

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 11201 of 2017**

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YASHVANTLAL MADHUBHAI PATEL & 5 other(s)
Versus
STATE OF GUJARAT & 3 other(s)

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Appearance:

MR DIPEN DESAI(2481) for the Petitioner(s) No. 1,2,3,4,5,6
DS AFF.NOT FILED (N)(11) for the Respondent(s) No. 3
GOVERNMENT PLEADER(1) for the Respondent(s) No. 1
MS. KRUTI M SHAH(2428) for the Respondent(s) No. 4
NOTICE SERVED BY DS(5) for the Respondent(s) No. 2

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CORAM: HONOURABLE MR. JUSTICE A.S. SUPEHIA

Date : 21/09/2021

ORAL ORDER

1. Learned advocate Mr. Dipen Desai for the petitioners has submitted that the State Authorities have already passed the order dated 16.10.2017 granting the benefit of 6th pay commission. However, the period from 01.01.2006 to 30.09.2017 is treated as notional. He has further submitted that the Nagarpalika is not implementing the aforesaid order.
2. Learned AGP is directed to file an appropriate affidavit explaining as to why the period from 01.01.2006 to 30.09.2017 as stated in the order 16.10.2017 is treated as notional.
3. Learned AGP shall also specifically tender explanation that whether the order dated 16.10.2017 is required to be implemented by the respondent Nagarpalika or not or the same remains only as to empty formality. In case, it is found that Nagarpalika is required to implement the orders of State Authorities, the authority should under take the necessary procedure for getting the order dated

16.10.2017 implemented by the respondent – Nagarpalika.

4. The matter is kept for hearing on 08.10.2021.

VARSHA DESAI

(A. S. SUPEHIA, J)