

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

953 WRIT PETITION NO.6235 OF 2023

1. Javed Manoj Tadvī,
Age : 31 yrs, Occu : Driver,
Add : R/o Vakadi Tq. Jamner
Dist. Jalgaon.
2. Dnyaneshwar Waman Chaudhari,
Age : 33 yrs, Occu : Driver,
Add : R/o Fattepur,
Tq. Jamner Dist. Jalgaon.

...Petitioners

Versus

1. The Union of India,
Through Its Secretary,
Ministry of Health and Family Welfare,
Nirman Bhavan,
New Delhi.
2. The State of Maharashtra,
Through its Secretary,
Ministry of Health and Family Welfare.
3. The State of Maharashtra
Department of Rural Development
Through its Secretary, Mantralaya
Mumbai.
4. Director of Health Services
Saint George Hospital Compound
P.D.Mello Road, Mumbai, 400001.
5. The Chief Executive Officer,
Zilla Parishad, Jalgaon.
6. Medical Officer,
Primary Health Centre

Chandsar Tq. Dharangaon,
Dist. Jalgaon.

...Respondents

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Advocate for Petitioners : Ms. Sayali Tarkasband h/f.

Mr. Kulkarni Pramod A.

AGP for Respondent-State : Mr. P. S. Patil

Adv.for Respondent Nos. 5 and 6 : Mr. Maheshkumar S.
Sonawane

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**CORAM : MANGESH S. PATIL &
S. G. CHAPALGAONKAR, JJ.**

DATE : 13 JUNE 2023

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ORAL ORDER (MANGESH S. PATIL, J.)

1. Mr. Sonwane appears on behalf of respondent
Nos. 5 and 6.

2. The petitioners were working as ambulance
drivers with Primary Health Centres in Jalgaon District
and were receiving a consolidated honourarium are
coming with following prayers :

*"B) By order of the Hon'ble Court, respondent
No. 4 be directed that the petitioners be paid
wages at minimum of the pay scale. (At the
lowest grade in the regular pay scale)
C) Pending hearing and final disposal of this*

writ petition by order of the Hon'ble Court, Respondent No.4 be directed to not to terminate the services of the present petitioner.

D) The Hon'ble Court to be pleased to direct the respondent to pay arrears as in accordance with law."

3. We have heard both the sides. This Court in several matters in respect of ambulance drivers, viz. ***Kiran Suresh Patil and others Vs. Union of India (Writ Petition No. 4312 of 2023)*** vide order ***dated 17.04.2023*** and ***Dhiraj Sudhakar Rao Wankhede Vs. Zilla Parishad, Chandrapur (Writ Petition No. 2247 of 2014 - Nagpur)*** vide order ***dated 20.11.2019*** have granted interim relief of continuation on the post so long as the scheme under which they have been recruited lasts and further been directed to be paid minimum pay scale in the lowest grade as is available to the regular employees.

4. By adopting the aforesaid view, the Writ Petition is allowed in following terms :-

- (i) Petitioners shall be continued as long as the scheme under the Rugna Kalyan Samiti of the Zilla Parishad lasts. They shall be paid a minimum pay scale in the lowest grade as is available to the regular employees.
- (ii) The arrears, if any, shall be paid to them within two months.

(S.G.CHAPALGAONKAR)
JUDGE

(MANGESH S. PATIL)
JUDGE

shp/-