

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

927 WRIT PETITION NO.12493 OF 2023

NIVRUTTI BABURAO GAIKWAD AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS
WITH
929 WRIT PETITION NO.12536 OF 2023

SURYAKANT RAMCHANDRA KALE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS
WITH
933 WRIT PETITION NO.12540 OF 2023

MANIK VITTHALRAO SALPE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS
WITH
1 WRIT PETITION NO.12732 OF 2023

JANULAL BHANUDAS SONWANE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Mr.S.K.Mathpati, Advocate for the Petitioners.
Mr.S.K.Tambe and Mr.S.G.Karlekar, AGPs' for the Respondent/State.
Mr.P.D.Suryawanshi, Advocate for Respondent Nos. 5 and 6.

(CORAM : RAVINDRA V. GHUGE AND
Y. G. KHOBRAGADE, JJ.)

DATE : OCTOBER 11, 2023

PER COURT :

1. In all these Petitions, the Petitioners are identically placed. All of them received the District Teachers Award prior to 12.12.2000. In several matters, this Court has concluded that *"the Respondent Zilla Parishad, after confirming itself of the Petitioner being a District Awardee Teacher prior to 04.09.2018, prior to his retirement, shall consider the case of the Petitioner for additional increment as laid down in the circular dated 12.12.2000. It is made clear that the Petitioner will not be entitled for actual monetary benefits till the date of his retirement. The additional increment shall be counted notionally. The benefit shall be given to the Petitioner for pension purpose."* (WP Nos. 12519/2019 and 9414/2021]. The learned Advocate for the Petitioners submits that they are satisfied if the above order is made applicable to their cases.

2. The learned Advocate for the Zilla Parishad has vehemently opposed these Petitions on the ground of delay and laches and submits that these Petitions do not deserve to be considered. In the alternative, he submits that the Petitioners may be deprived of the monetary benefits.

3. In view of the above, **all these Petitions are disposed off** by adopting the above reproduced order. Consequentially, the impugned orders are set aside to the extent of the Petitioners. The Zilla Parishad shall act accordingly.

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)