

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

Office Notes, Office
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders

Court's or Judge's orders

CONT. PETITION NO. 65 OF 2015
IN WP/7789/2011

VISHNU KRUSHNA SHINGARE
VERSUS
MEETA RAJULCHAN AND ANOTHER

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Advocate for Petitioner : Mr.Katneshwarkar P.R.
AGP for Respondents/State: Mr.V.H. Dighe.
Advocate for Respondent 2 : Mr.Munde H.K.

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CORAM : S.S. SHINDE & M.T. JOSHI, JJ.

Dated: SEPTEMBER 11, 2015

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Heard learned Counsel for the parties, perused the directions of which disobedience is alleged and reply filed by the respondent and in particular, communication dated 29.11.2014 at Exh.D (page 26 of the compilation) by the Chief Officer, Municipal Council, Jalna. The contention of the learned Counsel for the petitioner that, deemed date should have given to the petitioner from 9th May, 2015 in view of the directions contained in Clause (C) of the order dated 15.7.2011 passed by the Commissioner for Persons

with Disabilities, M.S., Pune at Exh.A (page 11) to the petition, cannot be accepted. Even, upon reading para 5 of the judgment passed by the said authority, at the most what can be inferred is that, on the date of visit by the Assistant Commissioner on 28th September, 2007, it was noticed that backlog of two posts i.e. Superintendent and Senior Clerk was pending. Upon reading said para, it cannot be construed that there were vacancies available and therefore, petitioner was entitled to deemed date i.e. 9th May, 2005.

2 We do not find any disobedience of the directions of the respondent – authority. Contempt petition stands disposed of.

(M.T. JOSHI, J)

(S.S. SHINDE, J)

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