IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 6650 OF 2023

SUNIL LAXMAN TAKALE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
…

WITH

WRIT PETITION NO. 6652 OF 2023

RAJENDRA TANIRAM MORANKAR
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS SECRETARY AND OTHERS

WITH

WRIT PETITION NO. 6660 OF 2023

BAPURAO NAVNATH VIDHATE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
…

WITH

WRIT PETITION NO. 6659 OF 2023

DIWAKAR REWA FEGADE
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS SECRETARY AND OTHERS

WITH

WRIT PETITION NO. 6651 OF 2023

SANDEEP MADHUKAR SONAWANE
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS SECRETARY AND OTHERS

WITH

WRIT PETITION NO. 6653 OF 2023

ARUN BHANUDAS CHAUDHARI
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

WITH
WRIT PETITION NO. 6654 OF 2023

VIJAY APPASAHEB WARALE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

WITH
WRIT PETITION NO. 6655 OF 2023

RAMESH SAMBHAJI BHUJBAL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

WITH
WRIT PETITION NO. 6656 OF 2023

MUSTAKIM PAPABHAI PATHAN
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

WITH
WRIT PETITION NO. 6657 OF 2023

VINOD SADASHIV SASWADKAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

WITH
WRIT PETITION NO. 6658 OF 2023

SANJAY BHAUSAHEB KALE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS
…

Advocate for the Petitioner/s : Mr. Arvind G. Ambetkar
AGPs for Respondent/State : Mr. S.K. Tambe, Mr. M.K. Goyanka, V.M. Kagne, Ms. S.S. Joshi, Ms. Neha B. Kamble, Mr. B.B. Bhise, Mr. N.D. Batule
Advocate for Respondent No.7 in WP/6650/2023, 6655/2023, 6656/2023, 6657/2023, 6658/2023, and 6660/2023 : Mr. Joslyn Menezes h/f. Mr. P.S. Pranjape
Advocate for respondent No.5 and 6 in WP/6653/2023: Mr. A.P. Avhad
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CORAM : NITIN B. SURYAWANSHI AND ABASAHEB D. SHINDE, JJ.

DATE : 08.10.2026

PER COURT:

1. The issue raised in these petitions is squarely covered by the decision of this Court in the case of **Vijay S. Shedage (Dr.) Vs. State of Maharashtra ; 2026 DGLS (Bom.) 2043**.

2. For the reasons stated in the said order, the writ petitions are allowed in terms of prayer clauses 'B', 'C', 'D', and 'E', which read as follows:

> *"B) By issuing a Writ of Mandamus or any other writ, order or directions in the like nature, this Hon'ble Court may kindly be pleased to hold and declare that, the petitioner is governed under the Old Pension Scheme i.e. Maharashtra Civil Services (Pension) Rules, 1982 and Maharashtra Civil Services (Commutation of Pension) Rules, 1984 and General Provident Fund which are applicable to the Assistant Teachers, who are appointed prior to 01/11/2005.*
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> *C) By issuing a Writ of Mandamus or any other writ, order*

or directions in the like nature this Hon'ble Court may kindly be pleased to direct the respondents to extent the benefits of the old pension scheme to the petitioner and shall not deduct any amount from the salary of the petitioner by applying the Defined Contribution Pension Scheme (DCPS) or National Pension Scheme (NPS).

D) By issuing a Writ of Mandamus or any other writ, order or directions in the like nature this Hon'ble Court may kindly be pleased to direct the respondents to refund the deducted amount of the petitioner with interest by applying the DCPS or NPS by the respondents, within a period of four weeks.

E) By issuing a Writ of Mandamus or any other writ, order or directions in the like nature this Hon'ble Court may kindly be pleased to direct the respondents to allot the General Provident Fund Account (GPF Account) to the petitioner and thereafter, the Educational Institution to deduct the amount of monthly compensation/installment form the monthly salary of the petitioner and deposit the same in the said GPF Account."

(ABASAHEB D. SHINDE, J.) (NITIN B. SURYAWANSHI, J.)

habeeb/