IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 12756 OF 2024

CHANDRAKANT SUKHDEVO NIKAM
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS SECRETARY AND OTHERS
...
Advocate for the Petitioner : Mr. Arvind Gopalrao Ambetkar
AGP for Respondents: Mr. S.R. Wakale
...

CORAM : NITIN B. SURYAWANSHI AND ABASAHEB D. SHINDE, JJ.

DATE : 08.10.2026

PER COURT:

1. The issue raised in this petition 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 petition is allowed in terms of prayer clauses 'B', 'C', 'D', 'E' and 'F', 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 direct the respondent to provide/ release entire service benefits to the petitioner from his initial date of appointment i.e. 01.07.1996.*
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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 consider/count the*

previous service of petitioner from 01.07.1996 to 14.06.2016 as a Part-Time with regular Full-Time service for granting benefits 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.

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 extend the pensionary benefits as admissible under the Maharashtra Civil Services (Pension) Rules, 1982 and Maharashtra Civil Services (Commutation of Pension) Rules, 1984.

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 amount of GPF Account.

F) 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."

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

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