IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 635 OF 2021
IN RAST/544/2021

State Of Maharashtra And Others .. Applicants

Versus

Madhukar Mitharam Mali And Others .. Respondents

WITH
REVIEW APPLICATION (STAMP) NO. 544 OF 2021

State Of Maharashtra And Others .. Applicants

Versus

Madhukar Mitharam Mali And Others .. Respondents

Mr. R. S. Wani, A.G.P. for Applicants.
Mr. Bhaktraj L. Patil, Advocate h/f Mr. Ajay D. Pawar, Advocate for Respondents/original petitioners.

AND
CIVIL APPLICATION NO. 2127 OF 2021
IN RAST/20781/2020

State Of Maharashtra And Others .. Applicants

Versus

Satish Tukaram Bhole And Others .. Respondents

WITH
REVIEW APPLICATION (STAMP) NO. 20781 OF 2020

State Of Maharashtra And Others .. Applicants

Versus

Satish Tukaram Bhole And Others .. Respondents

Mr. P. S. Patil, A.G.P. for Applicants.
Mr. Bhaktraj L. Patil, Advocate h/f Mr. Ajay D. Pawar, Advocate for Respondents/original petitioners.

AND
REVIEW APPLICATION (CIVIL) NO. 161 OF 2023
IN WP/4675/2017

State Of Maharashtra And Others .. Applicants

Versus

Rajendra Mukundrao Bhosale And Others .. Respondents

Mr. P. K. Lakhotiya, Advocate for Applicants.
Mr. Bhaktraj L. Patil, Advocate h/f Mr. Ajay D. Pawar, Advocate for Respondents/original petitioners.

CORAM : KISHORE C. SANT AND JITENDRA JAIN, JJ.

DATE : 06th OCTOBER, 2026.

PER COURT :-

CIVIL APPLICATION NO. 635/2021 &
CIVIL APPLICATION NO. 2127/2021 :

1. Heard the parties.

2. For the reasons stated in the application, delay stands condoned. The civil applications are allowed and disposed of accordingly.

IN ALL REVIEW APPLICATIONS :

1. Heard learned A.G.P. for the applicants and learned advocate Mr. Patil for respondents/original petitioners.

2. At the outset, learned A.G.P. submits that the Government has now come out with a policy by Government decision dated 14.03.2024 which covers the controversy involved in the present matters. The controversy was that the petitioners who happened to be Class-III and Class-IV employees were denied the benefits of second time Assured Career Progression Scheme (ACPS). The petitioners approached this Court. This Court allowed the petitions holding that the benefits need to be applied even to the Class-III and Class-IV employees. It is said judgment which is sought to be reviewed. Now by Government Resolution dated 14.03.2024 it is decided to extend the benefits even of the second time ACPS to the employees working in Class-III and Class-IV. It is further submitted that, there was a dispute as to whether the benefits of the Government Resolution are applicable with prospective or retrospective effect. It is clearly pointed out by learned A.G.P. that this Court in Writ Petition No. 6626/2024 (Nagpur Bench) and in Writ Petition No. 4733/2019 (Aurangabad Bench) has already taken a view that the provisions of the Government Resolution would be applicable with retrospective effect and the persons who are entitled to take benefit of second time ACPS even prior to issuance of Government Resolution also

would be entitled to the benefits.

3. Considering all above, this Court finds that the review applications have become infructuous. Therefore, the review applications stand disposed of as infructuous.

(JITENDRA JAIN, J.) **(KISHORE C. SANT, J.)**

P.S.B.