

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

27] WRIT PETITION NO. 4395 OF 2023

Mohiniraj s/o Kantrao Pathak

...Petitioner

Versus

The State of Maharashtra & Ors.

...Respondents

.....

Mr. I. D. Maniyar – Advocate for the petitioner

Mr. S. G. Karlekar – AGP for respondent/State

Mr. H. P. Jadhav – Advocate for respondent nos. 2 to 5

.....

AND

63] WRIT PETITION NO. 4435 OF 2023

Sayyed Razak s/o Sayyed Ashraf

...Petitioner

Versus

The State of Maharashtra & Ors.

...Respondents

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Mr. I. D. Maniyar – Advocate for the petitioner

Mr. S. G. Karlekar – AGP for respondent/State

Mr. H. P. Jadhav – Advocate for respondent nos. 2 to 5

.....

AND

90] WRIT PETITION NO. 4624 OF 2023

Daulat s/o Tulshiram Chate

...Petitioner

Versus

The State of Maharashtra & Ors.

...Respondents

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Mr. I. D. Maniyar – Advocate for the petitioner

Mr. S. G. Karlekar – AGP for respondent/State

Mr. H. P. Jadhav – Advocate for respondent nos. 2 to 5

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**CORAM : RAVINDRA V. GHUGE
AND
SANJAY A. DESHMUKH, JJ.**

DATED : 24th APRIL 2023

PER COURT : -

1. In these matters, the petitioners, who are pensioners, have approached this court, on account of non payment of their pensionary benefits.

2. The learned advocate for the respondent/ Zilla Parishad employer, submits that the pensionary dues of these petitioners are pending with the Zilla Parishad. Considering the COVID situation, the Zilla Parishad failed to recover it's own funds. The Zilla Parishad undertakes that if funds are available, the petitioners' dues will be cleared as early as possible.

3. In view of the above, we find it appropriate to rely upon the earlier orders passed by this Court dated 11.10.2021 in Writ Petition No.6596 of 2020 filed by **Milind Bhagwanrao Shrotre vs State of Maharashtra and others**, at Aurangabad, and in Writ Petition No.10524 of 2021 and other connected writ petitions, vide which, we have directed the payment of the said outstanding amounts along with interest at the rate of 6% p.a. from the date on which the pensionary benefits became payable and due.

4. As such, **these Writ Petitions are partly allowed.**

5. Respondent No.2 / Zilla Parishad is directed to pay the outstanding dues of these petitioners, on or before 15.07.2023 along with interest at the rate of 6% p.a. from the date the amounts become payable till the amounts are actually paid.

[SANJAY A. DESHMUKH]
JUDGE

[RAVINDRA V. GHUGE]
JUDGE