

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.1907 OF 2022

1. Vijaykumar Manoharrao Nomulwar,
Age - 59 years, Occ. - Retired,
R/o. Flat No.401, Anjana Tower,
opp. Era International School, Revati Nagar,
BESA, Nagpur-440034.
2. Dilip Narayanrao Mulkalwar
Age - 60 years, Occ. - Retired,
R/o. Shree Apartment, Plot No.5,
Patrakar Nagar, Mul Road, Chandrapur,
District - Chandrapur-442401.
3. Siddeshwar Gulabrao Pendor,
Age - 59 years, Occ.- Retired,
R/o. Plot No.58, Waghapur Road,
Yawatmal-445001.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-400 032)
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Path, Fort, Mumbai-400001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Chandrapur,
District - Chandrapur.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.5007 OF 2022

1. Vilas Gajanan Gaidhane,
Age - 62 years, Occ.- Retired,
R/o. Madhav Nagar, House No.100,
Khat Road, Bhandara-441904.
2. Yadaorao Harishchandra Choudhari,
Age - 58 years, Occ. - Retired,
R/o. Civil Line, Mama Chowk, Gondia.
3. Pramod Biharilal Shahu,
Age - 57 years, Occ. - Service,
R/o. Shahu Sadan, Shastrinagar, Tumsar,
District - Bhandara-441912.
4. Vijay Urkuda Dharkar,
Age - 55 years, Occ.- Service,
R/o. Ring Road, Kudwa Naka,
Hanuman Nagar, Gondia-441614.
5. Damodhar Jagannath Waghmare,
Age - 56 years, Occ.- Service,
R/o. Opp. Nutan Vidyalaya,
Mama Chowk, Civil Line, Gondia-441601.
6. Subhash Ratiram Gharatkar.
Aged - 58 years, Occ. - Retired,
R/o. Mama Chowk, Civil Line,
Gondia-441601.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-400 032)
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,

Marzban Path, Fort, Mumbai-400001.

3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Gondia,
District - Gondia.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.5008 OF 2022

1. Prakash Narayanrao Tamboli,
Age - 59 years, Occ. - Retired,
R/o. Plot No.26, Swarupanand Society,
Narendra Nagar, Nagpur-440015.
2. Ganesh Trimbakrao Medhekar,
Age - 58 years, Occ. - Retired,
R/o: Plot No.14, Ghate Layout, Hudkeshwar Road,
Nagpur-440034.
3. Dilip Dhanraj Sawarkar,
Age - 58 years, Occ. - Retired,
R/o. 34-35, Sarvatra Nagar,
Near Narendra Nagar,
Railway Crossing, Nagpur-440015.
4. Balasaheb Rangraoji Kalmegh,
Age - 61 years, Occ.- Retired,
R/o 256, Gurudev Nagar,
Nandanwan Road, Nagpur.
5. Shyam Lahiji Kosarkar,
Age - 65 years, Occ. - Retired,
R/o. Flat No.101/B, Tukdoji Complex,
Manewada Road, Nagpur.
6. Naresh Keshavrao Kumbhalwar,
Age - 59 years, Occ. - Retired,

R/o. 384, Shri Nagar, Empress Mill Society,
Ring Road, Nagpur.

7. Keshav Chintaman Halgule,
Age - 59 years, Occ. - Retired,
R/o. 99, Durga Nagar, Ayodhya Nagar,
Nagpur.
8. Mangesh Madhavrao Tol,
Age - 60 years, Occ.- Retired,
R/o. 78, Aru Kanchan Apartment,
Sahkar Nagar, Main Road, Nagpur-22.
9. Sadashiv Shrikrishna Dehadrai
Age - 60 years, Occ. - Retired,
R/o. Ram Mandir Galli, Tilak Putla Mahal,
Nagpur.
10. Pralhadsingh Katorisingh Bais,
Age - 59 years, Occ. - Retired,
101, Dattatray Nagar, Nagpur-24.

..... **PETITIONERS**

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1. The State of Maharashtra,
(Through the Chief Secretary,
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2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Path, Fort, Mumbai-400001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Nagpur,
Dist. Nagpur.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.5027 OF 2022

1. Ramesh Bhagwantrao Talewar,
Age : 61 years, Occ. Retired,
R/o. CG-2, Archana Apartment, Bangali Camp,
Chandrapur, Dist. Chandrapur.
2. Pradip s/o Kesharao Wawarkar,
Age : 61 years, Occ: Retired,
R/o. Plot No.40, Jagannath Baba Nagar,
Datala Road, Chandrapur-442401.
3. Ramakant Rajeshwarrao Komarwalliwar,
Age: 59 years, Occ. - Retired,
R/o Near Old Vijay Talkies, Bhanapeth ward,
Chandrapur-442401.
4. Ramesh s/o Badriprasad Shrivastva,
Age : 59 years, Occ. - Retired,
R/o Plot No.21, Jeevan Jyoti Colony,
Jagannath Baba Nagar, Chandrapur-442401.
5. Mahesh Babanrao Dikundwar,
Age : 56 years, Occ. - Service,
R/o. Plot No.12, Vidyanagar, Anandwan Square,
Nagpur Road, Warora, Dist. Chandrapur.
6. Manohar s/o Bahuraoji Bakane,
Age : 59 years, Occ. - Retired,
R/o. 202, 2nd Floor, Orchid Bloom Apartment,
Sai Nagar, Behind Hotel Air Port Center Point,
Wardha Road, Nagpur-440025.
7. Chandrakant Narayan Kukde,
Aged : 63 years, Occ. - Retired,
R/o. Jainti Nagar-6, Link H-103,
Behind Purti Bazar, 202, 2nd Floor,
Orchid Bloom Apartment, Sai Nagar,
Behind Purti Bazar, Manish Nagar,
Besa Road, Nagpur-440037.

8. Uday Vasantrao Chati,
Age : 64 years, Occ.- Retired,
R/o. 38, Shyam Nagar, Jaihind Coop.
Society, Near Varad Homeo,
Manish Nagar, Nagpur.
9. Bhaskar Jairam Modak,
Age : 59 years, Occ.- Retired,
R/o. Plot No.2, Wali Layout, Suyog Apartment,
Wardha Road, Sneha Nagar, Beside Navbharat
Press, Nagpur.
10. Ramesh Rajaramji Tambatkar,
Age : 62 years, Occ.- Retired,
R/o. Plot No.10, Unnati Park Colony,
BESA, Nagpur-440037.
11. Moreshwar Pandurang Mathankar,
Age : 56 years, Occ.- Service,
Shrikrishna Nagar, Tilak Ward, Warora,
Chandrapur-442907.
12. Vinod Namdeo Khapane,
Age : 54 years, Occ.- Service,
R/o. Shree Apartment, Plot No.5, Patrakar
Nagar, Mul Road, Chandrapur-442401.
13. Pramod Kishorsing Rajput,
Age : 56 years, Occ.- Service,
Plot No.30, Chhatrapati Nagar, Tilak Ward,
Warora, Dist. Chandrapur.
14. Dilip Dajibaji Dhok,
Age : 56 years, Occ.- Service,
R/o. Plot No.12, Vidyanaagari, Anandwan Square,
Nagpur Road, Warora, Dist.Chandrapur-442914.
15. Madan Tulashiram Khapane,
Age : 59 years, Occ.- Retired,
R/o. Near Career Point, Opp. CDCC Bank,
Shesh Nagar, Bramhpuri, Dist.Chandrapur.
16. Sanjay Padmakar Gadkari,
Age : 57 years, Occ. - Service,

R/o. Plot No.14, Sai Nagar, Shivaji Ward,
Rajura, Dist. Chandrapur.

17. Jawahar Mahadeorao Fating,
Age : 57 years, Occ. - Service,
R/o. Behind Radhakrish Talkies, Ganesh
Nagar, Tukum, Chandrapur.
18. Hari Sadashiv Doye,
Age : 59 years, Occ.- Retired,
R/o. Opp. Milan Lawn, Pragati Colony,
Wadala Road, Chimur, Dist.Chandrapur.
19. Anil Sadashiv Tiple,
Age : 56 years, Occ.- Service,
R/o. Sahara Park, Plot No.51,
Children Garden, Warora, Dist.Chandrapur.
20. Govind Kisanrao Thengane,
Age : 59 years, Occ.- Retired,
R/o. Jijamata Ward (Bawane Layout),
Post. Ekarjuna, Tal.Warora, Dist.Chandrapur.
21. Pradeep Shrirang Sukhadeve,
Age : 61 years, Occ. - Retired,
R/o. Shrinagar Colony, Opp. Sai Petrol Pump,
Delanwadi Ward No.13, Bramhapuri,
District Chandrapur.
22. Jayant Jagannathrao Pampattiwar,
Age : 58 years, Occ.- Retired,
R/o. House No.669/3, Opp. Rukhmini Sabhagruha,
Sai Nagar, Armori Road, Brahmapuri, Chandrapur.
23. Anand Motiramji Umate,
Age : 55 years, Occ.- Service,
R/o. Near Radheshyam Temple,
Tirtharoop Nagar, Tukum Ward No.2,
Chandrapur.

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1. The State of Maharashtra,
(Through the Chief Secretary,
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2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Path, Fort, Mumbai-400001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Chandrapur,
District Chandrapur.

.....**RESPONDENTS**

WITH

WRIT PETITION NO.5030 OF 2022

1. Satish Devidas Marbade,
Age: 51 years, Occ. - Service,
R/o. Keshavnagar, Plot No.82, Khat Road,
District Bhandara.
2. Sushant Mahendra Gadkari,
Age: 41 years, Occ.- Service,
R/o. Vallabbhai Patel Ward,
Bada Bazar, Bhandara.
3. Dilip Shankar Gavande,
Age: 57 years, Occ. - Service,
R/o. Zilla Parishad Colony,
House No.715, Ganeshpur,
Bhandara-441904.
4. Suresh Shreeram Maske,
Age: 53 years, Occ.- Service,
R/o. Abhiyanta Colony, Near Krushi Colony,
Ganeshpur, Bhandara-441904.

5. Naresh Wasudeo Sakure,
Age: 55 years, Occ.- Service,
R/o. Office Colony, Takiya Ward,
Bhandara-441904.
6. Harshal Ashok Ganvir,
Age : 45 years, Occ.-Service,
Chetwan Parisar, Near Grampanchayat,
Ganeshpur, Bhandara-441904.
7. Pravin Tulshiram Metkar,
Age : 37 years, Occ. - Service,
R/o. Flat No.202, Swami Samarth Wasahat,
Zingabai Takali, Nagpur-440030.
8. Mukesh Kisanrao Kundelwar,
Age : 44 years, Occ.- Service,
R/o. Shiv Heights, D-201, 2nd Floor,
Pruthviraj Nagar, Near Beltorodi P.S.,
Beltorodi Road, Nagpur-440037.
9. Kailaspati Namdeo Shahre,
Age : 56 years, Occ. Service,
R/o. Plot No.41, Gurukunj Colony,
Behind Indralok Sabhagruh, Vidya
Nagar, Bhandara-441904.
10. Sandip Vijay Mahakalkar,
Age : 43 years, Occ. - Service,
R/o. Plot No.114, Ramnagar, Khat Road,
Bhandara-441904.
11. Madhav Haribhau Nimaje,
Age : 57 years, Occ. - Service,
R/o. Near Sant Gulab Baba N.P Hospital,
Sneh Nagar, Takiya Ward, Bhandara-441904.
12. Dinesh Manikrao Borkar,
Age : 46 years, Occ. - Service,
R/o. HIG No.11, MHADA Colony, Shatinagar,
Khat Road, Bhandara-441904.

13. Sanjay Narayanrao Chachire,
Age : 53 years, Occ.- Service,
R/o. Plot No.12, Gurukunj Colony,
Near Vidya Nagar, Ganeshpur,
Bhandara-441904.
14. Dhananjay Govindrao Bagade,
Age : 47 years, Occ.- Service,
R/o. Gujrati Colony, Plot No.31, Ganeshpur,
Bhandara-441904.
15. Sadhana Santosh Dumbhare,
Age : 46 years, Occ.- Service,
R/o. Anandnagar, Plot No.33,
Behind Indian Gas Godown,
Khat Road, Bhandara-441904.
16. Dinesh Mukundrao Gadhave,
Age : 39 years, Occ.- Service,
R/o. Ujjval Nagar, Behind Janata Diary,
At.: Murmadi/Sawari, Post Lakhani,
Tal. Lakhani, Dist. Bhandara.
17. Naresh Timaji Gobade,
Age : 57 years, Occ.- Service,
R/o. Madhav Nagar, Plot No.65,
Khat Road, Bhandara-441904.
18. Manish Shankar Nikhare,
Age : 33 years, Occ.- Service,
R/o. C/o. Priti Makode Nikhare,
Type-4 Building Quarter No.2,
Near Patanga Maidan, Near Collector
Bungalow, Fulchur, Dist. Gondia-441601.
19. Harshad Hirachand Meshram,
Age : 44 years, Occ.- Service,
R/o. Near Amar Nagar, Plot No.88,
Manewada, Nagpur-400034.
20. Abdul Shafi Raheman Sheikh,
Age : 52 years, Occ.- Service,
R/o. Plot No.1, Samruddhi Nagar,
Takiya Ward, Bhandara.

21. Suhas Pandurang Karanjekar,
Age : 47 years, Occ. - Service,
R/o. Manoram 5/134, Raghuji Nagar,
Nagpur-440024.
22. Manohar Shripatji Giripunje,
Age : 58 years, Occ.- Retired,
R/o. Pragati Colony, 5th Lane,
Behind Hotel Parag, Station Road,
Bhandara, District Bhandara.

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...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
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2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
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3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Bhandara,
District Bhandara.

..... **RESPONDENTS**

WITH

WRIT PETITION NO. 5229 OF 2022

1. Ramdas s/o Zolabaji Vaidya,
Aged about 67 years, Occ.- Retired,
Resident of Near Dr. Bhukte Hospital,
Swastik Nagar, Mul Road, Chandrapur.
2. Smt. Pratibha w/o. Rangappa Kubde,
Aged about 55 years, Occ.- Service,
Resident of C/o. Sanjay Fitwe,
Hiren Plaza, F/5 Sarkar Nagar, Chandrapur.

3. Govardhan s/o. Natthuji Singan
Aged about 58 years, Occ. - Service
Resident of Deshpande Layout,
Borda Chowk, Warora,
District Chandrapur.
4. Vinod s/o. Bajirao Ghotkar,
Aged about 51 years, Occupation - Service,
Resident of Flat No. 202, Mirude Residency
2, Near Urade Layout, Bramhapuri,
District Chandrapur.
5. Shrikumar s/o Bapuji Walde,
Aged about 56 years, Occupation – Service,
Resident of Sub-Divisional Water
Conservation Officer, Z.P. (M.I.) Chimur,
District Chandrapur.
6. Pralhad s/o Gulabrao Meshram,
Aged about 54 years, Occupation - Service,
Resident of Sub-Divisional Water
Conservation Officer, Z.P. (M.I.) Chimur,
District Chandrapur.
7. Vinay s/o Madhukar Vairagade,
Aged about 62 years,
Occupation – Retired,
Resident of Anchaleshwar Ward, Near Raghuvir
Balak Mandir, Chandrapur.
8. Milind s/o Raghunath Bhagat,
Aged about 62 years, Occupation – Retired,
Resident of Shreekrupa Nagar,
Tilak Ward Warora, District Chandrapur.
9. Ramesh s/o Namdeorao Yengirwar,
Aged about 73 years, Occupation - Retired,
Resident of Hanuman Nagar, Tadoba Road
Tukum, District Chandrapur.
10. Mohan s/o Gajanan Gavhankar,
Aged about 73 Years, Occupation – Retired,
Resident of Shree Gajanan Apartment,

Suraj Society Plot No. 18,
Prabhu Nagar Chinchbhavan,
Nagpur 440 005.

11. Manchuklal s/o Maroti Gogle,
Aged about 57 years, Occupation - Service,
Resident of Flat No. F-1, Ashray
Apartments Ayappa Mandir Road,
Near BJM Cormal Academy,
Tukum District Chandrapur.

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...V E R S U S...

1. State of Maharashtra,
Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai 400 032
2. State of Maharashtra,
Through its Chief Secretary,
Rural Development Department,
25, Bandhakam Bhavan, 7th Floor,
Marzban Peth, Fort Mumbai 400 001
3. State of Maharashtra,
Through its Secretary, Department
of Finance, Government of Maharashtra,
Mantralaya, Mumbai 400 032
4. The Chief Executive Officer,
Zilla Parishad, Chandrapur.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7006 OF 2022

1. Rahul s/o Giridhar Raghorte,
Age: 44 years, Occ. - Service,
R/o. P. No.22, MSEB Colony,
New Subhedar Layout, Nagpur.
2. Ganesh Tulshiramji Shahare,
Age: 38 years, Occ.- Service,

R/o: PNo.28, Saibaba Nagar,
Near Bawankule Sabhagruh,
Kharabi Road, Nagpur.

3. Hushanand Shalikramji Nimje,
Age: 47 years, Occ. - Service,
R/o: PNo.63©, Vitthal Nagar No.1,
Near Uday Nagar, Nagpur.
4. Fulkumar Dilip Rathod,
Age: 45 years, Occ.- Service,
R/o. At : Rui (Talav), Tal.Digras,
Dist.Yawatmal.
5. Anil Ruprao Dhale,
Age: 45 years, Occ. - Service,
R/o. C/o.: RC Dhale, Near Jail Bus Stop,
Mandir Camp, Amrawati.
6. Yatharth Pandurang Ninawe,
Age : 41 years, Occ.- Service,
R/o. C/o.: SR Ninawe, Infront of Sanjay
Harode, Rajendra Ward, Matatoli, Gondia.
7. Sanket Shkrishna Bhoyar,
Age : 42 years, Occ. - Service,
R/o. C/o.: Bhaskar G. Bhoyar,
Holi Chowk Adyal, Tal.Pauni, Dist.Bhandara.
8. Smita Bhaskarrao Rasekar,
Age : 35 years, Occ.- Service,
R/o. PN. 78B, New Indira Colony,
Bhagwan Nagar, Nagpur.
9. Sachin Nagendralal Madavi,
Age : 47 years, Occ. - Service,
R/o. Pulmeria Apartment, Opp.Mankapur
Stadium, Near St. Marry School, Nagpur.
10. Vijay Bhiwaji Bhagat,
Age : 57 years, Occ.- Service,
R/o. PNo.7, Manavmandir Colony,
Seminary Hills, Nagpur.

11. Vivek Deoraoji Ghodmare,
Age : 57 years, Occ. - Service,
R/o. PNo.7, Manavmandir Colony,
Seminary Hills, Nagpur.
12. Manohar Gulabrao Wadbudhe,
Age : 56 years, Occ.- Service,
R/o. PNo. 141, Swagat Society,
Sonegaon, Nagpur.
13. Munesh Raghobaji Talmale,
Age : 53 years, Occ. - Service,
R/o. Mangalmurti, PNo. 147, Bhosale Nagar,
Survey layout, Behind Chhota Tajbag,
Sakkardara, Nagpur.
14. Niranjan Ganpatrao Gabhane,
Age : 56 years, Occ.- Service,
R/o. PNo.35, Shahu Nagar, Manewada-
Besa road, Nagpur-440034.
15. Gunwant Manohar Pankhraj,
Age : 58 years, Occ.- Retired,
R/o. PNo.209, Sai Vihar Apartment,
Near Pipla Fata City Bus Stop,
Hudkeshwar Road, Nagpur.
16. Anand Ramchandra Koche,
Age : 63 years, Occ.- Retired,
R/o. PNo. 581/1, Bezanbagh, Khandan Layout,
Nagpur-14.
17. Keshav Thaganrao Lavatre,
Age : 66 years, Occ.- Retired,
R/o. 3rd Floor, Uday Apartment, Rajnagar,
Nagpur.
18. Hemant Dadasaheb Asamwar,
Age : 57 years, Occ.- Service,
R/o. Madhulata Apartment, Flat D,
PNo. 45, Shastri Layout, Hingna Road,
Subhashnagar, Nagpur.

19. Rajendra Dayalji Pitroda,
Age : 62 years, Occ.- Retired,
R/o. P.No.11, Pension Nagar,
Behind Ramdeobaba Eng. College,
Nagpur-13.
20. Dilip Sitaram Shegaonkar,
Age : 58 years, Occ.- Retired,
R/o. 83, Gajanandham, Sahakar Nagar,
Nagpur.
21. Sudhakar Narayan Dongre,
Age : 62 years, Occ.- Retired,
R/o. P.No.20, Trisharan Nagar,
Near Khamla Telephone Exchange,
Khamla, Nagpur-25.
22. Milind Krishnarao Deshpande,
Age : 59 years, Occ.- Retired,
R/o. P.No.292, Shrinagar Empress Mill Coop.
Society, Nagpur-15.
23. Rajendrakumar Kisan Shyam,
Age : 47 years, Occ.- Service,
R/o. E-602, Shewalkar Garden,
South Ambazari Road,
Gopalnagar, Nagpur-22.
24. Ghanshyam Jiwan Kawale,
Age : 56 years, Occ.- Service,
R/o. 35, Old Dhaneshwar Nagar,
Manewada Road, Nagpur.
25. Tirthraj Dharmaji Pardhi,
Age : 57 years, Occ.- Service,
R/o. P.No.84, Suyog Nagar,
Ring Road, Nagpur-15.
26. Vishnu Ankushrao Lande,
Age : 57 years, Occ.- Service,
R/o.: 50, Laxmi Nagar, Nagpur.
27. Sudhakar Marotrao Hatzade

Age : 63 years, Occ.- Retired,
R/o. Renuka Saraswati Apartment-2,
Corporation Colony, North Ambazari Road,
Nagpur.

28. Sunil Natthuji Mate,
Age : 58 years, Occ.- Retired,
R/o. P.No.131, Santaji Society,
Balpande Layout, Narendra Nagar,
Nagpur.
29. Rajesh Purushottam Boxey,
Age : 60 years, Occ.- Retired,
R/o. 17, Prabha Niket Apartment,
Pandey layout, Khamla Road, Nagpur.
30. Prakash Suryawan Gaikwad,
Age : 59 years, Occ.- Retired
R/o. P.No.226, Nalanda Nagar,
Bank Colony, Nari Road,
Po.Uppalwadi, Nagpur.
31. Suresh Ramdas Ramteke,
Age : 63 years, Occ.-Retired,
R/o. 57, Mahesh Colony,
Chandan Nagar, Nagpur.
32. Hevendra Ramaji Dongre,
Age : 60 years, Occ.- Retired,
R/o. P.No.1428, Shri Complex-2,
Vaishali Nagar, Nagpur.
33. Krishnamurthy Mariswamy Pilley,
Age : 58 years, Occ.- Retired,
R/o. 43, Kalpataru Colony,
Near Asha Hospital, Nagpur Road,
Kamptee Cantt. Area, Nagpur.
34. Ganesh Krishnaji Deval,
Age : 59 years, Occ.- Retired,
R/o. P.No.133, Freedom Fighter Colony,
Mhalgi Nagar, Nagpur-34.

35. Vijay Pralhad Ahire,
Age : 58 years, Occ.- Retired,
R/o. 29, Mahesh Colony,
Chandan Nagar, Nagpur-24.
36. Dharmendra Shivdayal Fulwar,
Age: 58 years, Occ.-Service,
R/o. 326, New Subhedar Layout, Nagpur.
37. Chitra Ravindra Barde,
Age : 59 years, Occ.- Retired,
R/o. Plot No.125, Dattatraya Nagar, Nagpur.
38. Sheikh Mohammad Ayub Asgar Ali,
Age: 59 years, Occ.- Retired,
R/o. Plot No.1, Ish Krupa Housing Society,
Near Passport Office, Mankapur, Nagpur.
39. Aarti Ram Gandhi,
Age : 57 years, Occ.- Service,
R/o. Ram Mandir Galli Mahal, Nagpur.
40. Sanjay Krishnarao Ingle,
Age : 60 years, Occ.- Retired,
R/o. P.No. 01, Vrindawan Colony,
Katol Road, Nagpur.
41. Ashwin Wamanrao Kuradkar
Age : 57 years, Occ.-Service,
R/o. Plot No.97, Ishwar Nagar,
Behind Jattewar Sabhagruh, Nagpur.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-400 032).
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Path, Fort, Mumbai-400001.

3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Nagpur,
District Nagpur.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7007 OF 2022

1. Vinayak Sahadeorao Bankar.
Age: 62 years, Occ.- Retired,
R/o. 25, Paradise Society,
New Sonegaon, Nagpur.
2. Vijay Triveniprasad Shukla,
Age: 56 years, Occ. - Service,
R/o. Triveni Building, House No.482,
PNo. 114, Bhupesh Nagar,
Borgaon, Nagpur.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai-400 032).
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Path, Fort, Mumbai-400001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai-400032.
4. The Chief Executive Officer,
Zilla Parishad, Yawatmal,
Dist. Yawatmal.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7072 OF 2022

1. Gautam Ramji Patil,
Age 58 years, Occ. - Retired,
R/o. P No. 42, Garden Layout,
Bezonbagh, Nagpur 440 004.
2. Radhamohan Jugalkishor Padhi,
Age 63 years, Occ.- Retired,
R/o. P No. 85-B, Shivam Kunj,
Borgaon Chowk, Gorewada Road,
PO. Katol Road, Nagpur.
3. Ramnik Prasad Pandey,
Age 62 years, Occ.- Retired,
R/o. P.No. 23, Arpan House,
Faras chowk, Behind Dharampeth
Mahila Bank, Koradi Road, Nagpur.
4. Omkar Jaganath Waghaye,
Age 62 years, Occ. - Retired,
R/o. P.No.65, Behind Sai Mandir,
Ayodhya Nagar, Nagpur.
5. Krishna Shrawanji Nakade,
Age 60 years, Occ. - Retired,
R/o. P.No. 51, Old Nandanwan Layout,
Behind Bank of Maharashtra, Nagpur.
6. Ashok Mahadeorao Mendhe,
Age 58 years, Occ. - Service,
R/o. P.No. 53, Mahesh Colony,
Chandan Nagar, Nagpur.
7. Hemant Govindrao Harne,
Age 65 years, Occ.- Retired,
R/o. P.No. 70-B, Shiv Nagar,
Gurudeo Park, Nagpur.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhakam Bhavan, 7th Floor,
Marzban Peth, Fort Mumbai 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Nagpur,
District Nagpur

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7074 OF 2022

1. Gopal Ramchandra Kichambare,
Age : 64 Years, Occ.- Retired,
R/o. Jai Santoshi Mata Colony,
Tower Line, Near Kala Maroti Temple,
VMV Road, Amravati
2. Kishor Upasrao Kamble,
Age : 64 years, Occ.- Retired,
R/o. Ram Nagar, Near Janki Nagar,
Opp. Tulja Bhavani Mangal Karyalaya,
Shegaon Naka to Rahatgaon Road,
Post VMV Amravati 444 606.
3. Ravidatta Manikrao Deshmukh,
Age 61 years, Occ.- Retired,
R/o. 41-A, Saraf Layout, Near Kaloti
Nagar, Old Bypass Road, Amravati-
444606.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary,
Government of Maharashtra,
Mantralaya, Mumbai 400 032).
2. The Secretary,
Rural Development Department,
25, Bandhakam Bhavan, 7th Floor,
Marzban Peth, Fort Mumbai 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Amravati,
District Amravati.

.....**RESPONDENTS**

WITH

WRIT PETITION NO.7075 OF 2022

1. Manik Modkuji Indurkar,
Age : 59 years, Occ. - Retired,
R/o. 46, Thaware Colony, Kamptee Road,
Nagpur 440 014.
2. Amrut Nathuji Balpande,
Age : 59 Years, Occ. - Retired,
R/o. Uday Nagar, Ring Road,
Nagpur 400 024.
3. Sanjay Bakaram Urade,
Age : 57 years, Occ. - Service,
R/o. Plot No. 221, Gurudeo Nagar,
Nandanwan, Nagpur 440 009.
4. Dewanand Kacharu Manwatkar,
Age : 57 years, Occ. - Service,
R/o. C/o. DK Manwatkar, 340,
Bank Colony, Near NIT Garden,
Nari Road, Nagpur 440 026.

5. Mohan Vithoji Wanjaari,
Age : 59 years, Occ. - Retired,
R/o. Plot No. 110, Jawahar Nagar,
Lane No. 4, Manewada Road,
Nagpur 440 024.
6. Arvind Ramraoji Dakhore,
Age : 61 years, Occ. - Retired,
R/o. Plot No. 20, Ladikar Layout,
Manewada Road, Nagpur 400 024.
7. Praveen Liladhar Gajbhate,
Age : 60 years, Occ.- Retired,
R/o. 326, Bezonbag Society,
Nagpur - 400 024.
8. Subhash Parshuramji Chaure,
Age 62 years, Occ. - Retired,
R/o. Plot No. 429, "Ramleela",
Shrinagar Empress Mill Housing Society,
Ring Road, Nagpur 440 025.
9. Ramesh Rajaram Choudhari,
Age : 57 years, Occ. - Service,
R/o. Sector II, Residency,
Near Sanskar Vidyasagar School,
Deo Nagar, Nagpur 440 015. **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Peth, Fort, Mumbai 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,

Mantralaya, Mumbai 400 032.

4. The Chief Executive Officer,
Zilla Parishad, Nagpur,
District Amravati.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7750 OF 2022

1. Ashok Onkar Patil,
Age 61 years, Occ. - Retired Engineer,
R/o. Plot No. 235, Near Bhatru Mandal,
40 Bigha, Malkapur, District Buldhana.
2. Rajendra Himmatrao Bhagat,
Age 59 years, Occ. - Retired Engineer,
R/o. Ganga Park, Vishnuwadi, Buldhana.
3. Madhukar Deosing Jadhao,
Age 59 years, Occ. - Retired Engineer,
R/o. Chaitanyawadi, Buldhana.
4. Vijaysing Gulabsing Pawar,
Age 65 years, Occ. - Retired Engineer,
R/o. Shivchatrapati Nagar, Buldhana.
5. Madhukar Rambhau Dhandare,
Age 59 years, Occ.- Retired Engineer,
R/o. Ekta Nagar, Buldhana.
6. Ramdas Tukaram Nawkar,
Age 65 years, Occ.- Retired Engineer,
R/o. Vajjnath Nagar, Sunderkhed,
Buldhana.
7. Sunilkumar Rajaram Bhise,
Age 60 years, Occ.- Retired Engineer,
R/o. Chetna Nagar, Sunderkhed,
Buldhana.
8. Dilip Devidas Khadse,
Age 59 years, Occ.- Retired Engineer,

R/o. Shivshankar Nagar, Buldhana.

9. Vijay Wamanrao Kharat,
Age 61 years, Occ.- Retired Engineer,
R/o. Solanke Layout, Buldhana.
10. Jugalkishore Satyanarayan Harkut,
Age 61 years, Occ. - Retired Engineer,
R/o. Civil Colony, Deulgaonraja,
District Buldhana.
11. Anjil Bhagwanrao Kulkarni,
Age 60 years, Occ. - Retired Engineer,
R/o. Civil Colony, Deulgaonraja,
District Buldhana.
12. Mangilal Harsing Rathod,
Age 64 years, Occ. - Retired Engineer,
R/o. Tower Line, Aras Layout,
Buldhana.
13. Manoj Surendra Pathak,
Age 56 years, Occ. - Retired Engineer,
R/o. Ramkrushna Society, Shegaon,
District Buldhana.
14. Shrikrushna Jagannath Mahankar,
Age 61 years, Occ. - Retired Engineer,
R/o. Waman Nagar, Sutala Khd,
Khamgaon, District Buldhana.
15. Rajkumar Maniklal Gujrathi,
Age 62 years, Occ. - Retired Engineer,
R/o. Farshi, Sarafa Post Office, Khamgaon,
District Buldhana.
16. Chandrakant Madhavrao Kinge,
Age 65 years, Occ.- Retired Engineer,
R/o. Anand Society, Malkakpur,
District Buldhana.
17. Rajendra Rambhau Morey,
Age 62 years, Occ.- Retired Engineer,
R/o. Shivaji Nagar, Mehekar,

District Buldhana.

18. Ramesh Ramkrushna Bhagwat,
Age 63 years, Occ.- Retired Engineer,
R/o. Ram Nagar Ward No. 25,
Buldhana.
19. Rajendra Madhavrao Ingle,
Age 58 years, Occ.- Retired Engineer,
R/o. Dhanokar Nagar, Shegaon,
District Buldhana.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhakam Bhavan, 7th Floor,
Marzban Peth, Fort, Mumbai 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Buldhana,
District Buldhana.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7768 OF 2022

1. Ramesh Sampatrao Kalwaghe,
Age 62 years, Occ.- Retired Engineer,
R/o. Civil Colony, Ward No. 11,
Deulgaon Raja, District Buldhana.

2. Gajanan Vithoba Sakhalkar,
Age 66 yrs, Occ.- Retired Engineer,
R/o. Civil Colony Ward No. 11,
Deulgaon Raja, District Buldhana.
3. Ganesh Vinayak Narwade,
Age 65 years, Occ.- Retired Engineer,
R/o. Rahate Colony, Tilak Nagar,
Mehkar, District Buldhana.
4. Ashok Indrakumar Bedarkar,
Age 75 years, Occ. Retired Engineer,
R/o. Ward No. 1, Amrut Nagar,
Khamgaon, District Buldhana.
5. Abdul Sattar Shaikh Bhadu,
Age 77 years, Occ.- Retired Engineer,
R/o. Vyankatesh Nagar, Tahsil Parisar,
Shegaon, District Buldhana.
6. Ramesh Ratansa Rangadale,
Age 78 years, Occ.- Retired Engineer,
R/o. 45, Malipura, Vitthal Mandir Rasta,
Nandura, District Buldhana
7. Kishor Vishwambhar Shilawant,
Age 56 years, Occ.- Retired Engineer,
R/o. Gandhi Nagar, Ward No. 7,
Chikhali, District Buldhana.
8. Digambar Laxmanrao Ujjenkar,
Age 77 years, Occ.- Retired Engineer,
R/o. 128, Cinema Road, Sankalp Colony,
Ward No. 4, Nandura, District Buldhana.
9. Vishwas Wasudevrao Lande,
Age 61 years, Occ.- Retired Engineer,
R/o. Sudhir Colony, Ravi Nagar,
Vaishnavi Apartment, Park 3,
Umarkhed, Akola.
10. Vijay Amruta Khillare,
Age 62 yrs, Occ.- Retired Engineer,

R/o. Ward No. 5, Shivaji Nagar,
Mehkar, District Buldhana.

11. Manullakhan Mahetabkhan Pathan,
Age 65 yrs, Occ.- Retired Engineer,
R/o. Arfat Colony, Walgaon, District
Amravati.
12. Sajnay Shamrao Ramteke,
Age – 58 years, Occ.- Retired Engineer,
R/o Mali Nagar, Khamgaon,
District Buldhana.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Peth, Fort, Mumbai - 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai - 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Buldhana,
District Buldhana.

..... **RESPONDENTS**

WITH

WRIT PETITION NO.7769 OF 2022

1. Purushottam Punjaji Jadhav,
Age 76 years, Occ. - Retired Engineer,
R/o. Vitthal Nagar, Ward No. 5, Mehkar,
District Buldhana.

2. Bhiku Kashiram Awarkar,
Age 76 years, Occ. - Retired Engineer,
R/o. Ward No. 3, Gitanjali Talkies,
Deulgaon Raja, District Buldhana.
3. Gajanan Ninusa Ahir,
(Since Deceased) through Nalini
w/o. Gajanan Ahir, Age 65 years,
Occ. - Retired Engineer,
R/o. Jagdamba Road, Jalalpura,
Khamgaon, District Buldhana.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Peth, Fort, Mumbai - 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai - 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Buldhana,
District Buldhana.

..... **RESPONDENTS**

WITH

WRIT PETITION NO. 889 OF 2023

1. Abhay Rambhau Kathale,
Age 58 years, Occ. - Retired,
R/o. Ward No. 5, Utkarsha Colony,
Wazurkar Layout, Karla Road,
Post Manas Mandir, Pipri Meghe,
Wardha.

2. Satish Jagdish Nikhar,
Age 62 years, Occ. - Retired,
R/o. Ganesh Nagar, Jagdish Gruh
Nirman Society, Borgaon Meghe, Wardha.
3. Kiran Ishwarsingh Bitra,
Age 64 years, Occ. - Retired,
R/o. Gouri Gitai Nagar, VIP Road,
Wardha.
4. Kishor Govindrao Ambatkar,
Age 64 years, Occ. - Retired,
R/o. Opp. Laxmi Hospital, Sundar
Nagar, Bachelor Road, Wardha.
5. Prakash Shivaji Bhagat
Age 64 years, Occ.- Retired,
R/o. Near Jijamata Primary School,
New State Bank Colony, Gopuri
Chowk, Wardha.
6. Damodar Bapuraoji Deotale
(Since deceased) through legal heir –
wife Pushpalata Damodhar Deotale,
R/o. Near Vivekanand Bagichya,
New Yashwant Nagar, Vivekanand
Colony, Hinganghat, District Wardha.
7. Ramesh Pandurang Kelwatkar
Age 66 years, Occ.- Retired,
R/o. New State Bank Colony,
Nalwadi, Nagpur.
8. Bhaskar Marotrao Bhatkulkar,
Age 65 years, Occ.- Retired,
R/o. Himalay Vishwa Colony,
D-14, Nagpur Road, Wardha.
9. Arun Damodarrao Khode,
Age 65 yrs, Occ.- Retired,
R/o. Shreengar Layout, Bachelor
Road, Ward No. 2, Wardha.

10. Meera Ramesh Watkar,
Age 59 years, Occ. - Retired,
R/o. Gurudev Nagar, Near Manas
Mandir School, Wardha.
11. Rajendra Devidas Lunge,
Age 60 years, Occ.- Retired,
R/o. Ward No. 2, Shrinagar Layout,
Near Hanuman Temple, Bachelor
Road, Wardha.
12. Vinod Damodarrao Murkute,
Age 63 years, Occ.- Retired,
R/o. 441, Sarafa Line, Jain Temple
Road, Wardha.
13. Pramod Nilkanth Chafle (since deceased)
through wife-Snehalata Pramod Chafle,
R/o. P.No. 42, House No. 49,
Near Shanti Stup, Tiwari Layout,
Laxmi Nagar, Ward No. 3, Wardha.
14. Dilip Keshavrao Thakre,
Age 60 years, Occ.- Retired,
R/o. Plot No. SU-6, Nagpur Road,
Dhuniwale Math, Himalaya Vishwa,
Wardha.
15. Prakash Sheshrao Ugemuge,
Age 63 years, Occ.- Retired,
R/o. Behind Dipali Apartment,
Laxmi Nagar, Wardha.
16. Ratnakar Ramchandra Nanoti,
Age 67 years, Occ.- Retired,
R/o. Vishnu Apartment, Flat No.
201, Plot No. 55, Near Dindayal
Sabhagruha, Nagpur 25.
17. Varsha Ashok Shukla,
Age 60 yrs, Occ.- Retired,
R/o. Shukla Niwas, Behind Circuit House,
Baid Layout, VIP Road, Wardha.

18. Arun Rambhau Pohane,
Age 57 years, Occ.- Service,
R/o. S-01, Bodhichrya Apartment,
Ganesh CHS, Behind Durga Mandir,
Pratapnagar, Nagpur.
19. Prakash Rajaram Patil,
Age 58 years, Occ. - Retired,
R/o. Plot No. 8, Swami Colony,
Navsari, Walgaon Road, Near Warhadi
Wada Restaurant, Amravati.
20. Dnyaneshwar Nilkanth Daulatkar,
Age 57 years, Occ. - Service,
R/o. Near Water Tank, Telecom Nagar,
Mhasala, Wardha.
21. Sanjay Dadaraoji Ugemuge,
Age 59 years, Occ. - Retired,
R/o. 28, Krushi Karmachari Colony,
Vaishali Nagar, Sevagram Road,
Mhasala, Wardha.
22. Bhimashankar Yeshwant Bhide,
Age 59 years, Occ.- Retired,
R/o. 264, Near Pawde Nursing Home,
Bachelor Road, Dhantoli, Wardha.
23. Prakash Shamrao Bende,
Age 59 years, Occ.- Retired,
R/o. ST Depo Road, 133,
Dutt Building, Ramnagar, Wardha.
24. Nitin Ramchndrarao Talwekar,
Age 59 years, Occ.- Retired,
R/o. Sane Guruji Nagar,
Ward No. 1, Bachelor Road, Wardha.
25. Ashok Wasudeorao Kawale,
Age 65 years, Occ. Retired,
R/o. Rukhmini Nagar, Sindi Meghe,
Wardha.

26. Surendra Vinayakrao Vaidya,
Age 75 years, Occ. Retired,
R/o. Near Lokvidyalaya Ground,
Ward No. 10, Devarnkars Layout,
Wardha.
27. Prabhakar Shriram Bambatkar,
Age 74 years, Occ.- Retired,
R/o. Near Shirbate Mangal Karyalay,
Moti Nagar, Amravati.
28. Chandrakant Gulabrao Bhende,
Age 76 years, Occ.- Retired,
R/o. Radha Nagar, Ward No. 10,
Old RTO Office, Wardha.
29. Shankar Ganpatrao Potdar,
Age 68 years, Occ.- Retired,
R/o. Durga Nagar, Karanja Ghadge,
Wardha.
30. Janardan Bhujangrao Ikhar,
Age 62 years, Occ.- Retired,
R/o. Vaishali Nagar, Sevagram Road,
Near Over Bridge, Mhasala, Wardha.
31. Rajendra Bhaskarrao Bangade,
Age 61 years, Occ.- Retired,
R/o. Vaishali Nagar, Sevagram Road,
Near Over Bridge, Mhasala, Wardha.
32. Hemant Shankarrao Joshi,
Age 63 years, Occ.- Retired,
R/o. Sanewadi, Ward No. 38, Wardha.
33. Sudhakar Mahadeorao Deshmukh,
Age 69 years, Occ.- Retired,
R/o. Opp. Ramnagar Police Chowki,
Circus Ground, Wardha.
34. Sudhakar Gopalrao Bhendarkar,
Age 62 years, Occ.- Retired,
R/o. Jajoo Wadi, Station Ward,

Arvi, District Wardha.

35. Sharad Natthuji Deshmukh,
Age 63 years, Occ. - Retired,
R/o. Flat No. 301, Maa Renuka Apartment,
Saikrupa Society, Narendra Nagar,
Behind New Look Convent, Nagpur.
36. Vandana Rambhau Raut,
(Mrs. Vandana Prakash Dhavangale)
Age 57 years, Occ.- Retired,
R/o. 414, Near Hanuman Temple,
Govind Nagar, Rautwadi, Nalwadi, Wardha.
37. Afzal Mustafa Khan,
Age 58 years, Occ.- Retired,
R/o Bachelor Road, Near Hanuman
Mandir, Shri Nagar, Ward No. 2,
Wardha.
38. Gangadhar Annaji Dorlekar
(since deceased) through wife-Rohini
Gangadhar Dorlekar R/o. Utkarsha Colony,
Wazurkar Layout, Karla Road, Pipri Meghe,
Wardha.
39. Chanda Diliprao Thakre,
Age 66 years, Occ. - Retired,
R/o. Himalaya Vishwa, Wardha 442 001.
40. Sunil Tulsidas Bhagat,
Age 57 years, Occ.- Service,
R/o. 172, Near Buddha Vihar,
Vikramshilla Nagar, Sindi Meghe, Wardha.
41. Sanjay Janardhan Kandalkar,
Age 56 years, Occ.- Service,
R/o. Vaishali Nagar, Near Borkar Mill,
Krushi Colony, Mhasala, Wardha.
42. Sanjay Uttamrao Hiwalekar,
Age 64 years, Occ. - Retired,
R/o. Uttam Lawn, University Road,

Vyankayapure Camp, Amravati.

..... **PETITIONERS**

...V E R S U S...

1. The State of Maharashtra,
(Through the Chief Secretary),
Government of Maharashtra,
Mantralaya, Mumbai - 400 032.
2. The Secretary,
Rural Development Department,
25, Bandhkam Bhavan, 7th Floor,
Marzban Peth, Fort, Mumbai - 400 001.
3. The Secretary,
Department of Finance,
Government of Maharashtra,
Mantralaya, Mumbai - 400 032.
4. The Chief Executive Officer,
Zilla Parishad, Wardha,
District Wardha.

... **RESPONDENTS**

Mr. A.B. Gaikwad, Counsel for the petitioners,
Mr. S.M. Ukey, Addl.G.P. for the respondents/State,
Mr. Sheikh Majid, Counsel for respondent-ZP, Nagpur,
Mr. R.S. Khoboragade, Counsel for respondent-ZP, Bhandara,
Mr. N.M. Kolhe, Counsel for respondent-ZP, Wardha,
Ms. Vaishali Khadekar, Counsel for respondent-ZP, Buldhana,

CORAM : ROHIT B. DEO & MRS. VRUSHALI V. JOSHI, JJ.
DATED : 20th APRIL, 2023

ORAL JUDGMENT : (PER : R.B. DEO, J.)

These petitions involve common factual and legal issues,

and are heard and disposed of together.

2. The common prayer is that the concerned Zilla Parishads may be directed to grant the benefit of the Assured Career Progression Scheme (ACP) from the date of appointment of the petitioners as Junior Engineers, and not from the date of upgradation as Sectional Engineer.

3. The petitioners submit that the issue involved is not *res integra* and is considered by the Coordinate Bench in judgment dated 06-2-2019 rendered in Writ Petition 2605/2017. The petitioners would rely in particular on the observations of the Coordinate Bench in the said decision which we may extract :-

“42. In this view of the matter, the denial of the ‘second benefit’ under the MACP Scheme, with reference to an exercise of cadre restructuring and the revision in pay scale, in the year 1984, appears to be legally unsustainable. We are, thus, inclined to answer the aforesaid question in the ‘negative’. We hold and declare that the upgradation under GR dated 16th April, 1984 does not constitute grant of nonfunctional pay scale and cannot be treated as the ‘first benefit’

within the meaning of Clause 2(b)(3) of the GR dated 1st April, 2010. We are, thus inclined to allow the petition.”

4. The petitioners are serving/superannuated employees of the Nagpur, Chandrapur, Wardha, Gondia, Bhandara, Yavatmal Amravati and Buldhana Zilla Parishads.

5. The petitioners were appointed as Junior Engineers by the concerned Zilla Parishads in the District Technical Service (Engineering) Class-III.

6. On 16-4-1984, the State Government decided to confer the status of “Gazetted Officer” upon degree holders and other Junior Engineers. While Junior Engineers who had degree were immediately conferred the status of gazetted officer and the diploma holder and unqualified Junior Engineers were conferred the status after putting in specified years of service, the degree holders were designated Assistant Engineer Grade-II and the diploma holders and unqualified Junior Engineers were designated as Sectional Engineers. Both the Assistant Engineers

Grade-II and Sectional Engineers were however assigned the same pay scale.

7. The ACP Scheme was modified by Government Resolution dated 01-4-2010, and Clause-2(b)(3) of the Government Resolution dated 01-4-2010 provided that the benefit of non functional pay structure shall be considered as the first benefit under the ACP Scheme. The said clause reads thus :

“2(b)(3) विवक्षित सेवाकालावधीनंतर, संबंधित पदाच्या कर्तव्ये व जबाबदारीत वाढ न होता, अकार्यात्मक वा तत्सम उच्च वेतनसंरचनेचा (Non functional pay structure) मंजूर करण्यात आलेला/येणारा लाभ हा या योजनेखालील पहिला लाभ समजण्यात येईल. उदा. मंत्रालय/विधान मंडळ सेविचालयातील कक्ष अधिका-यांना चार वर्षांच्या नियमित सेवेनंतर देण्यात येत असलेली अकार्यात्मक वेतनसंरचना.”

8. While the petitioners assert, drawing support from several decisions of the Coordinate Benches, that the re-designation of the post of Junior Engineer as Sectional Engineer as a part of cadre review is not non functional pay structure, the Zilla Parishads would disagree. We note that the affidavits-in-response are filed only by the Zilla Parishad, Nagpur in Writ Petition 5008/2022 and Writ Petition 7006/2022. It is emphasized that the petitioners

have not continued to work as Junior Engineers for twelve years from the date of the appointment. The Zilla Parishad contends that the post of Sectional Engineer is a newly created post with higher pay scale and since the petitioners were absorbed in the post of Sectional Engineer with higher pay scale, the period of twelve years shall be reckoned from the date of designation as Sectional Engineer.

9. The learned Counsel for the petitioners would submit, and justifiably so, that the issue involved is considered and answered in favour of the employees, by the decisions of the Coordinate Benches. While in the counter-affidavit, which is filed on behalf of the Nagpur Zilla Parishad, there is a general statement that the decisions of the Coordinate Benches would not apply, no attempt is made to point out any distinguishing feature as would render the decisions of the Coordinate Benches inapplicable. In fairness to the learned Counsel who appeared on behalf of the Zilla Parishads, it is not even seriously argued that the issue involved is not covered.

10. We may now consider the decision of the Coordinate Bench in *Association of the Sub-ordinate, Kolhapur v. State of Maharashtra, 2019(4) Mh.L.J. 629*, which appears to have been followed in later decisions.

11. The Coordinate Bench considered the Government Resolution dated 16-4-1984 whereby the Government resolved to confer the status of Gazetted Officers upon the degree holders and other Junior Engineers. The submission on behalf of the employees was that the MAT did not properly construe the nature of the upgradation under the Government Resolution dated 16-4-1984, and that the exercise of cadre restructuring was prior to the introduction of the time bound promotion/ACP Scheme. The Coordinate Bench considered the issue thus :

“31. It is evident that the aforesaid GR was an exercise in cadre review. The principal object of the aforesaid GR was to give gazetted status (ClassII) to junior engineers working at the lowest level. Not only the restructuring was done in the lowest cadre of junior engineers but also the immediately superior cadre of Assistant Engineer ClassII and ClassI were restructured. Yet, most importantly, the duties and

functions which the erstwhile junior engineers discharged, were mandated to be discharged by the Assistant Engineers Grade II and Sectional Engineers.

32. The primary purpose of the aforesaid GR was, thus, restructuring of the cadre and rechristening of the designation of the post. The placement of the underqualified and unqualified junior engineers in the newly designated post of sectional engineers was deferred, till they put in the specified years of service. It is pertinent to note that no new posts were sought to be created under the said GR. The fact that a new pay scale was prescribed for both Assistant Engineers Grade II and Sectional Engineers, was incidental.

37. A profitable reference, in this context, can be made to a judgment of the Supreme Court in the case of Bharat Sanchar Nigam Limited vs. R. Santhkumari Velusamy and others, wherein in the context of applicability of reservation, after a survey of the rulings relating to the promotion and upgradation, the following principles were expounded.

“29. On a careful analysis of the principles relating to promotion and upgradation in the light of the aforesaid decisions, the following principles emerge:

(i) Promotion is an advancement in rank or grade or both and is a step towards advancement to a

higher position, grade or honour and dignity. Though in the traditional sense promotion refers to advancement to a higher post, in its wider sense, promotion may include an advancement to a higher pay scale without moving to a different post. But the mere fact that both that is, advancement to a higher position and advancement to a higher pay scale are described by the common term “promotion”, does not mean that they are the same. The two types of promotion are distinct and have different connotations and consequences.

(ii) Upgradation merely confers a financial benefit by raising the scale of pay of the post without there being movement from a lower position to a higher position. In an upgradation, the candidate continues to hold the same post without any change in the duties and responsibilities but merely gets a higher pay scale.

(iii) Therefore, when there is an advancement to a higher pay scale without change of post, it may be referred to as upgradation or promotion to a higher pay scale. But there is still difference between the two. Where the advancement to a higher pay scale without change of post is available to everyone who satisfies the eligibility conditions, without undergoing any process of selection, it will

be upgradation. But if the advancement to a higher pay scale without change of post is as a result of some process which has elements of selection, then it will be a promotion to a higher pay scale. In other words, upgradation by application of a process of selection, as contrasted from an upgradation simplicitor can be said to be a promotion in its wider sense that is advancement to a higher pay scale.

(iv) Generally, upgradation relates to and applies to all positions in a category, who have completed a minimum period of service. Upgradation, can also be restricted to a percentage of posts in a cadre with reference to seniority (instead of being made available to all employees in the category) and it will still be an upgradation simplicitor. But if there is a process of selection or consideration of comparative merit or suitability for granting the upgradation or benefit of advancement to a higher pay scale, it will be a promotion. A mere screening to eliminate such employees whose service records may contain adverse entries or who might have suffered punishment, may not amount to a process of selection leading to promotion and the elimination may still be a part of the process of upgradation simplicitor. Where the upgradation involves a process of selection criteria similar to

those applicable to promotion, then it will, in effect, be a promotion, though termed as upgradation.

(v) Where the process is an upgradation simplicitor, there is no need to apply rules of reservation. But where the upgradation involves selection process and is therefore a promotion, rules of reservation will apply.

(vi) Where there is a restructuring of some cadres resulting in creation of additional posts and filling of those vacancies by those who satisfy the conditions of eligibility which includes a minimum period of service, will attract the rules of reservation. On the other hand, where the restructuring of posts does not involve creation of additional posts but merely results in some of the existing posts being placed in a higher grade to provide relief against stagnation, the said process does not invite reservation.” (emphasis supplied)

The propositions expounded at Serial Nos.(ii), (iii) and (iv),if read cumulatively, govern facts of the case. The designation as section engineers was available to all the junior engineers who satisfied the eligibility condition i.e. putting in a specified years of service. Secondly, there was no change in the duties and responsibilities but they were given

a revised pay scale. There was no element of selection except the process of elimination.

38. In the light of the above, we are of the considered view that the learned Tribunal had committed an error in construing that the exercise of restructuring of the cadres, without there being any consequent creation of new posts and any change in the duties and responsibilities, constituted the grant of nonfunctional pay scale for the mere reason that the pay scale of all the junior engineers was revised, as a class.

39. Another factor, which has a material bearing on the claim of the applicants is that under ACP and MACP Scheme, the basic postulate is the benefit of pay scale of the promotional post. It is nobody's case that under the GR dated 16th April, 1984 the applicants were given the benefit of the pay scale of the promotional post. Mere revision of the pay scale can not be equated with the grant of pay scale of the promotional post. On the contrary, it is pertinent to note that under the same GR, the Government had redesignated the next higher post as Assistant Engineers Grade I and Assistant Executive Engineers.”

12. The Coordinate Bench as such held that there was no

creation of new post or change in the duties and responsibilities and it cannot be said that non functional pay scale or structure was granted only on the premise that the pay scale of all Junior Engineers was revised, as a class.

13. The Coordinate Bench further noted that while the pay scale of the degree holder Junior Engineers was also revised by the same Government Resolution dated 16-4-1984, the degree holder Junior Engineers were given the second benefit under the MACP Scheme. The Coordinate Bench found that the discrimination between the degree holder Assistant Engineer Grade-II and who were given the same revised pay scale under the Government Resolution dated 16-4-1984 is invidious. The relevant observations of the Coordinate Bench reads thus :

“41. Even on this count, we find that the discrimination between the degree holder Assistant Engineers Grade II and the Sectional Engineers, who were given the same revised pay scale under the GR dated 16th April, 1984, is invidious. The sectional engineers, concededly, were brought at par with the Assistant Engineers Grade II, after putting in the specified years of service. Thereafter, the absence of

promotional avenues and actual promotion, leaving to stagnation, affected both the Assistant Engineers Grade II and Sectional Engineers.”

14. Bunch of petitions came to be filed at Nagpur Bench claiming relief on the basis of the judgment in the case of *Association of the Sub Ordinate, Kolhapur*. These petitions came to be disposed of by the Coordinate Bench vide order dated 12-4-2022 which reads thus :-

“The Petitioners are seeking a writ of mandamus against Zilla Parishad, Nagpur to direct them to grant benefit from the date of appointment as Junior Engineer under the Assured Career Progression Scheme in view of the judgment of this Court in Writ Petition No.2605/1017 (The Association of the Sub-Ordinate Service of Engineers Maharashtra State and others v/s. The State of Maharashtra and others) dated 6 February 2019. A writ of mandamus is sought to give effect to the law laid down by this Court but none of the Petitioners have demonstrated that benefit flowing from judgment which the Petitioners seek to rely upon is denied by their employer. That be so, it is open to the Petitioners to apply to the employer annexing the copy of the judgment. If the same is done, Respondent employer

will examine the law laid down by this Court and if it is found that Petitioners are entitled, proceed to give effect to the claim of the Petitioners.

2. *Writ petitions are accordingly disposed of.”*

15. Bunch of petitions were also filed at the Aurangabad Bench by similarly situated employees and by judgment dated 02-8-2022 in Writ Petition 8009/2021 and connected matters, the Coordinate Bench held that the issue is not *res integra*. The relevant observations read thus :-

9. *The grievance of the petitioners is that despite the judgment dated 6 February 2019, as well as the circular dated 21 August 2019, some of the Zilla Parishad, particularly Zilla Parishad Parbhani and the Zilla Parishad Jalna are not extending the benefits of the judgment to the petitioners.*

10. *On behalf of the Zilla Parishad, Parbhani, an affidavit-in-reply is filed, in which the principle enunciated by this Court in its judgment in the case of **The Association of Subordinate Service of Engineers Maharashtra State and Ors** (supra) has not been disputed. However, some averments are made with regard to the eligibility of some of the petitioners for grant of financial upgradation. Same is the case with*

regard to the affidavit-in-reply filed by the Zilla Parishad, Jalna in Writ Petition No. 9485 of 2021.

11. We, however, do not propose to go into the individual cases and entitlement of the individual petitioners for grant of a particular financial upgradation, under ACP/MACP Scheme. Since this Court has already laid down law that the non functional upgradation granted on the post of Sectional Engineering cannot be counted as set off for any financial upgradation under the ACP/MACP Scheme, the direction is binding on the respondents including the Zilla Parishad, Parbhani and the Zilla Parishad, Jalna.

12. Accordingly, the present petitions are allowed. The respondents are directed to grant admissible financial upgradation under ACP/MACP Scheme to the respective petitioners, by ignoring non functional upgradation granted/admissible, on the post of Sectional Engineer. The consequential benefits be paid to the respective petitioners.

16. It appears that pursuant to the order dated 12-4-2022 in Writ Petition 1908/2022 the petitioners did call upon to consider Zilla Parishads to do the needful, but in vain.

17. We may note from paragraph 8 of the judgment rendered at Aurangabad Bench that there is a reference to the Circular dated 21-8-2019 issued by the Government of Maharashtra that directions in paragraph 44 of the judgment dated 06-2-2019 in Writ Petition 2605/2017 be implemented.

18. Be that as it may that it is not in dispute that while some Zilla Parishads have implemented the judgment dated 06-2-2019, some like the respondents-Zilla Parishads have not.

19. We see no reason to take a different view from the view of the Coordinate Benches and which appears to have been accepted and directions implemented by some Zilla Parishads.

20. The learned Counsel for the Zilla Parishads Mr. Sk. Majid invites our attention to the decision of the Hon'ble Supreme Court in the case of *The State of Maharashtra and another v. Madhukar Antu Patil and another* in *Civil Appeal 1985/2022*. The Hon'ble Supreme Court set aside the judgment of the MAT and the High Court and held that the contesting respondent shall be entitled to first time bound promotion on completion of twelve years from

the year 1989 i.e. from the date on which he absorbed on the post of Civil Engineering Assistant. The Hon'ble Supreme Court noted that the contesting respondent was appointed on 11-5-1982 as a Technical Assistant on work charged basis and was absorbed on the newly created post of Civil Engineering Assistant in the year 1989 which carries a different pay scale. The Hon'ble Supreme Court held that since the post of Technical Assistant was altogether different than the newly created post of Civil Engineering Assistant, the department was right in holding that the period of twelve years shall be reckoned only from the date of absorption on the post of Civil Engineering Assistant. We have already noted the view of the Coordinate Bench that Government Resolution dated 16-4-1984 did not create any new post as such and the fact that different pay scale was assigned to all the Junior Engineers as a class, as a part of the cadre restructuring without any change in duties or responsibilities on the re-designation as Sectional Engineers, did not attract Clause 2(b)(3), which we have already extracted supra.

21. Falling in line with the views of the Coordinate Benches, we

dispose of the petitions by directing that the cases of the petitioners be considered in accordance with the decision in Writ Petition 2605/2017 and on the basis that the upgradation under Government Resolution dated 16-4-1984 does not constitute grant of non functional pay scale and cannot be treated as first benefit within the meaning of Clause 2(b)(3) of the Government Resolution dated 01-4-2010.

22. We expect the respondents-Zilla Parishads to do the needful within eight weeks from uploading this judgment on the website of the High Court.

(Mrs. Vrushali V. Joshi, J.)

(Rohit B. Deo, J.)

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