROTIRAO SHENDRE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND  
917 WRIT PETITION NO.1793 OF 2023  
  
SK ISMAIL SK MANNU  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND

918 WRIT PETITION NO.1794 OF 2023

ABDUL NAEEM MOHD IBRAHIM ANSARI

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS

...

AND

919 WRIT PETITION NO.1795 OF 2023

KALYAN RAMBHAU TOPE

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE  
SECRETARY AND OTHERS

...

Advocate for the Petitioners : Shri Telgaonkar Uttam L.  
AGPs for Respondents 1 and 2/State : Shri S.G. Sangle, Shri  
V.M. Kagne, Shri S.K. Tambe and Shri P.S. Patil, in the  
respective petitions.

Advocate for Respondent 3 in WP 1779, 1786, 1789 and  
1719/2023 : Shri A.B. Kadethankar

Advocate for Respondent 3 in WP 1787, 1788, 1790 and  
1795/2023 : Shri C.K. Shinde

Advocate for Respondent 3 in WP 1792, 1793, 1794 and for  
Respondents 3 and 4 in WP 1785/2023 : Shri R.J. Godbole

...

**CORAM : RAVINDRA V. GHUGE**

**&**

**SANDIPKUMAR C. MORE, JJ.**

**DATE :- 14<sup>th</sup> February, 2023**

**Per Court :-**

1. The petitioners are identically placed. In the first

Writ Petition No.1779/2023, they have put forth prayer clause (B), which reads as under :-

*“B) By issuing writ of Mandamus or any appropriate writ, order or direction in like nature, to direct the respondents to grant one notional increment to the petitioner with all consequential benefits including pensionary benefits in view of the order dated 08.08.2019 passed by The Hon’ble Supreme Court of India in Review Petition No.1731/2019 in SLP No.22008/2018 in case of Union of India and others vs. P. Ayyamperumal.”*

2. The learned counsel representing the respondents, jointly submit that, these petitioners have never approached any authority, seeking redressal of their grievance. In the absence of making any request for such redressal, they have directly approached this Court, praying for issuance of a Writ of Mandamus. Without approaching the authorities, an order is sought from this Court, on the premises, as if the respondents are not discharging their duties and are not exercising the jurisdiction duly vested in them by law.

3. The learned advocate for the petitioners submits that, the petitioners would make a representation to the concerned respondents and rely upon various orders. The petitioners pray that the said representation be considered on it’s

individual merits and in the light of the orders of this Court.

4. In view of the above, **these Writ Petitions are disposed off.**

5. Let the petitioners prefer individual representations to respondent No.3 and/or respondent No.4, as the case may be. Let such representations be filed on or before 15/12/2022.

5. We request the said respondent to consider the representations of the petitioners on their merits, by carefully scrutinizing each of the cases. After due verification, if these petitioners are found to be eligible for monetary benefits, the said respondent would endeavour to pass appropriate orders. Let this exercise be completed by 31/03/2023. Needless to state, if the claim of any of the petitioners or similarly situated employees, is found to be ineligible, an order may be passed assigning reasons and the said order be communicated to the concerned person.

*kps* (SANDIPKUMAR C. MORE, J.) (RAVINDRA V. GHUGE, J.)