

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 9175 OF 2021

Hareshwar Atmaram Davane

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

ALONGWITH

WRIT PETITION NO. 9177 OF 2021

Mohan Bhikoba Kadam

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

ALONGWITH

WRIT PETITION NO. 9210 OF 2021

Subodh Sharad Malvankar

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

ALONGWITH

WRIT PETITION NO. 9153 OF 2021

Alakh Narayan Laltaprasad Saroj

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

ALONGWITH

WRIT PETITION NO. 9162 OF 2021

Chandrashekhar Hari Rane

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

ALONGWITH

WRIT PETITION NO. 9159 OF 2021

Dadasaheb Vitthal Matekar

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9213 OF 2021**

Prabhakar Sitaram Shriram

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9211 OF 2021**

Narendra Prabhakar Chindarkar

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 8456 OF 2021**

Ganpat Sukram Chavan

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9156 OF 2021**

Bharat Jayram Raut

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9212 OF 2021**

Avinash Madhukar Mayekar

.....Petitioner

V/s.

The Municipal Corporation of

Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9214 OF 2021**

Philip Anthony Kini

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9172 OF 2021**

Mr. Nitin Shankar Dalvi

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9180 OF 2021**

Smt. Shraddha Sadanand Dhuri

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9157 OF 2021**

Mr. Ravindra Jairam Jadhav

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9160 OF 2021**

Mr. Bhupendra Govindbhai Mardia

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9143 OF 2021**

Sanjay Sakharam Sardal

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9148 OF 2021**

Avinash Ramdas Patil

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9146 OF 2021**

Pandharinath Jayram Bhor

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9138 OF 2021**

Vinayak Sudam Wagh

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9147 OF 2021**

Ashok Sahadu Nawale

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9145 OF 2021**

Sharad Shyamsundar Sonavane

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

**ALONGWITH
WRIT PETITION NO. 9150 OF 2021**

Anant Sadashiv MarathePetitioner
V/s.
The Municipal Corporation of
Greater Mumbai and anr.Respondents

**ALONGWITH
WRIT PETITION NO. 9155 OF 2021**

Vijayprakash Kamalprasad ChaybePetitioner
V/s.
The Municipal Corporation of
Greater Mumbai and anr.Respondents

**ALONGWITH
WRIT PETITION NO. 9161 OF 2021**

Anilkumar Lalsaheb SinghPetitioner
V/s.
The Municipal Corporation of
Greater Mumbai and anr.Respondents

**ALONGWITH
WRIT PETITION NO. 9163 OF 2021**

Sandeep Suresh RegePetitioner
V/s.
The Municipal Corporation of
Greater Mumbai and anr.Respondents

**ALONGWITH
WRIT PETITION NO. 9179 OF 2021**

Premshankar Ramakshaibar PandayPetitioner
V/s.
The Municipal Corporation of
Greater Mumbai and anr.Respondents

**ALONGWITH
WRIT PETITION NO. 9173 OF 2021**

Vijay Kalidas Kerkar

.....Petitioner

V/s.

The Municipal Corporation of
Greater Mumbai and anr.

.....Respondents

Mr. Mayuresh Nagle, Advocate for the petitioner in all petitions.

Mr. Santosh Parad, Advocate for respondent no.1-M.C.G.M.

Ms. Shristi Shetty i/by. M.V. Kini & Co., Advocate for respondent no.2.

**CORAM : S.V. GANGAPURWALA, ACTING CJ &
SANDEEP V. MARNE, J.**

DATE : 30th MARCH, 2023.

P.C. :

1. The grievance of the petitioners is that the retirement benefits are not completely paid and whatever are paid, are paid belatedly. As such, interest is claimed on the delayed payment of retirement benefits.

2. Learned counsel for the petitioners submits that the respondents be directed to pay entire retirement benefits alongwith 18% interest on the delayed payment.

3. Learned counsel for the respondents submits that all the arrears of the retirement dues have not been paid earlier to the petitioners because of the weak financial condition.

4. We have considered submissions.

5. In writ jurisdiction, it would not be possible to enter into the dispute with regard to the calculations. It is not disputed that delay is caused in payment of the retirement dues. There are different dates of retirement of these employees.

6. The respondent No.2/Brihan Mumbai Electricity Supply and Transport Undertaking shall pay interest on the delayed payment of retirement dues at the rate of 6% per annum after lapse of six months from the date of retirement till the actual amount is paid. The said amount of interest shall be paid within four months from today.

7. If the petitioners are entitled for some higher amount, the respondent shall consider the same and in case the petitioners are entitled for the same, the said amount be paid within three months.

8. The petitioners are at liberty to represent themselves before the respondent No.2.

9. All the petitions as such stand disposed of.

(SANDEEP V. MARNE, J.)

(ACTING CHIEF JUSTICE)

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signed by
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SHAILESH
SAWANT
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