

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 3986 OF 2024

Shantaram Bhikan Mahajan ... Petitioner
versus
Brihanmumbai Municipal Corporation
Through its Commissioner & Ors. ... Respondents

Mr.Nitin Gaware Patil with Mr.Jay Salunke for the Petitioner.
Mr.Drupat Patil with Ms.Shilpa Redkar and Mr.Shivprasad Borade
for the Respondent- Municipal Corporation.

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

DATE : 6th May, 2025

P.C. :-

1. Heard the learned Advocates for the respective sides for sometime.
2. We have perused the order passed by the Hon'ble Supreme Court dated 1st March, 2013 passed in Special Leave to Appeal (Civil) No.8694 of 2013.
3. The temporary charge handed over to the Petitioner has now been taken away. He is presently working on the post on which

he is actually posted. Naturally, he will be entitled to the salary of the post on which he is presently working. The temporary charge was handed over to him on 19th August, 2019.

4. As such, until the decision in this Petition, recovery of amounts already been paid to the Petitioner would not be initiated.

5. Office to accept the affidavit-in-reply, if filed by the Respondents.

6. Stand over to **23rd June, 2025.**

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)