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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

19 WRIT PETITION NO. 12106 OF 2017

DNYANESHWAR TATERAO MALODE AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Mr.V.V.Deshmukh, Advocate for the petitioners.
Mr.K.B.Jadhavar, AGP for the respondent/State.

(CORAM : KISHORE C. SANT AND
SUSHIL M. GHODESWAR, JJ.)

DATE : 4 MAY, 2026

PER COURT :

1. Heard the learned Advocates for the respective parties.
2. By way of this petition, the petitioners have sought declaration that they are entitled for benefits under the old pension scheme.
3. The learned AGP informs that now the issue involved in this Writ Petition is decided by the Full Bench of this Court in the case of *Dilipkumar Bhagwan Deshmukh and others vs. The State of Maharashtra and others, 2019(3) Mh.L.J. 903*. The learned AGP further



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informs that the said judgment is now under challenge before the Hon'ble Supreme Court. The Hon'ble Supreme Court has granted leave and the matter is, therefore, pending before the Supreme Court. He thus, prays that the present petition needs to be disposed of.

4. This Court finds that since the issue is already covered by the Full Bench judgment passed by this Court, the Writ Petition stands disposed of.

5. It is open for the petitioners that in case, in the SLP if the judgment of the Full Bench is reversed/ modified, the petitioners will have a liberty to approach this Court again.

(SUSHIL M. GHODESWAR, J.)

(KISHORE C. SANT, J.)