

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.14114 OF 2016

Pandit Shankar Kapadnis and another	Petitioners
versus	
The Chief Executive Officer, Z.P. and others	Respondents

Mr.Tushar Sonawane for Petitioners.
Mr.A.R.Kapadnis for Respondents 1 to 3.
Mr.S.B.Kalel, AGP, for Respondent no.4.

CORAM : SHANTANU S. KEMKAR AND
PRAKASH D. NAIK, JJ.

DATE : 23rd December 2016

PC :

1. Heard learned counsel for parties. The grievance of the Petitioners is that in spite of there being an order of reinstatement dated 24th May 2016 (Exhibit-D to the petition), in respect to both the Petitioners, the Respondent no.1 is not allowing the Petitioners to join at the respective places. Learned counsel for Respondent no.1, on instructions, has stated that in view of communication received from Block Education Officer, Panchayat Samitee, Bagalan, the Petitioners were not allowed to join at the respective places from where they were suspended. He, however, submits that Respondent nos.1 and 2 will allow Petitioner no.2 to join at the school at Jaikheda Muley and Petitioner no.1 will be allowed to join at Primary School at Eklehere.

2. In view of aforesaid, we dispose of the petition by directing the Petitioners as also Respondent nos.1 to 3, to allow the Petitioners to join at the respective places as stated aforesaid. In case Petitioners feel aggrieved by this arrangement, it would be open for them to make a representation before Respondent no.1, who shall consider the same in accordance with law as expeditiously as possible, but not later than four weeks from the date of receipt of such representation. Needless to state that we have not commented on the entitlement of Petitioners to remain at the place of their original postings. Needless to further state that right to make representation, as above, will be available to the Petitioners only after their joining.

3. With the above directions, the petition stands disposed of.

(PRAKASH D. NAIK, J.)

(SHANTANU S. KEMKAR, J.)

MST