

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 19177 OF 2024

Babasaheb s/o Sadashiv Salunkhe ... Petitioner
versus
The State of Maharashtra & Ors. ... Respondents

Mr.Ketan Pote for the Petitioner (through VC).
Mr.V.G.Badgujar, AGP for the Respondent -State.

CORAM : RAVINDRA V. GHUGE &
ASHWIN D. BHOBE, JJ.

DATE : 24TH MARCH, 2025

P.C. :-

1. We have briefly heard the learned Advocate for the
Petitioner.

2 The law on grant of benefits of the Old Pension Scheme
has been settled by the Full Bench of this Court in *Deshmukh
Dilipkumar Bhagwan & Others v/s The State of Maharashtra,
Through Chief Secretary, General Administration Dept. & Others*¹

3. The Petitioner has directly approached this Court
without approaching his employer with any grievance as regards the
non-grant of the Old Pension Scheme.

1 2019 SCC Online Bom 729

4. In view of the above, the learned Advocate for the Petitioner submits that he would move a representation to Respondent No.3 and seek the benefits of the Old Pension Scheme.

5. If the Authority receives such a representation from the Petitioner, it shall proceed to decide the same by considering the law applicable, within a period of 60 days and if an adverse order is passed, the same shall be supported with reasons.

6. Needless to state, the said Authority would be bound to abide by the law laid down by the Full Bench of this Court in ***Deshmukh Dilipkumar Bhagwan & Others*** (*supra*). The Petitioner, if aggrieved by the order, would be at liberty to assail the same.

7. With the above directions, **this Writ Petition is disposed off.**

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)