

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6134 OF 2021

1. Kailas Bhima Gunjal
2. Somnath Pandurang Mhetre
3. Hanumant Shrirang Jadhav
4. Shivaji Vishu Jarag
5. Shailendra Vishnu Chikhale
6. Bebinanda Dattatray Sakat
7. Dattu Rama Sakat
8. Kondiba Soma Lande
9. Shivaji Dattu Sonawane
10. Navnath Shanrao Vharkat
11. Sumitra Shivajirao Ysane
12. Suhas Arjun Shintre
13. Prabhavati Appaso Bagi
14. Vimal Gundurao Chaougale
15. Sameer Dastagir Mulani
16. Sunil Vasant Sutar
17. Prakash Shankar Kankekar
18. Hindurao Rajaram Matale
19. Sambhaji Govind Patil
20. Sharadkumar Uttam Shete
21. Pradip Maruti Manjrekar
22. Ashok Maruti Somade
23. Manjiri Chandrashekar Dhavale
24. Dipak Sitaram Yadav
25. Pratibha Jatin Kadam
26. Smita Sudhir Malavade
27. Alka Tukaram Darekar
28. Namdev Sakharam Dhamane
29. Abba Namdev Londhe
30. Chandakant Sahebrao Gaikwad
31. Sarala Shamrao Kame
32. Gajanan Namdev Payghan
33. Padole Santosh Kamkisan
34. Siddiqui Mohammad Irfan Sadulluah Mohd. Gaziuddin
35. Rajendra Shahurao Lad
36. Shivaji Ramrao Shinde
37. Dr. Suvarna Govind Jadhav

38. Dr.Ajay D. Mahajan
- 39.Deshmukh Chandrakala Shivaji
- 40.Turevale Balaji Pandurang
- 41.Ramkrushna Kashiram Patil
- 42.Shravan Vaman Jadhav
- 43.Rajendra Kashinath Parhe
- 44.Gurudatta Govind Nimbale
- 45.Macchindranath Vasudev Patil
- 46.Sanjay Bhanudas Patil
- 47.Sunil Pitambar Patil
- 48.Khalil Fattu Tadavi
- 49.Vandana Bhagwantrao Theng
- 50.More Lata Shantaram
- 51.Mote Chaganla Khandu
- 52.Siddqui Ismail Teli
- 53.Dhyaneswar Poonam Marathe
- 54.Devidas Shivaji Shevale
- 55.Sopan Gokulrao Khairnar
- 56.Chandrakant Krushnaji Mahajan
- 57.Balasaheb Karbhari Mahale
- 58.Devendra Tanaji Patil
- 59.Vilas Jagnnath Gavale
- 60.Nima Nathu Borse
- 61.Dipali Bhaskar Kumavat
- 62.Rajendra Bapurao Ugale
- 63.Chandrabhaga Punjaji Tupe
- 64.Bhausahab Beljam Mokul
- 65.Shubhra Somnath Roy
- 66.Maya Suresh Gedam
- 67.Kirti Mukund Palatkar
- 68.Pakshbhan Tukaram Dhok
- 69.Vandana Dilip Badvaik
- 70.Manish Bhartkumar Shete
- 71.Prabhu Sitaram Vaidya
- 72.Rajendra Nikanthrao Ghugare
- 73.Kanchan Narayanrav Bokade
- 74.Khurshid Khan Bismilla Khan Pathan
- 75.Arvind Himmatrao Deshmukh
- 76.Narendra Omkarrao Bhandarkar
- 77.Ramesh Parabhakar Bobade
- 78.Narendra Divakar Kandurvar
- 79.Shrikrishna Balikram Dambalkar

80. Ajay Shriram Tale
81. Gopal Ramrao Mankar
82. Purushottam Pundalik Zode
83. Suhasini Shridhar Gharade
84. Ganesh Bhagvat Sarve
85. Manohar Mangalji Meshram
86. Sudhakar Jagannath Madavi
87. Smita Sanjay Thakare
88. Smita Bahgwantrao Kokate
89. Uday Kamalakar Nandgaonkar
90. Radha Mohanrao Murkute
91. Deepak Rajaramji Raut
92. Archana Yadavrao Deshkar
93. Abdul Ghafoor Abdul Rashid
94. Ganesh Narsing Jadhav
95. Rathod Shivaji Dhenu
96. Sanjeevani Ganpati Jadhav
97. Sanjay Ramdas Sonawane
98. Sarjerao Dagadu Mate
99. Sunil Maruti Patil
100. Meera Rajaram Patil
101. Harishchnadra Yadavrao Dhobale
102. Lata Shravan Sakharkar
103. Sudhakar Daulat Popate
104. Pradipkumar Shivprasad Meshram
105. Naresh Ratan Badwaik
106. Vasant Isram Dhande
107. Pravinkumar Muttanna Pullurwar

..... Petitioners

Vs.

1. The State of Maharashtra,
Through the Secretary,
School Education and Sports Department,
Mantralaya, Mumbai.

2. The State of Maharashtra
Through the Principal Secretary,
Department of Finance,
Mantralaya, Mumbai.

3. The Director of Education (Primary),

having its Office at Pune.

4. The Director of Education (Secondary),
having its Office at Pune.

5. The Deputy Director of Education (Primary),
Pune Division, Pune.

6. The Deputy Director of Education (Secondary),
Pune Division, Pune.

7. The Deputy Director of Education (Primary),
Kolhapur Division, Kolhapur.

8. The Deputy Director of Education (Secondary),
Kolhapur Division, Kolhapur.

9. The Deputy Director of Education (Primary),
Mumbai Division, Mumbai.

10. The Deputy Director of Education (Primary),
Nasik Division, Nasik.

11. The Deputy Director of Education (Secondary),
Nasik Division, Nasik.

12. The Deputy Director of Education (Primary),
Latur Division, Latur.

13. The Deputy Director of Education (Secondary),
Latur Division, Latur.

14. The Deputy Director of Education (Primary),
Aurangabad Division, Aurangabad.

15. The Deputy Director of Education (Secondary),
Aurangabad Division, Aurangabad.

16. The Deputy Director of Education (Primary),
Amravati Division, Amravati.

17. The Deputy Director of Education (Secondary),

Amravati Division, Amravati.

18. The Deputy Director of Education (Primary),
Nagpur Division, Nagpur.

19. The Deputy Director of Education (Secondary),
Nagpur Division, Nagpur.

20. The Chief Executive Officer,
Pune Zilla Parishad, Pune.

21. The Chief Executive Officer,
Kolhapur Zilla Parishad, Kolhapur.

22. The Chief Executive Officer,
Nashik Zilla Parishad, Nashik.

23. The Chief Executive Officer,
Sindhudurg Zilla Parishad, Sindhudurg.

24. The Chief Executive Officer,
Satara Zilla Parishad, Satara.

25. The Chief Executive Officer,
Ratnagiri Zilla Parishad, Ratnagiri.

25A. The Chief Executive Officer,
Palghar Zilla Parishad, Palghar.

26. The Chief Executive Officer
Ahmednagar Zilla Parishad,
Ahmednagar

27. The Chief Executive Officer,
Aurangabad Zilla Parishad, Aurangabad.

28. The Chief Executive Officer,
Hingoli Zilla Parishad, Hingoli

29. The Chief Executive Officer,
Beed Zilla Parishad, Beed.

30. The Chief Executive Officer,
Latur Zilla Parishad, Latur.
31. The Chief Executive Officer,
Jalgaon Zilla Parishad, Jalgaon.
32. The Chief Executive Officer,
Dhule Zilla Parishad, Dhule.
33. The Chief Executive Officer,
Gadchiroli Zilla Parishad, Gadchiroli.
34. The Chief Executive Officer,
Yavatmal Zilla Parishad, Yavatmal.
35. The Chief Executive Officer,
Chandrapur Zilla Parishad, Chandrapur.
36. The Chief Executive Officer,
Nagpur Zilla Parishad, Nagpur.
37. The Chief Executive Officer,
Bhandara Zilla Parishad, Bhandara.
38. The Chief Executive Officer,
Wardha Zilla Parishad, Wardha.
39. The Chief Executive Officer,
Washim Zilla Parishad, Washim.
40. The Chief Executive Officer,
Parbhani Zilla Parishad, Parbhani.
41. The Chief Executive Officer,
Nanded Zilla Parishad, Nanded.
42. The Chief Executive Officer,
Akola Zilla Parishad, Akola.
43. The Chief Executive Officer,
Sangli Zilla Parishad, Sangli.

44. The Chief Executive Officer,
Gondhiya Zilla Parishad, Gondhiya.

..... Respondents

Mr.Suresh Pakale, Senior Advocate a/w Mr.Nilesh Desai i/b Mr.S.M.Katkar
for the Petitioners

Mr.N.C.Walimbe, Addl. G.P. a/w Mr.V.M.Mali, A.G.P. for the Respondent –
State

**CORAM: A.S.CHANDURKAR &
FIRDOSH P. POONTWALLA, JJ.**
DATED : 13th DECEMBER 2023

ORAL JUDGMENT (PER : A.S.CHANDURKAR, J) :

1. Rule. Rule made returnable forthwith.
2. Heard the learned Counsel for the parties.
3. Each Petitioner (Other than Petitioner Nos.53, 73 and 99 to 107) claim to have received State / National Award prior to the issuance of G.R. dated 4th September 2018. On that basis, the Petitioners (Other than Petitioner Nos.53, 73 and 99 to 107) claim entitlement to two advance / additional increments.
4. The issue raised in this Writ Petition has been considered and decided in *Writ Petition No.1954 of 2018 (Urmila Dattatraya Gaikwad & Ors. vs. The State of Maharashtra & Ors.) on 25th January 2019*. By the said order, the Respondents were directed to verify as to whether the Petitioners have received the State / National award prior to 4th September 2018. After verifying this aspect, the Petitioners were held entitled to

receive such additional increments. In accordance with this order, the present Writ Petition is disposed of by directing the Respondents to verify as to whether the Petitioners (Other than Petitioner Nos.53, 73 and 99 to 107) have received the State / National Award prior to 4th September 2018.

5. If it is found that the Petitioners (Other than Petitioner Nos.53, 73 and 99 to 107) have received such award prior to the issuance of the aforesaid G.R., they would be entitled to the benefit of additional increment in accordance with the policy of the State Government. The entire exercise to be completed within a period of six months of receiving copy of this order.

6. Insofar as Petitioner Nos.53, 73 and 99 to 107 are concerned, they too claim entitlement to two advance / additional increments in terms of G.R. dated 4th September 2014. The issue raised in this regard has been considered and decided in ***Writ Petition No.13440 of 2017 (Ananta Sakharam Jadhav & Ors. vs. The State of Maharashtra & Ors.) on 9th June 2022.*** Hence, similar direction is issued to verify as to whether Petitioner Nos.53, 73 and 99 to 107 have received State / National award prior to 4th September 2014.

7. Accordingly, the Respondents shall examine whether Petitioner Nos. 53, 73 and 99 to 107 have received the State / National award prior to 4th

September 2014. After verifying this aspect, if it is found that they are entitled to the benefit of G.R. dated 4th September 2014, they shall be granted the additional increments in accordance with the policy of the State Government. The entire exercise be completed within the period of six months of receiving copy of this order.

8. Rule is disposed of in aforesaid terms. No order as to costs.

(FIRDOSH P. POONIWALLA, J.)

(A.S.CHANDURKAR, J.)