

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION No.1075/2023 (S.B.)

- 1) Dr. Harshanand Panjabrao Khobragade,
age: major, Occu. : Lecturer,
R/o. C/o. Government B.Ed. College
(Shasakiya Adyapak Mahavidhyalaya),
Buldhana, Tal. And Dist. Buldhana.
- 2) Smt. Asha Madhukarrao Dharaskar,
age: major, Occu.: Lecturer,
R/o. C/o. Government B.Ed. College
(Shasakiya Adyapak Mahavidhyalaya),
Akola, Tal. And Dist. Akola.

Applicants.

Versus

- 1) The State of Maharashtra,
through its Secretary
Higher and Technical Education Department,
Mantralaya, Mumbai- 32.
- 2) The Director Higher Education,
Maharashtra State, Pune.
- 3) The Principal,
Government B.Ed. College,
(Shasakiya Adyapak Mahavidhyalaya), Buldhana,
Tal. And Dist. Buldhana.
- 4) The Principal,
Government B.Ed. College,
(Shasakiya Adyapak Mahavidhyalaya), Akola,
Tal. And Dist. Akola.

Respondents

**S/Shri P.S. Kshirsagar, Gaurav Gadge, Id. Advocates for the
applicants.**

Shri S.A. Sainis, Id. P.O. for the respondents.

WITH**ORIGINAL APPLICATION No.1306/2023 (S.B.)**

- 1) Simon Chandrakant Madewar,
Aged: 45 yrs., Occu. : Staff Nurse Male,
R/o. C/o. Government Medical College And Super Specialty Hospital
Nagpur.
- 2) Rahul Jagbandhu Bhute,
Aged: 42 yrs., Occu. : Staff Nurse Male,
R/o. C/o. Government Medical College And Super Specialty Hospital
Nagpur, Dist. Nagpur.
- 3) Shahzad Khan Baba Khan
Aged: 42 yrs., Occu. : Staff Nurse Male,
R/o. C/o. Government Medical College And Hospital Nagpur.
- 4) Sandip Suresh Murkut,
Aged: 41 yrs., Occu. : Staff Nurse Male,
R/o. C/o. Government Medical College And Hospital Nagpur.
- 5) Ku. Archana Shankarrao Dhande @
Mrs. Archana Nomesh Girhepunje
Aged: 41 yrs., Occu. : Staff Nurse,
R/o. C/o. Government Medical College And Hospital Nagpur.
- 6) Ku. Devika Vyankatrao Dhawale
@Mrs. Devika Pravin Latkar
Aged: 42 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 7) Ku. Jyoti Gopal Sharnagat @
Mrs. Jyoti Devendra Harinkhede
Aged: 43 yrs., Occu. Staff Nurse,
R/o. C/o. Government Medical College And Hospital Nagpur.
- 8) Ku. Manjusha Manikarao Chamate @
Mrs. Manjusha Govind Mande
Aged: 43 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Super Specialty Hospital

Nagpur.

- 9) Esther Judson Paul
Aged: 40 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Super Specialty Hospital
Nagpur.
- 10) Ku. Shubhangi Sheshrao Kokade @
Mrs. Shubhangi Chetan Barde, Aged: 38 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 11) Kamlesh Yadaorao Tajane
Aged: 39 Yrs., Occu. Staff Nurse (Male),
R/O. C/O. Government Medical College And Hospital Nagpur.
- 12) Ku. Rajni Santosh Mourya @
Mrs. Rajni Rajaram Verma
Aged: 41 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 13) Ku. Sushama Shankarrao Yawalkar @
Mrs. Sushama Kailash Satpute
Aged: 48 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical
College And Hospital Nagpur.
- 14) Ku. Neelima Dadarao Sawarkar
@ Mrs. Neelima Nishant Wakare
Aged: 40 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 15) Ku Nalutai Dattuji Dhenge @
Mrs Nalini Bholeshwar Titarmare @
Aged: 39 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical
College And Hospital Nagpur.
- 16) Mrs. Sudha Girish Dandekar
Aged: 50 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.

- 17) Ku. Kavita Suresh Wanjari @
Mrs. Kavita Manoj Kewate
Aged: 40 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 18) Ku. Yogini Shrihari Kinnake
Aged: 45 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 19) Ku. Seema Satyawar Waghmare @
Mrs. Seema Ashwin Rawalkar
Aged: 45 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 20) Ku. Suwarna Jayant Hande @
Mrs. Suwarna Mukund Bannagare
Aged: 45 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 21) Ku. Preeti Prabhakar Rao Sawadh @
Mrs. Priti Umesh Rewade
Aged: 41 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 22) Ku. Swati Sheshrao Fuke @
Mrs. Swati Sachin Buche
Aged: 42 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 23) Ku. Sheeja Jacob Nambeliludp @
Mrs. Sheeja Prince Mukkolil
Aged: 42 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 24) Ku. Surekha Madhavrao Rahate @
Mrs. Surekha Ruchir Morghade
Aged: 41 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.

- 25) Ku. Vaishali Babanrao Ughade @
Mrs. Vaishali Mahadeo Dhole,
Aged: 42 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 26) Ku. Mohini Vasant Petkar @
Mrs. Mohini Nitin Shrivastav
Aged: 46 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 27) Ku. Jyotsna Vilasrao Giradkar @
Mrs. Jyotsna Sahadeo Gabhane
Aged: 41 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 28) Smt. Kavita Bal Gohokar
Aged: 42 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 29) Ku. Abeda Begam Ab. Aziz Shekh
Mrs. Abeda Begam Irshad Sheikh
Aged: 42 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 30) Bharat Tansu Sangode
Aged: 47 Yrs., Occu. : Staff Nurse Male,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 31) Ku. Sarita Shivkumar Bisne @
Mrs. Sarita Milind Khangar Aged: 42 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 32) Ku. Priti Sureshrao Sawarkar @
Mrs. Priti Yogesh Dhobale, Aged: 41 Yrs., Occu. : Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 33) Ku. Smita Yakub Bhadke
Mrs. Smita Sudnyan Khade, Aged: 48 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.

34) Ku. Ajaya Ashok Shinde @

Mrs. Ajaya Shailesh Deoghare, Aged: 49 Yrs., Occu.: Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.

35) Smt. Pushpawati Lalsingh Pawar, Aged: 52 Yrs., Occu.: Pediatric
Nurse Incharge, R/O. C/O. Government Medical College And Hospital
Nagpur.

36) Ku. Shital Pandhari Bansod @ Mrs. Shital Sandip Roy, Aged: 41 Yrs.,
Occu.: Staff Nurse, R/O. C/O. Government Medical College And Hospital
Nagpur.

37) Smt. Sangita Rakhama Nagare Aged: 39 Yrs., Occu.: Psychiatric
Incharge Sister, R/O. C/O. Government Medical College And Hospital
Nagpur.

38) Ku. Namrata Narayanrao Rewatkar @ Mrs. Namrata Dharmendra
Dhage, Aged: 45 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical
College And Hospital Nagpur.

39) Ku. Sindhu Yogiraj Bhagat @ Mrs. Sindhu Ravindra Pardhi, Aged: 44
Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And
Hospital Nagpur.

40) Ku. Sunita Chintaman Dhakate @ Mrs. Sunita Sanjay
Patansawangikar Aged: 44 Yrs., Occu. Staff Nurse, R/O. C/O. Government
Medical College And Hospital Nagpur.

41) Ku. Jaymala Jagobaji Pathade @ Mrs. Jaymala Prashant Pawar, Aged:
44 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And
Hospital Nagpur.

42) Ku. Archana Vasantrao Raut Mrs. Archana Praful Borkar, Aged: 41
Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And
Hospital Nagpur.

43) Ku. Swati Arjun Kurvey @ Mrs. Swati Rahul Chichkhede Aged: 42
Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College And
Hospital Nagpur.

- 44) Ku. Shobha Naneshwar Sakharkar @ Mrs. Suchita Sachin Vaidya
Aged: 40 Yrs., Occu. : Staff Nurse, R/O. C/O. Government Medical College
And Hospital Nagpur.
- 45) Ku. Archana Rajkumar Wanode, Mrs. Archana Vasantrya Sarode,
Aged: 47 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College
And Hospital Nagpur.
- 46) Mrs. Ranjana Pankaj Dadulwade @ Ku. Ranjana Shrawanji
Sathawane, Aged: 44 Yrs., Occu. : Staff Nurse, R/O. C/O. Government
Medical College And Hospital Nagpur.
- 47) Ku. Jyoti Gopalkrushna Tekade @ Mrs. Namita Rajendra Talmale,
Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College
And Hospital Nagpur.
- 48) Ku. Leenatai Devrao Barai @ (Mrs. Leena Yogendra Dabre) Aged: 42
Yrs., Occu. : Staff Nurse, R/O. C/O. Government Medical College And
Hospital Nagpur.
- 49) Mrs. Suwarna Swapnil Hande @ Ku. Suwarna Waghmode,
Aged: 40 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College
And Hospital Nagpur.
- 50) Ku. Samradnyee Shrikrishanrao Nimkar @ Mrs. Samradnyee Lalit
Kothe, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical
College And Hospital Nagpur.
- 51) Smt. Meena Shivprasad Sharma, Aged: 39 Yrs., Occu. Staff Nurse, R/O.
C/O. Government Medical College And Hospital Nagpur.
- 52) Kiran Chandraprakash Chakole, Aged: 40 Yrs., Occu. Staff Nurse, R/O.
C/O. Government Medical College And Hospital Nagpur.
- 53) Shobharatna Padambahadur Gurung, Aged: 45 Yrs., Occu. Staff Nurse,
R/O. C/O. Government Medical College And Hospital Nagpur.
- 54) Ku. Chhaya Hansraj Ghodmare @ Mrs. Chhaya Ramchandra Dharne,
Aged: 52 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College
And Hospital Nagpur.

55) Ku. Mamta Jaichand Chaudhary @ Mrs. Mamta Vinod Kanojia, Aged: 46 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

56) Ku. Ranjita Tarachandji Rinait @ Mrs. Ranjita Premchand Patle, Aged: 43 Yrs., Occu.: Staff Nurse R/O. C/O. Government Medical College And Hospital Nagpur.

57) Ku. Sushama Ganpatrao Uge Mrs. Sushama Bipin Kuje, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

58) Ku. Nishat Sayeed Ansari @ Mrs. Nishat Bano Mohammad Sayeed Aged: 38 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

59) Ku. Pushpa Ishwar Raut @ Mrs. Siddhita Ganesh Patil, Aged: 45 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

60) Ku. Nilima Babarao Jambhulkar @ Mrs. Nilima Avinash Choudhary, Aged: 45 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

61) Ku. Vandana Pandhurang Girhe @ Mrs. Vandana Pravin Dongre, Aged: 44 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

62) Ku. Sarika Ramchandra Fatinge @ Mrs. Sarika Rushikesh Khond, Aged: 43 Yrs., Occu.: Staff Nurse R/O. C/O. Government Medical College And Hospital Nagpur.

63) Ku. Leelima Krishnarao Rewatkar @ Mrs. Leelima Ajay Pande, Aged: 46 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

64) Ku. Renju Rajshekharan Pillai @ Mrs. Renju Charles Francis, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

65) Shama Sattar Sheikh, Aged: 41 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

66) Ku. Mala Uttamrao Maliye @ Mrs. Mala Pundlik Gurnule @ Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

67) Ku. Anita Ramdas Rathod @ Mrs. Anita Harish Chavhan, Aged: 44 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

68) Ku. Payal Shankarrao Mahalle @ Mrs. Payal Vivek Khadse, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

69) Ku. Meena Kalicharan Waghmare @ Mrs. Meena Rupkumar Pagarwar, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Nagpur.

70) Ku. Aparna Sudhakar Waghmode @ Mrs. Aparna Pawan Sargar, Aged: 38 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College And Hospital Chandrapur, Dist. Chandrapur.

71) Ku. Jotsna Vitthal Bhure @ Mrs. Jotsna Sandip Murkut, Aged: 40 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

72) Ku. Rekha Shankar Yerra @ Mrs. Rekha Parvatisam Jenaya, Aged: 44 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

73) Ku. Meena Shankar Yerra @ Mrs Meena Someshwarrao Sappati Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

74) Ku. Anita Shyambihari Bihaut @ Mrs. Anita Mohan Kanojiya, Aged: 47 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

75) Ku. Charlotte Xavier James @ Mrs. Charlotte Elwyn Dass, Aged: 51 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

76) Ku. Priti Bhaiyalal Atram @ Mrs. Priti Sandip Masram, Aged: 37 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

77) Ku. Leena Sukhdev Shegekar @ Mrs. Bhairavi Nilesh Patke, Aged: 46 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

78) Ku. Chandrakala Bakaram Madavi @ Mrs. Chandrakala Shivcharan Parteti, Aged: 44 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

79) Ku. Geeta Walke @ Mrs Geeta Chandrashekhar Uikey, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

80) Ku. Nitu Moreshwar Lambat @ Mrs. Nitu Sunil Thombre R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

81) Ku. Dipali Vasantrao Deshmukh @ Mrs. Dipali Sandiprao Deotale, Aged: 41 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

82) Ku. Leena Raghunath Madankar @ Mrs. Leena Atul Bondre, Aged: 44 Yrs., Occu, Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

83) Ku. Sunita Ambadas Tale @ Mrs. Sunita Madhusudan Muley, Aged: 53 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

84) Ku. Mangala Ajabrao Sarode @ Mrs. Meenal Manoj Bawankule, Aged: 41 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

85) Ku. Vidya Kanteshwarji Tiple @ Mrs. Vidya Parmanandji Gabhane, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

86) Ku. Rupali Murlidhar Bhangde @ Mrs. Rupali Abhay Ambagade, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

87) Ku. Saritha Kunhi Kannan @ Mrs. Saritha Muralidharan Nair, Aged: 48 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

88) Ku. Pushpa Madhukar Warthi @ Mrs. Pushpa Nitin Masram, Aged: 44 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

89) Ku. Usha Babanrao Wanjari @ Mrs. Usha Bhupesh Hatwar, Aged: 41 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

90) Ku. Savita Ashokrao Pasare @ Mrs. Savita Ashish Bobade, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

91) Ku. Laxmi Jayaraj Parteki @ Mrs. Laxmi Jitendra Kokarde, Aged: 44 Yrs., Occu. : Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

92) Ku. Kammo Chandrabhan Kowe @ Mrs. Rupali Janardhan Surpam Aged: 44 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

93) Ku. Sunita Vyasmuni Atram @ Mrs. Sunita Anant Kangali, Aged: 47 Yrs., Occu.: Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

94) Ku. Omeshwari Sukhdev Kirpankar @ Ku. Omeshwari Chandrakant Wagh, Aged: 47 Yrs., Occu. : Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

95) Ku. Archana Dnyaneshwar Nimje @ Mrs. Archana Satish Kohad, Aged: 43 Yrs., Occu. : Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

96) Ku. Pallavi Namdeorao Dodke @ Mrs. Pallavi Ravindra Jivtode, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

97) Ku. Meena Jivan Khambalkar @ Mrs. Meena Sanjay Suryawanshi, Aged: 41 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

98) Ku. Rajshri Rameshwar Atram @ Mrs. Rajshri Ashwin Masram, Aged: 40 Yrs., Occu. Staff Nurse, R/O. C/O. I.G.G.M.C.H. Nagpur.

99) Ku. Sunita Nanaji Chafle @ Mrs. Sunita Chhatrapati Umekar, Aged: 37 Yrs., Occu. : Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

100) Ku. Sunita Dhanraj Tiwaskar @ Mrs. Kalyani Ajay Gaikwad, Aged: 48 Yrs., Occu. : Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

101) Ku. Sushma Prashant Ingole @ Mrs. Radhika Rajesh Vinchurkar, Aged: 53 Yrs., Occu. Staff Nurse, R/O. C/O. Indira Gandhi Government Medical College (I.G.M.C.) and Hospital Nagpur.

102) Ku. Seema Prakash Sule @ Mrs. Seema Ananta Parekar, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Super specialty Hospital, Akola.

103) Ku. Sonali Sadashiv Dangat, Aged: 38 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College, Akola.

104) Ku. Cicilia Pramod Timothy @ Cicilia Abhijeet Bhosale, Aged: 41 Yrs., Occu. : Staff Nurse, R/O. C/O. Government Medical College, Akola.

105) Ku. Chanda Haribhau Bhagwat @ Mrs. Chanda Mahendra Charthal, Aged: 43 Yrs., Occu. Staff Nurse, R/O. C/O. Government Medical College, Akola.

106) Ku. Anita Arjun Mule @ Mrs. Anita Bhushan Bagde, Aged: 41 Yrs., Occu.: Staff Nurse, R/O. C/O. G. M. C., Akola.

107) Ku. Alka Nagnath Kamble @ Mrs. Alka Sunil Dongare, Aged: 46 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College, Akola.

108) Ku. Madhuri Ramchandra Tatkare @ Mrs. Madhuri Dinesh Khatate, Aged: 42 Yrs., Occu.: Staff Nurse, R/O. C/O. Government Medical College, Akola.

109) Mr. Amol Mahadevrao Khade, Aged: 44 Yrs., Occu.: Psychiatric Incharge, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

110) Ku. Sushma Shyamrao Meshram @ Smt. Sushama Mahesh Autkar, Aged: 43 Yrs., Occu.: Public Health Incharge, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

111) Mr. Sawankumar Devdas Nagrale, Aged: 40 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

112) Smt. Shelley Joseph Michael, Aged: 40 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

113) Ku. Nanda Haribhau Jungare @ Smt. Nanda Nilesh Sable, Aged: 42 Yrs., Occu.: Staff Nurse, R/O, C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

114) Ku. Jayshree Manohar Bhagat, Aged: 45 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

115) Ku. Seema Sudhakar Gawande @ Mrs. Seema Prakash Shete, Aged: 42 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

116) Ku. Jyoti Chandrabahadur Chhatri @ Mrs. Jyoti Deepraj Gawali, Aged: 40 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

117) Ku. Kalpana Gulabrao Hirudkar @ Mrs. Kalpana Wasudevrao Thombare, Aged: 45 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

118) Ku. Vidya Ramkrushna Talmale @ Mrs. Vidya Pranay Mahajan, Aged: 41 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

119) Ku. Sangita Shriramji Gedam @ Mrs Sangita Ghanshyam Alame, Aged: 44 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

120) Smt. Malu Chirkutrao Khairkar, Aged: 47 Yrs., Occu. Staff Nurse, R/O, C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

121) Ku. Seema Pundlikrao Kudmethe @ Mrs. Seema Jayendra Madavi Aged: 40 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

122) Ku. Anita Shankar Sonawane, Aged: 55 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

123) Ku. Anita Rameshrao Dhore, Aged: 45 Yrs., Occu. Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

124) Ku. Pooja Dashrath Madavi @ Mrs. Pooja Prashant Gharade, Aged: 45 Yrs., Occu.: Staff Nurse, R/O. C/O. Dr. S.V.N.G.M.C & Hospital, Yavatmal.

125) Sulbha Tulshiram Naik, Aged: 42 Yrs., Occu.: Staff Nurse, R/O. C/O. G. M. C., Akola.

126) Ku. Shalu Ramaji Enwane @ Mrs. Shalu Nilesh Kumare, Aged: 45 Yrs., Occu.: Staff Nurse, R/O. C/O. Rural Health And Training Centre Saoner, Dist. Nagpur.

127) Smt. Asha Datta Kodape, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. Rural Health And Training Centre Saoner, Dist. Nagpur.

128) Vaishali Ramchandra Raut, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. G.M.C. Nagpur, Dist. Nagpur.

129) Ku. Manjula Rameshwar Dhurve @ Sau. Manjula Devendra Gedam, Aged: 42 Yrs., Occu. Staff Nurse, R/O. C/O. G.M.C. Nagpur, Dist. Nagpur.

Applicants.

Versus

- 1) State of Maharashtra,
Through its Secretary,
Health Department,
Mantralaya, Mumbai-32.
- 2) The Directorate of Medical Education
and Research Mumbai through its Director,
Government Dental College and
Hospital Building St. Gorge Hospital Compound,
Near C.S.T. Mumbai 01.
- 3) The Commissioner,
Medical Education and Medicine Drugs Department, Mumbai.

Respondents

S/Shri P.S. Kshirsagar, Gaurav Gadge, Id. Advocates for the applicants.

Shri S.A. Sainis, Id. P.O. for the respondents.

Coram :- Hon'ble Shri M.A.Lovekar, Member (J).

COMMON JUDGMENT

Judgment is reserved on 22nd February,2024

Judgment is pronounced on 28th February,2024.

Heard Shri P.S.Kshirsagar, Id. counsel for the applicants and
Shri S.A. Sainis, Id. P.O. for the Respondents.

2. These O.As. which involve common issue are being decided
by this common judgment.

3. The applicants in O.A. No. 1075/2023 are working as Lecturer. M.P.S.C. started their recruitment process by issuing advertisement dated 30.03.2005. They were appointed by G.R. dated 24.08.2006. The applicants in O.A. No. 1306/2023 are working as Staff Nurse. Process of their recruitment started by issuing advertisement dated 22.08.2005 but they were appointed after 01.11.2005.

4. It is the contention of all these applicants that they are entitled to benefits of old pension scheme which was replaced by G.R. dated 01.11.2005. Hence, these Original Applications.

5. In common judgment dated 11.08.2023 (in W.P.Nos. 1893/2020 and 3746/2023) the Hon'ble Bombay High Court held and observed as follows:-

“(9) We direct the Chief Executive Officers of the Respondent - Zilla Parishad, to examine the case of each of the members of Petitioner - Association within five weeks from the date the order is uploaded (after amendment is carried out to the Petitions) and if the recruitment process in respect of each of these Gramsevaks has commenced before 1 November 2005, then they shall proceed to extend the benefits as were directed to be given by the Division Bench in the cases of Khillari Rajendra Eknath and Ors. vs. The State of Maharashtra and Ors. and Rahul Laxmikant Kontamwar. In case, the Chief Executive Officer, upon examination, finds that any individual case is not covered by the above mentioned position of law, then a speaking order giving detailed reasons be passed and communicated to the concerned individual Gramsevak.

(10) We must observe here that the Division Bench in the case of Khillari Rajendra Eknath has issued general directions to the State of Maharashtra for issuance of a Government Resolution similar to the Office Memorandum of the Central Government dated 3 March 2023 directing that all employees whose recruitment process commenced

before 1 November 2005 would be governed by the provisions of Old Pension Scheme under the Rules of 1982, notwithstanding their actual appointments taking place after 1 November 2005. We reiterate such directions as they will prevent needless litigations by similarly placed employees. We expect the State Government to issue necessary Government Resolution within a period of six weeks from today.”

6. On 02.02.2024 Finance Department of Government of Maharashtra has issued a G.R. which *inter alia* states:-

दि. ०१.११.२००५ पूर्वी पदभरती जाहिरात/अधिसूचना निर्गमित झालेल्या प्रकरणी शासन सेवेत दि. ०१.११.२००५ रोजी किंवा त्यानंतर रुजू झालेल्या शासकीय अधिकारी/कर्मचारी यांना केंद्र शासनाच्या धर्तीवर महाराष्ट्र नागरी सेवा निवृत्तीवेतन नियम, १९८२, महाराष्ट्र नागरी सेवा (निवृत्ती वेतनाचे अंशराशीकरण) १९८४ व सर्वसाधारण भविष्य निर्वाह निधी व अनुषंगिक नियमाच्या तरतुदी लागू करण्यासाठी एक वेळ पर्याय (One Time Option) देण्यात येत आहे.

7. This being the position, the O.As. can be disposed of by issuing necessary directions to the respondents. The respondents are directed to verify whether recruitment process of each of these applicants had started before 01.11.2005. To those of the applicants whose recruitment process had started before 01.11.2005, benefits of old pension scheme shall be extended as per G.R. dated 02.02.2024. In case, upon examination it is found that any individual applicant is not covered by the above mentioned position of law, then a speaking order shall be passed and communicated to the concerned individual. **This**

exercise shall be completed within two months from today. No order
as to costs.

Member (J)

Dated :- 28/02/2024.
aps

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of Steno : Akhilesh Parasnath Srivastava.

Court Name : Court of Hon'ble Member (J).

Judgment signed on
and pronounced on : 28/02/2024.

Uploaded on : 29/02/2024.