

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

WRIT PETITION NO.5011 OF 2015
WITH
CIVIL APPLICATION NO.8276 OF 2015
& CA/8277/2015

CHAVAN MAGILAL GOVERDHAN
VERSUS
STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Applicant : MR. Munde Sambhaji G.
Mr.SB Yawalkar, AGP for Respondents: 1 to 3;
Mr. C D Biradar, Adv. For R/4 & 5.

**CORAM : S.S.SHINDE &
 P.R.BORA,JJ.**

DATE : 5th February, 2016.

PER COURT :

1) Heard learned Counsel for respective
parties.

2) Upon hearing the counsel learned Counsel for
the parties, we are of the opinion that since the
application dated 7th April, 2015 filed by the
petitioner is not decided by the Chief Executive
Officer, Zilla Parishad, Aurangabad on its own
merits, the said authority deserves to be directed to
decide the same on its own merits.

3) In the light of above, we direct the Chief
Executive Officer, Zilla Parishad, Aurangabad to take
appropriate decision on the said application filed by

the petitioner, as expeditiously as possible and preferably within a period of three months from today.

4) We grant liberty to the petitioner to submit all the relevant documents in support of his claim as also the judgment of this Court and relevant Government Resolutions, on which, the petitioner wishes to place reliance within three weeks from today.

5) The petitioner to appear before the Chief Executive Officer, Zilla Parishad, Aurangabad on **15th February, 2016.**

6) It will be open for the concerned authority to hear the petitioner; peruse the relevant record; documents, Judgment of this Court; relevant Government Resolutions and take an appropriate decision on merits.

7) With these observations, the petition as well as the civil applications are disposed of.

. Parties to act on authenticated copy of this order.

(P.R.BORA)
JUDGE

(S.S.SHINDE)
JUDGE

bdv/