

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 5328 OF 2017

Pramod S/o Vasant Rao Joshi

Petitioner

V E R S U S

The State of Maharashtra, through
its Secretary School, Education
Department, Mantralaya, Mumbai &
Ors.

Respondents

Mr. Girish Nagori, Advocate for the petitioner
Mr. A.P. Basarkar, A.G.P. for the respondent/State
Mr. M.S. Sonawane, Adv. for respondent Nos.2 & 3

**CORAM : S.V.GANGAPURWALA AND
SANGITRAO S. PATIL, JJ.**

DATE : 19th APRIL, 2017

PER COURT :

Heard.

2. Mr. Sonawane, the learned counsel for respondent Nos.2 and 3 raised preliminary objection by stating that the petitioner has an alternate remedy of an Appeal under Rule 14 of the Maharashtra Zilla Parishad and Panchayat Samiti (Disciplinary and

Appeal) Rules. In view of that, though Mr. Nagori, learned counsel for the petitioner sought to canvass submissions on merits, we are not inclined to consider the same.

3. In view of above, Writ Petition is disposed of with liberty to the petitioner to avail the alternate remedy. In case such an appeal is filed, the Divisional Commissioner shall decide the same expeditiously and preferably within three months from the date of receipt of Memo of Appeal. All contentions of the parties are kept open.

4. The Writ Petition is disposed of in the above terms. No costs.

(SANGITRAO S. PATIL, J.)

(S.V. GANGAPURWALA, J.)

