

IN THE HIGH COURT OF JUDICATURE AT BOMBAY, BENCH AT AURANGABAD
WRIT PETITION NO. 5014 OF 2015

Dr. Madhukar Pandharinath Aghav & others... PETITIONERS VERSUS The State of Maharashtra & others... RESPONDENTS Shri A.N. Nagargoje, Advocate for petitioners Shri D.V. Tele, A.G.P. for State Shri Alok Sharma, Assistant Solicitor General for Respondents. **WITH WRIT PETITION NO.5016 OF 2015** Suhas Tukaram Kolikar and others.... PETITIONERS VERSUS The State of Maharashtra & others... RESPONDENTS Shri N.S. KADAM, Advocate for petitioners Shri D.V. Tele, A.G.P. for State Shri Alok Sharma, Assistant Solicitor General for Respondents. **WITH WRIT PETITION NO. 5029 OF 2015** Dr. Ramesh Mohanrao Dhondge...PETITIONER VERSUS The State of Maharashtra & others...RESPONDENTS Shri S.M. Kadam, Advocate for petitioner Shri S.K. Kadam, A.G.P. for State Shri Alok Sharma, Assistant Solicitor General for R.No.4

CORAM : S. S. SHINDE & P. R. BORA, JJ.
DATED : 30th April, 2015.

PER COURT :

Not on board. Taken on board.

2. Perused the order passed by the Supreme Court in Civil Appeal No. 10759 of 2013 and other connected matters, dated 25th March, 2015.

3. Rule.

4. Respective counsel for respondents waive service of Rule.

5. In view of the notification dated 4.11.2008, issued by the University Grants Commission, the petitioners, who have not passed NET/SET examination, but who have

completed six years of service as on the date should be entitled to benefits of Career Advancement Scheme only for purpose of pay scales. **The respondents shall release the monetary benefits accruable to the petitioners in terms of above, as expeditiously as possible, preferably within a period of 12 weeks from today.**

6. The above interim order shall be subject to final outcome of the writ petitions as well as the decision of the Supreme Court in above referred Civil Appeal and other connected matters.

(P.R. BORA, J.)

(S.S. SHINDE, J.)

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANIZATIONS : AIFUCTO

DEMONSTRATION

at UGC office -ITO on

19th June, 2015 at 11 a.m

DEMANDING (1) IMMEDIATE CONSTITUTION OF PAY REVIEW COMMITTEE,

(2) SCRAPING API & (3) RESOLVING OTHER ISSUES.

URGENT COMMUNICATION FROM
GENERAL SECRETARY
18.05.2015

Dear Friends,

Greetings.

We want to make a presentation regarding API before the UGC Committee to relook at API. Please send your suggestions on API by Tuesday evening (19TH MAY,2015). Please discuss with your members about the issue & request them to send their suggestions to UGC with a copy to aifucto.gs@gmail. com

2. **Next phase of our movement :** Demonstration at UGC office -ITO on 19th June,2015 at 11 a.m demanding immediate constitution of pay review committee,scraping API & resolving other issues.Inform

all affiliates so that their members participate in the demonstration & NEC meeting.

3.The next NEC meeting will be held on 19 th June,2015 after the demonstration.

4. Please ensure that all universities & colleges send emails as suggested in circulars to Minister, HRD (hrdministry@gov.in) with cc to pstohrd@gov.in, secy.dhe @nic.in & aifucto.gs@gmail.com We emphasize once again that e-mail is a must since you will get an automatic reply to your mail. Then send the hard copy to Minister & PMO

5. Visit facebook account of AIFUCTO AIFUCTO Gs regularly for updates

Regards
Asok Barman, General Secretary

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS
AIFUCTO

23/2/1A, K.B. Sarani, (Near East Mail Road Post Office), Kolkata - 700 080 (West Bengal). Ph.: 033-25594170 Mobile: 98312 76815 Email: asok.barman@gmail.com/aifucto.gs@gmail.com; Website: www.aifucto.org
(Regd. Under Act XXI of 1860)

Circular No. 06/2014-15 : 03.05.2015

Dear Friends,

Congratulations for the massive response to the AIFUCTO letter campaign to Minister, Human Resource Development, Govt. of India. Thousands of emails & letters reached Minister's office. However, universities & colleges of some states have not yet sent the emails & letters. **We request the leaderships in all states to ensure full participation in the campaign as early as possible.**

The performance of some state affiliates in sending emails & letters are highly encouraging. Uttar Pradesh, Punjab, Tripura, Tamilnadu, Maharashtra, Manipur, Pondicherry units have done exceedingly well. We expect other states to take a stock, ensure that mails are sent as early as possible & report to the central leadership the latest positions of the progress of the campaign. Please remember that we must show our real strength in the campaign. **The MHRD should understand the extent of dissatisfaction & frustration they created among teachers in higher education throughout the country.**

Friends, the central leadership are doing everything to highlight the insensitivity. All mails sent to Minister, HRD must be sent to aifucto.gs@gmail.com as cc so that the system generated reply from Minister's office is kept with us as record. Some universities & colleges' teachers have not followed this direction & sent copy to us separately. Further, since the email-hrd@gov.in is not in operation now we informed by last circular, website, facebook posting & mail that mails should be sent to: hradminstry@gov.in & copies as advised. Some units have reported that the mail sent to-pstohrd@nic.in could not be delivered.

NOTICE

All the concerned Advocates and parties appearing in person in Writ Petitions pending in this Court are hereby informed that The Supreme Court of India has passed the order on 25/03/2015 directing to place the matters pertaining to The Maharashtra Universities Act, 1994 wherein the parties have sought benefits under NET/SET regarding their appointments and incidental benefits thereto, or such other petitions wherein Maharashtra Federation of Universities and College Teachers Organization (MFUCTO) is a party, and/or the petitions pertaining to the subject mentioned above and coming within the purview of order dated 25/03/2015 passed by The Supreme Court of India in Civil Appeal No.10759 of 2013 (State of Maharashtra Vs. Asha Ramdas Bidkar).

Therefore, Advocates and/or parties appearing in person in such matters are hereby requested to submit their list of such matters to the Civil Writ Petition Branch as early as possible so as to enable us to constitute a Bench at the Principal Seat of the Bombay High Court as per the directions of The Supreme Court of India.

High Court, Appellate Side
BY ORDER
Bombay, 29 April, 2015

sd/- (V. A. Dhavas)
Deputy Registrar
Civil Writ Petition Branch

Minister's refusal to meet the leaders continues. We have once again written to Hon'ble Minister, HRD with a request to meet us. Even when we went to Shastri Bhawan on 13th March neither Minister nor did any top officer meet us to receive our memorandum. No appointment given by Secretary, Higher Education It is very surprising that our request to Secretary, HE, HRD has also been not answered. We made queries with his office only to know that he cannot meet us now. We have pointed out in our letter to him there is total inaction on the part

महाराष्ट्र शासन

सहसंचालक (उच्च शिक्षण), नागपूर विभाग,

जुने मॉरीस कॉलेज इमारत परिसर, नागपूर

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क्र.उशिनाग/कॅसप्रपत्र/बि.नेटसेट/१४३८/१५:दिनांक:-११/०३/२०१५

अत्यंत महत्वाचे/प्राधान्याने कार्यवाही

प्रति, प्राचार्य

सर्व अशासकीय अनुदानित महाविद्यालये नागपूर विभाग नागपूर

विषय :- मा. उच्च न्यायालय खंडपीठ नागपूर यांचे बिगर नेट-सेट अधिव्याख्यात्यांची स्थाननिश्चिती करण्याबाबतचे आदेश तसेच अर्हताधारक पात्र इतर नियमित अधिव्याख्यात्यांची स्थाननिश्चिती संदर्भात करावयाची कार्यवाही.

वरील विषयान्वये मा. उच्च न्यायालय खंडपीठ नागपूर यांचे आदेशानुसार विभागातील बिगर नेट-सेट अधिव्याख्यात्यांची स्थाननिश्चिती तसेच अर्हताधारक इतर पात्र नियमित अधिव्याख्यात्यांची स्थाननिश्चिती प्रकरणे यावर या कार्यालयाकडून कार्यवाही करण्यात येत आहे. त्याकरीता संबंधित अधिव्याख्यात्यांची स्थाननिश्चिती समितीची बैठक आयोजित करणे व त्याकरीता शासकीय प्रतिनिधीची मागणी आपले स्तरावरून करण्यात येत असून अनेक महाविद्यालयांना शासकीय प्रतिनिधींची नावे कळविण्यात आलेली आहे. परंतु यानंतर (सदर पत्राचे दिनांकापासून) या कार्यालयास स्थाननिश्चितीकरीता शासकीय प्रतिनिधींची मागणी करतांना संबंधित महाविद्यालयाने स्थाननिश्चितीस पात्र बिगर नेट-सेट अधिव्याख्यात्यांची तसेच स्थाननिश्चितीस पात्र इतर अर्हताधारक नियमित अधिव्याख्यात्यांची माहिती यासोबत जोडलेल्या कॅस संबंधी प्रपत्र अ मध्ये भरून त्यावर प्राचार्य व संबंधित अधिव्याख्यात्यांची स्वाक्षरी घेऊन त्या कार्यालयास सादर करावी. एकापेक्षा जास्त अधिव्याख्याते असल्यास प्रत्येकाची माहिती ही स्वतंत्र प्रपत्रात देण्यात यावी.

स्थाननिश्चिती समितीची बैठक सुरु होण्यापूर्वी यासोबत जोडलेले कॅस अंतर्गत स्थाननिश्चितीबाबतचे प्रपत्र व हे कॅस समितीतील सर्व सदस्यांना उपलब्ध करून देण्याची जबाबदारी ही संबंधित महाविद्यालयाचे प्राचार्य यांची राहिल तसेच प्रपत्र व मध्ये अचूक माहिती भरलेली असावी. स्थाननिश्चितीमध्ये वरिष्ठश्रेणी, निवडश्रेणी तसेच श्रेणीवाढ (सहयोगी प्राध्यापक श्रेणी) याबाबत स्वतंत्र प्रपत्रे व स्थाननिश्चितीच्या सर्व प्रतिनिधींच्या स्वाक्षरी घेऊन संबंधित अधिव्याख्यात्यांचे नस्तीसोबत जोडलेली असावी. स्थाननिश्चिती करतांना एकापेक्षा जास्त अधिव्याख्याते असल्यास प्रत्येकाची माहिती ही स्वतंत्र प्रपत्रात देण्यात यावी व त्यावर स्थाननिश्चितीच्या सर्व प्रतिनिधींच्या स्वाक्षर्या घेण्यात याव्यात.

स्थाननिश्चिती मंजूरीची प्रकरणे या कार्यालयास सादर करतांना संबंधित अधिव्याख्यात्यांचे स्थाननिश्चितीच्या नस्तीसोबत माहिती भरलेली सदर प्रपत्रे व जोडलेली असल्यास या कार्यालयास कार्यवाही करणे सुलभ होईल.

सहपत्र :- विहित प्रपत्रे अ, ब वरीलप्रमाणे

सहसंचालक उच्चशिक्षण
नागपूर विभाग नागपूर

of MHRD regarding teachers' issues. We are shocked at the treatment we are getting from Minister & Secretary. If an organisation representing entire teaching community in the states are completely ignored by Govt. of India. Only a strong united movement can make them desist from such undemocratic behaviour.

CONSTITUTION OF 7TH PAY REVIEW COMMITTEE- NO PROGRESS YET : There is no action by the Govt. about the constitution of 7th pay review committee. We have written a number of times to the Minister, Secretary-HE & UGC Chairman about the delay in this matter. There is complete silence though the Govt. has been regularly giving statements about the Central pay Commission in Lok Sabha. Even when the matter was raised in Parliament by some members, the Govt. have not given any answer. The total approach of the Govt. to the teachers' issues is negative & causing great resentment among the teachers in higher education. The MHRD is showing extreme indifference to all our issues

UGC COMMITTEE ON API : The UGC has constituted a committee to relook at API & sought suggestions /comments from only the Vice Chancellors. We have welcomed the move but raised strong objections to this attitude of UGC to consult only the Vice Chancellors. This is in sharp contrast with the practices followed by UGC in the past as teachers' views were always given importance. We rejected API & wanted its scrapping in the past. There is complete chaos regarding the appointment & promotion norms since 2010 & the teachers are being harassed continuously. We sought an appointment with the Committee & demanding that all teachers are promoted on the basis of regulations 2000.

NEC DECISIONS - REMINDER : (1) NEC MEETING HELD ON 14TH MARCH DECIDED THAT A LETTER TO BE SENT TO MINISTER, HRD WITH COPIES TO PRIME MINISTER, SECRETARY (HE), PS TO MINISTER, HRD & AIFUCTO. (2) ALL TEACHERS, LIBRARIANS, DPES WILL SIGN THE LETTER (3) SEND HARD COPIES TO MHRD & PRIME MINISTER BY SPEED POST. (A) OFFICE OF MHRD: ROOM NO 301, C WING SHASRTI BHAWAN NEW DELHI-

नेट-सेट मुक्त शिक्षकांच्या बाबतीत, मा. सर्वोच्च न्यायालयाच्या १८ नोव्हेंबर २०१३ च्या अंतरिम आदेशानुसार, मा. मुंबई उच्च न्यायालयाच्या विविध खंडपीठांनी २५ मार्च २०१५ नंतर, दिलेल्या न्यायनिर्णयांची सूची : चौथी सूची

मा. सर्वोच्च न्यायालयाने दिनांक २५ मार्च २०१५ रोजी एक महत्त्वपूर्ण आदेश पारित करून नेट-सेट मुक्त शिक्षकांची सर्व प्रकरणे मा. मुंबई उच्च न्यायालयाकडे सुनावणीसाठी पाठविली आहेत. तो निर्णय सन २०१५ च्या नुटा बुलेटीनच्या पृष्ठ ४१ व ४२ वर प्रसृत करण्यात आलेला आहे. त्याबाबतचे महाराष्ट्र प्राध्यापक महासंघाच्या अध्यक्ष व सचिवांचे एक पत्रक पृष्ठ ४३ व ४४ वर प्रकाशित केले आहे. मा. सर्वोच्च न्यायालयाने आपल्या २५ मार्च २०१५ च्या आदेशाने १८ नोव्हेंबर २०१३ चा अंतरिम आदेश कायम ठेवला असून काही अधिव्याख्यात्यांना किंवा सहाय्यक प्राध्यापकांना यापूर्वीच लाभ मिळालेले आहेत, तत्सम लाभ न मिळाल्यामुळे विपरितरित्या प्रभावित झालेल्या तत्सम व्यक्तींना मा. मुंबई उच्च न्यायालयाच्या खंडपीठापुढे जाऊन अंतरिम आदेश (Interim Order) मिळविण्याची मोकळीक सुद्धा मा. सर्वोच्च न्यायालयाने दिली आहे. २५ मार्च २०१५ च्या मा. सर्वोच्च न्यायालयाच्या निर्णयाच्या परिच्छेद ७ मध्ये हे नमूद केलेले आहे. ते पुढील शब्दात :- "Liberty is also granted to affected persons to seek in the High Court of Judicature at Bombay ad interim orders which may place them on parity with other Lecturers/Assistant Professors similarly placed." २५ मार्च २०१५ चे मा. सर्वोच्च न्यायालयाचे आदेश पारित झाल्यानंतर मा. सर्वोच्च न्यायालयाच्या १८ नोव्हेंबर २०१३ च्या अंतरिम आदेशाला धरून मा. मुंबई उच्च न्यायालयाच्या विविध खंडपीठांनी पारित केलेले निरनिराळे नऊ निर्णय प्राप्त झाले आहेत. यापैकी सात निर्णय मा. नागपूर खंडपीठाचे असून दोन निर्णय मा. औरंगाबाद खंडपीठाचे आहेत. नेट-सेट मुक्त शिक्षकांच्या बाबतीत, मा. सर्वोच्च न्यायालयाच्या १८ नोव्हेंबर २०१३ च्या अंतरिम आदेशानुसार, मा. मुंबई उच्च न्यायालयाच्या विविध खंडपीठांनी २५ मार्च २०१५ नंतर, दिलेल्या न्यायनिर्णयांची चौथी सूची सोबत दिलेली आहे.

- डॉ. प्रवीण रघुवंशी अध्यक्ष, 'नुटा'

नेट-सेट मुक्त शिक्षकांच्या बाबतीत, मा. सर्वोच्च न्यायालयाच्या १८ नोव्हेंबर २०१३ च्या अंतरिम आदेशानुसार, मा. मुंबई उच्च न्यायालयाच्या विविध खंडपीठांनी २५ मार्च २०१५ नंतर, दिलेल्या न्यायनिर्णयांची सूची : चौथी सूची

(01) W. P. NO. 3535 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH AT NAGPUR. WRIT PETITION NO. 3535 / 2014. DIWAKAR MALOJI KAMBLE VERSUS THE STATE OF MAH. & OTHERS. CORAM : SMT. VASANTI A. NAIK AND A.M. BADAR, JJ. DATE : APRIL 1, 2015. Judgment circulated on page 66 of 2015 NUTA Bulletin.

(02) W. P. NO. 3115 / 2015 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY BENCH AT AURANGABAD. WRIT PETITION NO. 3115 / 2015. DR. ANKUSH BABURAO KADAM AND OTHERS VERSUS THE UNION OF INDIA AND OTHERS CORAM : S.S. SHINDE & P.R. BORA, JJ. Dated: April 06, 2015. Judgment circulated on page 66 of 2015 NUTA Bulletin.

(03) W. P. NO. 2981 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH, NAGPUR. WRIT PETITION NO. 2981 / 2014. Shri Dilip Laxmanrao Thakre vs. The State of Maharashtra and others. CORAM : SMT. VASANTI A. NAIK & A.M. BADAR, JJ. DATED : 10th April, 2015. Judgment circulated on page 67 of 2015 NUTA Bulletin.

(04) W. P. NO. 2982 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH, NAGPUR. WRIT PETITION NO. 2982 / 2014. Shri Budhaghosh M. Loharake vs. The State of Maharashtra and others. CORAM : SMT. VASANTI A. NAIK & A.M. BADAR, JJ. DATED : 10th April, 2015. Judgment circulated on page 67 of 2015 NUTA Bulletin.

(05) W. P. NO. 2983 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH, NAGPUR. WRIT PETITION NO. 2983 / 2014. Neelima Shrirampant Hajare vs. The State of Maharashtra and others CORAM : SMT. VASANTI A. NAIK & A.M. BADAR, JJ. DATED : 10th April, 2015. Judgment circulated on page 67 of 2015 NUTA Bulletin.

(06) W. P. NO. 2984 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH, NAGPUR. WRIT PETITION NO. 2984 / 2014. Yogeshwar Y. Dudhapachre vs. The State of Maharashtra and others. CORAM : SMT. VASANTI A. NAIK & A.M. BADAR, JJ. DATED : 10th April, 2015. Judgment circulated on page 67 of 2015 NUTA Bulletin.

(07) W. P. NO. 2977 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH AT NAGPUR. WRIT PETITION NO. 2977 / 2014. VILAS KESHAVRAO BHIMANWAR VERSUS STATE OF MAH. & OTHERS CORAM : SMT. VASANTI A. NAIK AND A.M. BADAR, JJ. DATE : APRIL 16, 2015. Judgment circulated on page 68 of 2015 NUTA Bulletin.

(08) W. P. NO. 5378 / 2014 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY NAGPUR BENCH AT NAGPUR. WRIT PETITION NO. 5378 / 2014. Dr. Siras Bhayyalal Katmusare and others VS. The State of Maharashtra and others. CORAM : SMT. VASANTI A. NAIK AND A.M. BADAR, JJ. DATE : APRIL 16, 2015. Judgment circulated on page 68 of 2015 NUTA Bulletin.

(09) W. P. NO. 5014 / 2015 :- IN THE HIGH COURT OF JUDICATURE AT BOMBAY, BENCH AT AURANGABAD. WRIT PETITION NO. 5014 OF 2015 Dr. Madhukar Pandharinath Aghav & others...PETITIONERS VERSUS The State of Maharashtra & others...RESPONDENTS. CORAM : S.S. SHINDE & P.R. BORA, JJ. DATED : 30th April, 2015. Judgment circulated on page 69 of 2015 NUTA Bulletin.

110 115 FAX: 011-2338 2365, 011-2378-2028 (B) OFFICE OF PRIME MINISTER SOUTH BLOCK RAISINA HILL NEW DELHI-110011 FAX: 011-2301 9545, 0112301-6857 (4) Send emails with scanned copies of the letter containing the signatures as attachment to a. hrdministry@gov.in C C T O b. pstohrd@gov.in c. secy.dhe@nic.in d. aifucto.gs@gmail.com

CONTENTS OF THE LETTER TO BE SIGNED BY ALL TEACHERS, LIBRARIANS, DPES OF EVERY UNIVERSITY & COLLEGE & TO BE SENT BY EVERY UNIVERSITY/COLLEGE TEACHERS' BODY TO HON'BLE MINISTER, HRD WITH CC AS SUGGESTED

"We, the lakhs of members of All India Federation of University & College Teachers' Organisations (AIFUCTO), the only national Federation of teachers of universities & colleges in India are extremely worried at the HRD not yet giving approval to the UGC decisions regarding the 3rd amendments of UGC Regulations 2010 as per the recommendations of Regulations Anomaly Committee. The UGC wrote seeking your approval on 23rd May, 2014. We are worried for the inordinate delay & request you to approve the decision immediately. Thousands of teachers across the country are waiting for the necessary UGC notification of 3rd amendment involving Roll Out dates for their promotions. Another very important decision of UGC regarding the

amendments of UGC Ph.D Regulations is also pending at the Ministry of Human Resource Development. We are disappointed & shocked at your not giving our leadership an appointment for last nine months though repeated requests were sent. Thousands of members of AIFUCTO, DUTA, and JNUTA demonstrated at Jantar Mantar on March 13 & courted arrest. AIFUCTO wrote to you on February, 24 about the program & requested you to meet the Joint Forum of teachers in higher education. Again you did not meet our leadership or even replied to our repeated request which is in sharp contrast with our past experience. We are shocked as this is unprecedented. We urge you to approve UGC decisions immediately & meet the leaders of AIFUCTO, DUTA, JNUTA & others to discuss other very important issues.

In this context we wish to inform you that AIFUCTO has been playing a positive role in shaping the policies of the successive governments on higher education for the past five decades. All the previous governments recognized our contribution & roles & invited us for discussion on vital issues apart from our professional demands."

SAVE EDUCATION PROGRAM ADOPTED BY NEC: ALL AFFILIATES ARE REQUESTED TO PRINT THE FOLLOWING MATTER & ENSURE THAT EACH & EVERY TEACHER IS

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS AIFUCTO

23/2/1A, K.B. Sarani, (Near East Mail Road Post Office), Kolkata - 700 080 (West Bengal). Ph.: 033-25594170 Mobile: 98312 76815
Email: asok.barman@gmail.com/aifucto.gs@gmail.com; Website: www.aifucto.org
(Regd. Under Act XXI of 1860)

Ref: UGC SECRETARY/API/01 : 26 April 2015

Prof. Dr. J.S Sandhu
Secretary, University Grants Commission
New Delhi

Dear Prof. (Dr) Sandhu

Greetings from All India Federation of University & College Teachers' Organisations.

According to the UGC website notification and also information received from our affiliates, a Committee has been formed to re-look at the API for the purpose of appointments and promotions. This is a timely move indeed as teachers across the country are suffering from extreme confusion and uncertainty about their fulfilling API Conditions for promotions and they are facing some irrational stipulations in the existing API. However, the **AIFUCTO is perturbed the way the re-look exercises have been planned involving only Vice Chancellors** and ignoring all other stake holders. This is a departure from earlier practices.

Firstly, the API that may be recommended by the Committee would inevitably have the issue of the date of implementation. You know that the UGC had taken decisions to amend some clauses and roll out dates were taken in January, 2014 and subsequently sent those to the MHRD for approval. This is still pending. What would happen to all these decisions is a major concern of the teachers. The entire exercises since 2010 are most confusing and disturbing. We have been pursuing the matter for years and have been drawing attention of UGC & MHRD to the injustice done to teachers. We submitted many memorandum to UGC, the last being on February 19, 2015 urging to notify the decisions. There is no result so far.

Secondly, in all the previous regulations framing exercises including that for the API guidelines teachers associations including the AIFUCTO were extensively consulted. Some of our valuable suggestions were not accepted by the concerned committee and the present troubles emanate from the lack of objectivity from some unrealistic, foreign based models applied ignoring ground realities and needs in

the Indian higher education as pointed out by the AIFUCTO time and again. The AIFUCTO interventions could reduce the intensity and extent of distortions in the committee's recommendations leading to final Regulations including API. We have always protested the PI scheme. **Now we are shocked that the teachers' organizations have been completely ignored by the UGC** whereas a number of official meetings were held with us & FEDCUTA in the past on all issues including API mechanism.

We request you to invite the AIFUCTO and other central university teachers' associations to interact with the Committee. **In our absence, the API system would once again be unrealistic, distorted, impracticable and inequitable.**

We have been informed by our affiliates that for the purpose of sending feedback/suggestions on the existing API, many Vice Chancellors have not yet consulted teachers at all or did it with a handful of senior PG department teachers.

No discussion is being held with college teachers while there are specific API for college teachers. You are aware that apart from undergraduate courses, majority of students in postgraduate courses study in colleges & hence the very large number of teachers must be consulted to avoid distortions & impartibility. The Vice Chancellors seem to keep them totally in dark.

The AIFUCTO & FEDCUTA together represent entire teaching community in the country & If you invite teachers associations they can help adopt effective, holistic, pragmatic and implementable CAS requirements to serve quality education in India. We have always been very responsible and do want teachers to be accountable in a rational manner. **The present API is against the interests of all stakeholders. We want an objective, realistic and scientific mechanism for the promotions requirements.**

Greetings,
ASOK BARMAN
General Secretary

SENSITIZED TO THE PROGRAM (1) Urgent meeting in each university & college & immediate Letter Campaign to Prime Minister and Minister of Human Resource Development by every member of teaching staff signed individually & to be sent by university/college association. Copies to be sent to AIFUCTO. (2) Our state leaders will meet Parliament members from their respective states, give them letters & request them to support our demands in Parliament during Monsoon Session. (3) University/Zonal/ District level meetings in May 2015 (4) A State Level Massive Procession in all State Capitals in June 2015. (5) One day Strike in July during Monsoon Session of Parliament. & the same day Hunger Strike at Jantar Mantar by office bearers & members from Central Zones 1 & 2 & North Zone & others (6) March to Parliament in August/September.

NOTE : (1) (a) AIFUCTO Office Bearers are to be involved in meeting in the states. **(b)** Letter contents (for MHRD & MPs) are available in AIFUCTO website **(2)** A consolidated Status report on implementation of pay revision & Regulation is compiled with following particulars. **(a)** Name of the State **(b)** Status of Regulation-adopted/not adopted with modification/without modification. **(c)** Whether CAS given as per 2010 regulation. If so, from which date? **(d)** Ph.D. Regulation 2009 adopted/not adopted. If so, from which date? **(e)** Ph.D. incentive given/not given/modified. If so, from which date? **(f)** Professorship given/not given. If so, from which date? **(g)** Age of Retirement in Universities / Colleges **(h)** Pension percentage (50% of the last drawn basic or any other percentage. **(i)** HRA & CCA – Percentage/ Slab/consolidated. **(j)** Medical Facilities and other Allowances by the State government to College/ University Teachers. **(k)** Whether DPEs and Librarians treated on a par. If not, in what respects? **(l)** Any other vital information

महाराष्ट्र शासन

सहाय्यक संचालक आयुर्वेद नागपूर यांचे कार्यालय,

प्रशासकीय ईमारत क्र.9 पहिला पोटमाळा, सिव्हील लाईन, नागपूर-9

टेलि/फॅक्स :- (०७९२) २५३०२४६

क्र. ससंआना/अनुदान/निवृत्ती वेतन व उपदान/४०४-०८/२०१५

दिनांक :- १३/०३/२०१५

प्रति,

प्रभारी प्राचार्य,

(१) श्री. आयुर्वेद महाविद्यालय, नागपूर

(२) विदर्भ आयुर्वेद महाविद्यालय, अमरावती

(३) श्री. आयुर्वेद महाविद्यालय, मोझरी

(४) डा. मा. म. आयुर्वेद महाविद्यालय, यवतमाळ

विषय :- शासन अनुदानित खाजगी आयुर्वेद व युनानी महाविद्यालये व रुग्णालये यामधील शिक्षक व शिक्षकेत्तर कर्मचाऱ्यांना सेवानिवृत्ती वेतन व मृत्यू-नि-सेवानिवृत्ती उपदान योजना लागू करण्याबाबत.

संदर्भ :- (१) मा. संचालक, आयुष संचालनालय, म. रा. मुंबई यांचे पत्र क्र. आसंमु/स.नु./खाशाअसं/सेवेवउयोशानि/२०१५/आयु-(७)१/२२६० दिनांक २६.०२.२०१५

(२) शासन निर्णय वै.शि.व औ.द्र विभाग क्र. एडीआर-२०१३/प्र.क्र ५६/१३/आयु-२ दिनांक १७.०१.२०१५

उपरोक्त विषयांकित संदर्भीय अन्वये आपणांस मा. संचालक, आयुष संचालनालय, म. रा. मुंबई यांचे कडून शासन निर्णयाची प्रत पाठविण्यात आलेली आहे. सदरहू शासन निर्णयप्रमाणे आपले स्तरावर संबंधित सेवानिवृत्त कर्मचाऱ्यांचे सेवापुस्तकातील सेवा विषयक नोंदी अद्यावत करून त्यांचे सेवापुस्तक वेतन पडताळणी कार्यालयाकडे तपासणीस सादर करावे. तदनंतर वरील शासन निर्णयानुसार संबंधित सेवानिवृत्त कर्मचाऱ्यांकडून पेंशन बाबतचे अर्ज आवश्यक कागदपत्रासह प्राप्त करून सेवापुस्तकासह महालेखापाल-२ (लेखा व अनुज्ञेयता) महाराष्ट्र, नागपूर यांचे कडे यासोबत दिलेल्या परिगणना प्रपत्रात माहिती भरून सादर करावे.

वि. ये. पात्रीकर

सहाय्यक संचालक आयुर्वेद, नागपूर

संलग्न :- परिगणना प्रपत्र

प्रतिलिपी :- मा. संचालक, आयुष संचालनालय, म. रा. मुंबई यांना माहितीस्तव सादर

FOR INTERVENTION IN PARLIAMENT : Contact MPs of your states; Please contact Members of Parliament from your states & request them to address the demonstration; Please use twitter & facebook social networking platforms for the success of the movement programs;

MHRD COMMITTEE ON UGC : There are some contradictory/conflicting reports in press about the findings & recommendations of MHRD Committee on UGC. The MHRD officials have made it clear that the report is yet to be submitted. We reiterate our stand that all stake holders including AIFUCTO should be included in discussion & no decision should be taken up without referring the matter to Parliament for discussion as UGC was created by a parliamentary Act.

BUILDING FUND COUPON : Some affiliates received coupons for the Building Fund but not yet deposited the collection. However, some other units have not taken coupons in accordance with their memberships. We request those units to take the coupons as early as possible.

TEACHERS' MOVEMENT-OUR JOURNAL : Teachers' Movement is one of the most important organs of AIFUCTO Movement. We have been publishing the journal every month for decades. We publish here all Circulars, UGC & MHRD notifications & all documents along with select articles. The quantum of annual subsidy is now over Rs. 2 lakh a year. There are very few new subscribers and from some states there has been no new subscription for years. We must generate resources to protect 'Teachers' Movement.' Send all mails regarding teachers' movement to new email id: teachersmovementjournal@gmail.com,

AIFUCTO IN FACEBOOK & TWITTER : Please note these social networks are the fastest available tracks to send latest information directly & continuously. We request you once again to follow @AIFUCTO in twitter & become friends of AIFUCTO Gs. Please note twitter posts are brief, to the point and specific. We explain such points as tweeted in Circulars, face book postings & communications. Please note the numbers of our friends in facebook & followers in twitter do not reflect our strength.

SUBSCRIPTION PAYMENTS : Many affiliates have not yet paid subscription for the last year. We request all affiliates to pay the subscription as early as possible. We have unhappy experience of not receiving the subscription on a regular basis. The expenses have increased substantially & without regular payment of subscription it has become very difficult to meet expenses. **MODE OF PAYMENT TO AIFUCTO-**no account payee cheque will be accepted Drafts should be in favour of "ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS" only. Our bank details for electronic money transfer are given below. Please note-You must send a mail to General Secretary immediately after your payment electronically. **UNITED BANK OF INDIA, SAVINGS BANK ACCOUNT NUMBER: 0502010072818 HYDERABAD BRANCH, IFSC CODE: UTBIOHYD807 ACCOUNT NAME: ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS**

AFFILIATES NEWS

UTTAR PRADESH : Congratulations to Prof. Balbir Singh, Harish Chandra College for his receiving the prestigious "Shikshak Sree" award given by the Uttar Pradesh Govt. We remember his great roles in making the Varanasi Conference a great success. We wish him all the best. The Kashi Vidyapith affiliated Colleges teachers' association informed that they are vigorously campaigning for the success of the ongoing AIFUCTO movement & several meetings were held for the purpose.

TAMILNADU : A new team of leadership assumed charges in Tamilnadu Govt. College Teachers' Association (TNGCTA). Congratulations to the new leadership. We hope the new leadership will play vital roles in AIFUCTO movement. **Dr. R. Venkatachalam - President Dr. C. Thiruchelvam - General Secretary Dr. Mohamed Riaz Iqbal - Treasurer**

We thank the outgoing leadership for their contribution to the AIFUCTO movement.

Greetings



**Asok Barman
General Secretary**

सन २००६ पूर्वी पी.एचडी. प्राप्त सेवाज्येष्ठ शिक्षकांना सेवा-कनिष्ठ शिक्षकांपेक्षा कमी वेतन मिळणे : ५

सन २००६ पूर्वी ज्या शिक्षकांनी पी.एचडी. प्राप्त केली त्यांना त्यावेळच्या शासननिर्णयानुसार उत्तेजनार्थ वेतनवाढी दिल्या गेल्या. सन २००६ नंतर ज्या शिक्षकांनी पी.एचडी. पदवी प्राप्त केली त्यांना देण्यात आलेल्या उत्तेजनार्थ वेतनवाढीमुळे एकाच महाविद्यालयातील सेवाज्येष्ठ शिक्षकांना त्याच महाविद्यालयातील सेवेत कनिष्ठ असलेल्या शिक्षकांपेक्षा कमी वेतन मिळण्याचे प्रकार अनेक ठिकाणी घडून आले. दिनांक २१ नोव्हेंबर २०१३ रोजी मुंबई उच्च न्यायालयाच्या औरंगाबाद खंडपीठाने सन २०१२ च्या याचिका क्रमांक १०२८३ मध्ये एक निर्णय दिला. तो सन २०१४ च्या नुटा बुलेटीनच्या पृष्ठ १७ ते २० वर प्रसृत करण्यात आला असून त्यामध्ये मा. खंडपीठाने पुढील प्रमाणे आदेश दिलेले आहेत:-

“ For the above reasons both the Petitions need to be allowed with directions that Respondents shall take necessary action to step up the pay of the Petitioners in both the Petitions so as to be at par with juniors where all the things given are same and shall not discriminate only because the junior teacher has acquired Ph.D. Degree in the course of 6th Pay Commission. The salaries of the Petitioners in both the Petitions may be refixed and arrears be paid within a period of THREE MONTHS. For Petitioners who have already retired, the pension shall be refixed accordingly.”

२. मा. औरंगाबाद खंडपीठाच्या निर्णयाची माहिती मिळाल्यावर डॉ. श्रीपाद सोनेगावकर यांनी सन २०१३ मध्येच याबाबतची याचिका मा. उच्च न्यायालयाच्या नागपूर खंडपीठासमोर दाखल केलेली होती. (याचिका क्रमांक ४६२८ ऑफ २०१३) त्या याचिकेचा निर्णय औरंगाबाद खंडपीठाच्या निर्णयानुसार अर्जदाराच्या बाजूने लागला. त्या निर्णयामध्ये पुढीलप्रमाणे आदेश देण्यात आले होते:-
“Accordingly, following the Division Bench judgment at Aurangabad in case of Sudamrao Keshawrao Aher and others .vrs. State of Maharashtra (supra), respondent nos. 1 and 2 are directed to compute the amounts consequentially becoming payable to the petitioner within a period of three months from today and to release the same to the petitioner within a further period of two months.” हा निर्णय सन २०१४ च्या नुटा बुलेटीनच्या पृष्ठ १४८ वर प्रसृत केलेला आहे.

३. मा. औरंगाबाद खंडपीठाच्या उपरोक्त निर्णयाची माहिती झाल्यानंतर भंडारा येथील जे.एम. पटेल महाविद्यालयातील ८ प्राध्यापकांनी मा. मुंबई उच्च न्यायालयाच्या नागपूर खंडपीठासमोर एक याचिका (W.P. No. 953 of 2014) दाखल केली होती. या याचिकेचा निकाल दि. ८ जुलै २०१४ रोजी या शिक्षकांच्या बाजूने लागला असून तो सन २०१४ च्या नुटा बुलेटीनच्या पृष्ठ १४७ वर प्रसृत केलेला आहे. त्या निर्णयाच्या परिच्छेद ४ मध्ये पुढीलप्रमाणे आदेश मा. खंडपीठाने दिलेले आहेत:- “4. In that view of the matter, the respondents are directed to compute the amounts payable to the petitioners in accordance with the Judgment and order passed by the Division Bench of Aurangabad Bench in W.P.No. 10283 of 2012 and another and release the said amount to the petitioners. The same shall be done within a period of two months.”

४. मा. उच्च न्यायालयाच्या औरंगाबाद खंडपीठाने दिलेल्या उपरोक्त निर्णयाच्या संदर्भात पुढे करावयाच्या कारवाईबाबत विचार करण्यासाठी सन २००६ पूर्वी पी.एचडी. मिळालेल्या सेवाज्येष्ठ शिक्षकांना त्याच महाविद्यालयातील २००६ नंतर पी.एचडी. मिळालेल्या सेवेत कनिष्ठ शिक्षकांपेक्षा वेतन कमी मिळत असेल अशा नागपूर व अमरावती विभागातील सेवाज्येष्ठ प्राध्यापकांच्या सभेचे रविवार, दिनांक २३ फेब्रुवारी २०१४ रोजी शिक्षक भवन, अमरावती विद्यापीठ परिसर, अमरावती येथे दुपारी ४.०० वाजता आयोजन करण्यात आले होते.

५. अमरावती येथे दिनांक २३ फेब्रुवारी २०१४ रोजीच्या सभेत झालेल्या निर्णयाप्रमाणे नागपूर व अमरावती विभागातून एकूण ५६ शिक्षकांच्या २० याचिका दाखल करण्यात आल्या. तांत्रिक कारणामुळे महाविद्यालय निहाय याचिका वेगवेगळ्या दाखल कराव्या लागल्या. ही सर्वच प्रकरणे आता शिक्षकांच्या बाजूने मा. उच्च न्यायालयात निकाली निघाली आहेत. या २० पैकी सन २०१४ च्या याचिका क्रमांक ३८८५ मध्ये दिनांक १६ डिसेंबर २०१४ रोजी लागलेला निकाल सन २०१५ च्या नुटा बुलेटीनच्या पृष्ठ ७ वर प्रकाशित करण्यात आला आहे. सन २०१४ च्या याचिका क्रमांक 3826 of 2014 मध्ये लागलेला निकाल सन २०१५ च्या नुटा बुलेटीनच्या पृष्ठ ६५ वर प्रकाशित करण्यात आला आहे. इतर १८ प्रकरणातील निकाल आज प्रकाशित करण्यात आलेले आहेत.

- डॉ. प्रवीण रघुवंशी, अध्यक्ष 'नुटा'

(1)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 3805 OF 2014

Dr. Rajkumar Purushottam Kharche, aged about 57 Yrs, Occupation – Service, r/o c/o Janata Kala – Vanijya Mahavidyalaya, Malkapur, Distt. Buldhana. ...PETITIONER. **VERSUS** (1) The State of Maharashtra, Through Principal Secretary, Higher and Technical Education Department, Mantralaya, Mumbai 32. (2) Joint Director of Higher Education, Amravati Division, Amravati. (3) Sant Gadge Baba Amravati University, through its Registrar, having Office at Amravati. (4) Janata Kala – Vanijya Mahavidyalaya, Malkapur, Distt. Buldhana., through its Principal, Malkapur, Distt. Buldhana... **RESPONDENTS.** Mr. A.I.Sheikh, Advocate for the Petitioner. Mrs. B.H. Dangre, G.P. for Respondent Nos. 1 & 2. Mr. J.B. Kasat, Advocate for Respondent No.3, Mr. A.J. Thakkar, Advocate for Respondent No. 4.

**CORAM : B.R. GAVAI &
SMT. MRIDULA R. BHATKAR, JJ.**

DATED : FEBRUARY 10, 2015.

ORAL JUDGMENT (PER B.R.GAVAI, J).

(1) Heard.

(2) Rule. Rule made returnable forthwith. By consent of the parties, the petition is taken up for hearing finally.

(3) The facts in the present case, are identical with the facts in the case of Sudamrao Keshawrao Aher & others .vs. The State of Maharashtra & others reported in 2014(1) ALL MR 697 : (Writ Petition Nos. 10283/12 decided by High Court of Bombay, Bench at Aurangabad on 21st November, 2013) and in W.P. No.4628 of 2013 (Dr. Shripad Anandrao Sonegaonkar vs. State of Maharashtra and others) decided by this Court on 27.1.2014.

(4) In that view of the matter, the respondents are directed to compute the amounts payable to the petitioners in accordance with the Judgment and order passed by the Division Bench of Aurangabad Bench in W.P. No. 10283 of 2012 and another and release the said amount to the petitioners. **The same shall be done within a period of two months.**

(5) Rule is made absolute in the aforesaid terms. No order as to costs.

JUDGE

JUDGE

(2)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 3883 OF 2014

(1) Dr. Vasudha Rajendra Wankhede (Tantarpale), aged about 58 years, Occupation – Service, r/o c/o Vidya Bharti Mahavidyalaya, C. K. Naidu Road, Camp, Amravati. (2) Dr. Satish Ramkrishna Akarte, aged about 56 years, Occupation–Service,r/o c/o Vidya Bharti Mahavidyalaya, C. K. Naidu Road, Camp, Amravati. (3) Dr. Shailaja Ramchandran Nair, aged about 57 years, Occupation– Service, r/o c/o Vidya Bharti Mahavidyalaya, C. K. Naidu Road, Camp, Amravati. (4) Dr. Prabha Rampalsingh Solanki, aged about 55 years, Occupation – Service, r/o c/o Vidya Bharti Mahavidyalaya, C. K. Naidu Road, Camp, Amravati. (5) Dr. Vilas Raghupatras Deshmukh, aged about 58 years, Occupation – Service, r/o c/o Vidya Bharti Mahavidyalaya, C. K. Naidu Road, Camp, Amravati. ...PETITIONERS. **VERSUS** (1) to (3) :- as in W. P. 3805 of 2014 (4) Vidya Bharti Mahavidyalaya, C.K. Naidu Road, Camp, Amravati, through its Principal, Amravati... **RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)**

(3)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 3884 OF 2014

(1) Dr. Madan Krishnarao Bodkhe, aged about Major, Occupation – Service, r/o c/o Matoshree Vimalabai Deshmukh Mahavidyalaya, Amravati. (2) Dr. Mrs. Meghana Satish Deshmukh, aged about Major, Occupation – Service, r/o c/o Matoshree Vimalabai Deshmukh Mahavidyalaya, Amravati....PETITIONERS. **VERSUS** (1) to (3) :- as in W. P. 3805 of 2014(4) Matoshree Vimalabai Deshmukh Mahavidyalaya, Amravati, through its Principal, Amravati...**RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)**

(4)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 3929 OF 2014**

Dr. Martand Kesharao Khupse, aged about Major, Occupation – Service, r/o c/o Indira Mahavidyalaya, Kalamb, Distt. Yavatmal.... PETITIONER. **VERSUS (1) to (3) :-** as in W. P. 3805 of 2014 (4) Indira Mahavidyalaya, Kalamb, Distt. Yavatmal., through its Principal, Kalamb, Distt. Yavatmal... RESPONDENTS. Mr. A.I.Sheikh, Advocate for the Petitioner. Mr. D.P. Thakare, A.G.P. for Respondent Nos. 1 & 2. Mr. J.B. Kasat, Advocate for Respondent No.3. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(5)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 3994 OF 2014**

Dr. Yogendra Pratap Singh, aged 55 years, Occupation – Service, r/o c/o Smt. Radhadevi Goenka College for Women, Akola, Distt. Akola. ...PETITIONER. **VERSUS (1) to (3) :-** as in W. P. 3805 of 2014 (4) Smt. Radhadevi Goenka College for Women, Akola, Distt. Akola, through its Principal, Akola, Distt. Akola...RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(6)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 3997 OF 2014**

(1) Dr. Pramod Sadashivrao Rawale, aged about 55 years, Occupation – Service, r/o c/o Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati. (2) Dr. Ashok Ukandrao Mandakmare, aged about Major, Occupation – Service, r/o c/o Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati, (3) Dr. Alka Shrihari Gaikwad, aged about Major, Occupation – Service, r/o c/o Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati, (4) Dr. Aradhana Gajanan Vaidya, aged about Major, Occupation – Service, r/o c/o Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati, (5) Dr. Satish Vinayakrao Kulkarni, aged about Major, Occupation – Service, r/o c/o Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati.... PETITIONERS. **VERSUS (1) to (3) :-** as in W. P. 3805 of 2014 (4) Bhartiya Mahavidyalaya (Arts, Commerce and Science), Amravati, through its Principal, Amravati...RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(7)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 4028 OF 2014**

(1) Dr. Shashikant Rajeshwarrao Aswale, aged about 55 years, Occupation – Service, r/o c/o Lokmanya Tilak Mahavidyalaya, Wani, Tq. Wani, Distt. Yavatmal. (2) Dr. Sau. Nirmala Mohan Kakde, aged about Major, Occupation – Service, r/o c/o Lokmanya Tilak Mahavidyalaya, Wani, Tq. Wani, Distt. Yavatmal....PETITIONERS. **VERSUS (1) to (3) :-** as in W. P. 3805 of 2014 (4) Lokmanya Tilak Mahavidyalaya, Wani, Tq. Wani, Distt. Yavatmal, through its Principal, Wani, Tq. Wani, Distt. Yavatmal.... RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(8)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 4074 OF 2014**

(1) Dr. Prakash Vasudeorao Deotare, aged about 57 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati. (2) Dr. Harihar Shriramji Lunge, aged about 55 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati. (3) Dr. Suresh Sadashivrao Thakare, aged about 56 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati. (4) Dr. Suhas Kesharao Rithe, aged about 55 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati. (5) Dr. Archana Sukhdeorao Burghate, aged about 52 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati. (6) Dr. Rajusing Gopa Jadhao, aged about 54 years, Occupation – Service, r/o co Shri Shivaji Science College, Amravati, Distt. Amravati. (7) Dr. Rajendra Mahadeorao Kedar, aged about 57 years, Occupation – Service, r/o c/o Shri Shivaji Science College, Amravati, Distt. Amravati....PETITIONERS.

VERSUS (1) to (3) :- as in W. P. 3805 of 2014 (4) Shri Shivaji Science College, Amravati, Distt. Amravati. through its Principal, Amravati, Distt. Amravati... RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(9)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 4494 OF 2014**

Dr. Satish Prabhakar Kulkarni, aged about 58 years, Occupation – Service, r/o c/o Adarsh Science, J. B. Arts and Birla Commerce Mahavidyalaya, Dhamangaon (Rly.), Distt. Amravati.... PETITIONER. **VERSUS (1) to (3) :-** as in W. P. 3805 of 2014 (4) Adarsh Science, J. B. Arts and Birla Commerce Mahavidyalaya, Dhamangaon (Rly.), Distt. Amravati, through its Principal, Dhamangaon (Rly.), Distt. Amravati...RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3805 of 2014)

(10)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 3927 OF 2014**

Dr. Ramesh Bansiji Patil, aged about 52 yrs. Major, Occupation – Service, r/o c/o V. M. V. Commerce, J. M. T. Arts and J. J. P. Science College, Nagpur....PETITIONER. **VERSUS (1)** The State of Maharashtra, Through Principal Secretary, Higher and Technical Education Department, Mantralaya, Mumbai 32. **(2)** Joint Director of Higher Education, Nagpur Division, Nagpur. **(3)** Rashtrasant Tukdoji Maharaj Nagpur University, through its Registrar, having Office at Nagpur. **(4)** V. M. V. Commerce, J. M. T. Arts and J. J. P. Science College, Nagpur, through its Principal, Nagpur...RESPONDENTS. Mr. A.I. Sheikh, Advocate for the Petitioners. Mrs. K.R. Deshpande, A.G.P. for Respondent Nos. 1 & 2.

**CORAM : B.R. GAVAI &
SMT. MRIDULA R. BHATKAR, J.J.
DATED : FEBRUARY 10, 2015.
ORAL JUDGMENT (PER B.R.GAVAI, J).**

(1) Heard.

(2) Rule. Rule made returnable forthwith. By consent of the parties, the petition is taken up for hearing finally.

(3) The facts in the present case, are identical with the facts in the case of Sudamrao Keshawrao Aher & others .vs. The State of Maharashtra & others reported in 2014 (1) ALL MR 697 : (Writ Petition Nos. 10283/12 decided by High Court of Bombay, Bench at Aurangabad on 21st November, 2013) and in W.P. No.4628 of 2013 (Dr. Shripad Anandrao Sonegaonkar vs. State of Maharashtra and others) decided by this Court on 27.1.2014.

(4) In that view of the matter, the respondents are directed to compute the amounts payable to the petitioners in accordance with the Judgment and order passed by the Division Bench of Aurangabad Bench in W.P. No. 10283 of 2012 and another and release the said amount to the petitioners. **The same shall be done within a period of two months.**

(5) Rule is made absolute in the aforesaid terms. No order as to costs.

JUDGE

JUDGE

(11)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 3934 OF 2014**

Dr. Ravishankar Dashrath Raut, aged about 53 years, Occupation – Service, r/o c/o Jankidevi Bajaj College of Science, Wardha...PETITIONER. **VERSUS (1) to (3) :-** as in W. P. 3927 OF 2014 (4) Jankidevi Bajaj College of Science, Wardha, through its Principal, Wardha...RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3927 OF 2014)

(12)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**WRIT PETITION NO. 4022 OF 2014**

Dr. Arun Deodas Borkar, aged about 50 years, Occupation – Service, r/o c/o Nabira Mahavidyalaya, Katol, Distt. Nagpur.. PETITIONER. **VERSUS (1) to (3) :-** as in W. P. 3927 OF 2014 (4) Nabira Mahavidyalaya, Katol, Distt. Nagpur, through its Principal, Katol, Distt. Nagpur...RESPONDENTS. (NOTE :- Coram, Judgment Date & Judgment as in W. P. 3927 OF 2014)

(13)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4023 OF 2014

Dr. Vijay Krushnarao Kale, aged about 52 years, Occupation – Service, r/o c/o Model Arts and Commerce College, Karanja (Gh), Distt. Wardha. ...PETITIONER. **VERSUS** (1) to (3) :- as in W. P. 3927 OF 2014 (4) Model Arts and Commerce College, Karanja (Gh), Distt. Wardha, through its Principal, Karanja (Gh), Distt. Wardha... **RESPONDENTS.** (**NOTE :-** Coram, Judgment Date & Judgment as in W. P. 3927 OF 2014)

(14)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4060 OF 2014

(1) Dr. Ravish Anantrao Sarode, aged about 55 years, Occupation Service, r/o c/o R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha. (2) Dr. Vijay Tatoba Zade, aged about 56 years, Occupation Service, r/o c/o R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha. (3) Dr. Bhaskar Govindrao Ambatkar, aged about 58 years, Occupation Service, r/o c/o R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha. (4) Dr. Sharad Vasant Rao Kuhikar, aged about 57 years, Occupation Service, r/o c/o R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha. (5) Dr. Arun Dharmaji Bonde, aged about 55 years, Occupation Service, r/o c/o R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha. ...PETITIONERS. **VERSUS** (1) to (3) :- as in W. P. 3927 OF 2014 (4) R.S. Bidkar Arts, Commerce & Science College, Hinganghat, Distt. Wardha, through its Principal, Hinganghat, Distt. Wardha... **RESPONDENTS.** (**NOTE :-** Coram, Judgment Date & Judgment as in W. P. 3927 OF 2014)

(15)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4243 OF 2014

Dr. Salma Haroon Khan, Aged about 58 Yrs, Occupation – Service, r/o c/o R. S. Bidkar Arts, Commerce and Science College, Hinganghat, Distt. Wardha...PETITIONER. **VERSUS** (1) to (3) :- as in W. P. 3927 OF 2014 (4) R. S. Bidkar Arts, Commerce and Science College, Hinganghat, Distt. Wardha, through its Principal, Hinganghat, Distt. Wardha...**RESPONDENTS.** (**NOTE :-** Coram, Judgment Date & Judgment as in W. P. 3927 OF 2014)

(16)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4539 OF 2014

(1) Dr. Mohan Bhauraoji Wadekar, aged about 57 years, Occupation – Service, r/o c/o Nevjabai Hitkarini College, Bramhapuri, Distt. Chandrapur. (2) Dr. Amir Ali Akbarhussain Dhamani, aged about 55 years, Occupation – Service, r/o c/o Nevjabai Hitkarini College, Bramhapuri, Distt. Chandrapur. (3) Dr. E. L. Ramteke, aged about 54 years, Occupation – Service, r/o c/o Nevjabai Hitkarini College, Bramhapuri, Distt. Chandrapur...PETITIONERS. **VERSUS** (1) to (3) :- as in W. P. 4039 OF 2014 (4) Nevjabai Hitkarini College, Bramhapuri, Distt. Chandrapur, through its Principal, Bramhapuri, Distt. Chandrapur...**RESPONDENTS.** (**NOTE :-** Coram, Judgment Date & Judgment as in W. P. 4039 OF 2014)

(17)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4039 OF 2014

(1) Dr. Sreelatha P. Pillai, aged about Major, Occupation – Service, r/o c/o F.E.S. Girls College, Near Anchleshwar Gate, Chandrapur. (2) Mrs. P. K. Pande, aged about Major, Occupation – Service, r/o c/o F.E.S. Girls College, Near Anchleshwar Gate, Chandrapur...PETITIONERS. **VERSUS** (1) The State of Maharashtra, Through Principal Secretary, Higher and Technical Education Department, Mantralaya, Mumbai 32. (2) Joint Director of Higher Education, Nagpur Division, Nagpur. (3) Gondwana University, through its Registrar, having Office at MIDC Road Complex, Gadchiroli – 442 605. (4) F.E.S. Girls College, Near Anchleshwar Gate, Chandrapur, through its Principal, Chandrapur. .. **RESPONDENTS.** Mr. A.I. Sheikh, Advocate for the Petitioner. Mr. H.D. Dubey, A.G.P. for Respondent Nos. 1 & 2.

**CORAM : B.R. GAVAI &
SMT. MRIDULA R. BHATKAR, JJ.
DATED : FEBRUARY 10, 2015.**

ORAL JUDGMENT (PER B.R.GAVAI, J).

- (1) Heard.
- (2) Rule. Rule made returnable forthwith. By consent of the parties, the petition is taken up for hearing finally.
- (3) The facts in the present case, are identical with the facts in the case of Sudamrao Keshawrao Aher & others .vs. The State of Maharashtra & others reported in 2014(1) ALL MR 697 : (Writ Petition Nos. 10283/12 decided by High Court of Bombay, Bench at Aurangabad on 21st November, 2013) and in W.P. No.4628 of 2013 (Dr. Shripad Anandrao Sonegaonkar vs. State of Maharashtra and others) decided by this Court on 27.1.2014.
- (4) In that view of the matter, the respondents are directed to compute the amounts payable to the petitioners in accordance with the Judgment and order passed by the Division Bench of Aurangabad Bench in W.P. No. 10283 of 2012 and another and release the said amount to the petitioners. **The same shall be done within a period of two months.**
- (5) Rule is made absolute in the aforesaid terms. No order as to costs.

JUDGE JUDGE

(18)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4057 OF 2014

Dr. Lemraj Sadashiv Ladke, aged about 51 years, Occupation – Service, r/o c/o Sarvodaya Mahavidyalaya, Sindewhai, Tq. Sindewhai, Distt. Chandrapur...PETITIONER. **VERSUS** (1) to (3) :- as in W. P. 4039 OF 2014 (4) Sarvodaya Mahavidyalaya, Sindewhai, Tq. Sindewhai, Distt. Chandrapur, through its Principal, Sindewhai, Distt. Chandrapur... **RESPONDENTS.** (**NOTE :-** Coram, Judgment Date & Judgment as in W. P. 4039 OF 2014)

PR :- (1) P16 NB14 (2) P151 NB14 (3) P4 NB15 (4) P65 NB15
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