

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 10783 OF 2016

Manoj Padmakar Kate

.. **Petitioner**

Versus

The State of Maharashtra and others

.. **Respondents**

Shri Irfan D. Maniyar, Advocate for the Petitioner.

Shri S. W. Mundhe, A. G. P. for Respondent Nos. 1 and 2.

Respondent No. 3 served.

Shri P. R. Tandale, Advocate for Respondent Nos. 4 and 5.

**CORAM : S. V. GANGAPURWALA &
S. M. GAVHANE, JJ.**

DATE : 7th November, 2017

PER COURT :

1. Mr. Tandale, the learned counsel strenuously contends that the petitioner has an alternate remedy before the Divisional Commissioner.

2. In light of that, though Mr. Maniyar, the learned counsel seeks to make submissions on merits we are not inclined to consider the same. The writ petition is disposed of, with liberty to the petitioner to avail the alternate remedy before the Divisional Commissioner under Rule 14 (1) (a) of the

Maharashtra Zilla Parishad (Discipline and Appeal) Rules. In case, the appeal is filed, all contentions of respective parties are kept open.

3. The writ petition is disposed of. No costs.

[S. M. GAVHANE, J.]

[S. V. GANGAPURWALA, J.]

marathe/Nov.17