

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

905 WRIT PETITION NO.7187 OF 2015

**RAJENDRA RAMAJI DHAWALE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioners : Ms. Pradnya Talekar i/b. Mr. S. B. Talekar For
Petitioner Nos. 1, 4-11, 19-23, 33, 34, 13 to 18, 24 to 26, 30 to 32.

Talekar S.B. for P/1,4-11,19-23 And 33 And 34

AGP for Respondents: Mr. V. J. Dixit, Senior Counsel

Advocate for Respondents : Mr. Deshmukh Rajendra S.

...

**CORAM : T.V. NALAWADE &
SUNIL. K. KOTWAL, JJ.**

DATE : 27th February, 2019

PER COURT:

. Seen the order made by this Court on 22.02.2019. This Court had already made it clear that this Court will be considering the claims in respect of different cadres and first it will consider the claim of Stenographers.

2. The submissions made, show that the State Government has accepted the recommendations made by Shetty Commission to create three tier system for cadre of Stenographer in place of four tier system which was in existence in this State. The State Government has

studied the consequences of the creation of three tier system and accordingly financial implementations are also considered by the State Government. After that Government Resolution dated 15.09.2018 came to be issued and it mentioned that this decision will be applicable from the date of the Government Resolution i.e. 15.09.2018. This Court has carefully gone through the Government Resolution. In the Government Resolution, there is also mentioned in condition No. 3 that it will be necessary to take further approval of high power committee of the Secretaries or in respect of staffing patron of the cadre of stenographers. This Court has gone through the posts which were available and the posts which are created by the State Government for creation of three tier system. No further study is required as per the opinion formed by this Court. This Court has already observed that at least in three Districts from the State, the Government Resolution is implemented and the amalgamation of the four tier system into three tier system has taken place. The claim of the petitioners that they are entitled to the amalgamation from the year 2003 and accordingly they are entitled to get consequential benefits will be decided by this Court on merits subsequently but at least as interim measure, this Court is hereby directing the respondent No. 2 to see that Government Resolution dated 15.09.2018 is implemented in all the districts of this State, wherever there is four tier

system of stenographer cadre is in existence. The implementation is to be done for the time being w.e.f. 15.09.2018 and the benefits are to be given accordingly at present. This is to be done within 45 days from today. The amalgamation is to be done as per the posts already sanctioned and as per the chart given along with the Government Resolution dated 15.09.2018.

3. The Registrar (Admn) is to collect and place before this Court the unit staff sanctioned for each establishment like establishment of District Court, Court of Civil Judge, Senior Division and Court of Civil Judge, Junior Division at Tahsil places, and also the establishment of C.J.M. He is also to supply information with regard to the unit staff made available to every Additional Judge posted on each establishment. Information is to be kept ready by 10.30 am tomorrow. List the matter in urgent category on 28.02.2019.

4. Authenticated copy be supplied to the parties.

(SUNIL. K. KOTWAL, J.)

(T.V. NALAWADE, J.)