

Pdp

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO. 2274 OF 2021**

**Renuka Ramchandra Ghonge & Ors. .. Petitioners  
Versus  
The State of Maharashtra & Ors. .. Respondents**

**WITH  
WRIT PETITION NO. 2275 OF 2021  
WITH  
INTERIM APPLICATION NO. 20034 OF 2022**

**Rahul Tukaram Vidhate & Ors. .. Petitioners  
Versus  
The State of Maharashtra & Ors. .. Respondents**

**WITH  
WRIT PETITION NO. 2277 OF 2021**

**Savita Sitaram Borce & Ors. .. Petitioners  
Versus  
The State of Maharashtra & Ors. .. Respondents**

Mr. Pramod Kulkarni for petitioners.  
Mr. B. V. Samant, AGP for State.  
Ms. Bhairavi A. Ranpise for respondent nos.7 and 8.

**CORAM: S. V. GANGAPURWALA, ACTING CJ. &  
SANDEEP V. MARNE, J.**

**DATE: MARCH 30, 2023**

**P.C.:**

- 1.** The grievance of the petitioners appears to be (i) equal pay for equal work and (ii) regularization in service.
- 2.** The petitioners were appointed on contractual basis. According to the respondents, the petitioners are appointed as MBBS candidates were not available. Reliance is placed on

Government Resolution dated 26<sup>th</sup> May, 1981. According to the petitioners 25% post at the Primary Health Centres and Primary Health Units are to be filled in from BAMS doctors. According to Mr. Kulkarni, learned counsel for the petitioners, no post of BAMS doctor in the Primary Health Centres and Primary Health Units are filled in for more than 15 years.

**3.** The learned AGP seeks time to take instructions regarding the salary to be paid to the petitioners and also whether the posts were ever advertised for filling in from BAMS doctors in Primary Health Centres and Primary Health Units as contemplated under Government Resolution dated 26<sup>th</sup> May, 1981.

**4.** At the request of learned AGP, stand over to 26<sup>th</sup> April, 2023.

**(SANDEEP V. MARNE, J.)**

**(ACTING CHIEF JUSTICE)**

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signed by  
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DASHARATH  
PANDIT  
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