

ITEM NO.45

COURT NO.3

SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (C) NO(S). 31722/2016
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 04-02-2016
IN WP NO. 3140/2013 PASSED BY THE HIGH COURT OF JUDICATURE AT
BOMBAY AT AURANGABAD)

THE STATE OF MAHARASHTRA & ORS.

PETITIONER(S)

VERSUS

KHANDASINGH(DEAD) THROUGH LRS.

RESPONDENT(S)

WITH

SLP(C) NO. 36953/2016 (IX) [ITEM NO.45.1]
(IA NO.69840/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS AND IA
NO.69842/2017-EXEMPTION FROM FILING O.T.)

SLP(C) NO. 36951/2016 (IX) [ITEM NO.45.2]
(IA NO.69851/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS AND IA
NO.69852/2017-EXEMPTION FROM FILING O.T.)

SLP(C) NO. 85/2017 (IX) [ITEM NO.45.3]
(IA NO.69828/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS AND IA
NO.69829/2017-EXEMPTION FROM FILING O.T.)

SLP(C) NO. 36947/2016 (IX) [ITEM NO.45.4]
(IA NO.69847/2017-PERMISSION TO FILE ADDITIONAL DOCUMENTS AND IA
NO.69848/2017-EXEMPTION FROM FILING O.T.)

Date : 16-05-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Mr. Kunal Cheema, Adv.
Mr. Nishant Ramakantrao Katneshwarkar, AOR

For Respondent(s)

Mr. Sudhanshu S. Choudhari, AOR

UPON hearing the counsel the Court made the following
O R D E R

Heard the learned counsels for the parties and perused the relevant material.

Permission to file additional documents is granted.

Exemption from filing O.T. is granted.

In the facts of the case we are not inclined to interfere. The amount of pension will be paid from the date(s) of filing of the writ petition(s) before the High Court, namely, 25.2.2013, 2.4.2013, 30.3.2013, 24.4.2013, 23.9.2013 respectively. The amount due will be paid to the person(s) entitled forthwith.

We make it clear that our refusal to interfere should not be understood to be an expression of any view that claims for freedom fighter's pension should/ought to be entertained on the basis of affidavit(s).

The Special Leave Petitions are disposed of in the above terms.

[VINOD LAKHINA]
AR-cum-PS

[ASHA SONI]
BRANCH OFFICER