

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

WRIT PETITION NO.2242/2016
Kum Nirmala Vasudevrao Vaidya

...Versus...

State of Maharashtra, Department of Primary Education, through its Principal
Secretary, Mantralaya, Mumbai-32 and others

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

Court's or Judge's orders

Mrs. U.A. Patil, Advocate for petitioner
Shri N.R. Patil, AGP for respondent no.1

CORAM : SMT. VASANTI A. NAIK AND
V.M. DESHPANDE, JJ.

DATE : 12.04.2016

By this petition, the petitioner challenges the order of the Chief Executive Officer, Zilla Parishad, Gadchiroli, dated 1.7.2015 refusing to pay the salary for the period of 288 days to the petitioner by considering the said period to be the extraordinary leave period, without pay.

Shri Patil, the learned Assistant Government Pleader appearing on behalf of the respondent no.1 raises a preliminary objection to the tenability of the writ petition. It is stated that the petitioner has an alternate remedy of filing an appeal under Rule 14 of the Maharashtra Zilla Parishads District Services (Discipline and Appeal) Rules, 1964.

In view of the existence of an alternate efficacious remedy, we decline to entertain the writ petition. The writ petition is disposed of with no order as to costs. The points raised in the petition are, however, kept open.

JUDGE

Wadkar

JUDGE