

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

926 WRIT PETITION NO. 8177 OF 2018

DIGAMBER ROHIDAS BHONDGE
VERSUS
THE DISTRICT COLLECTOR AHMEDNAGAR

...

Advocate for Petitioner : Mr. Wagh Shirinivas S.
AGP for Respondents: Mr. P.N. Kutti

...

**CORAM : S.V.GANGAPURWALA
AND
SUNIL K.KOTWAL, JJ.**

DATE : JULY 19, 2018

O R D E R :

Heard Mr. Wagh, learned counsel for the petitioner.

2. Learned counsel submits that the Tribunal has erroneously rejected the Original Application on the ground that the petitioner is challenging the seniority list of the year 2013. The petitioner was only assailing letter dated 4.5.2018 before the Tribunal.

3. The learned counsel submits that the petitioner would restrict his prayer to the extent that the respondent be directed to consider the petitioner for promotion to the post of Peon as stated in the letter dated 4.5.2018.

4. We have also heard learned A.G.P.

5. In the letter dated 4.5.2018 (Exh.I Page 47)

the Collector has observed as under : -

" त्यामुळे आपलेकडील दि. १६.२.२०१८ व दि. १०.४.२०१८ रोजीचे अर्जांन्वये शिपाई पदावर पदोन्नती देणेबाबतची विनंती मान्य करता येणार नाही. सबब, आपले दि. १६.२.२०१८ व दि. १०.४.२०१८ रोजीचे अर्ज निकाली ठेवण्यात येत आहेत. तथापि, भविष्यात कोतवाल संवर्गातून शिपाई संवर्गात पदोन्नती देणेबाबतची प्रक्रिया राबविणतांना आपल्या विनंतीचा शासन तरतुदीनुसार विचार करणेत येईल."

6. The petitioner also now limits his grievance to the extent that as observed by the Collector in the said letter the Collector should abide by it.

7. Naturally, the Collector would be bound by

his letter dated 4.5.2018, wherein it is clearly stated that in future if the promotion is to be given for the post of Peon from the cadre of Kotwal, then the contention of the petitioner would be considered as per the relevant Government Resolutions and policy.

8. In view of that, Writ Petition stands disposed of. No costs.

[SUNIL K.KOTWAL, J.] [S.V.GANGAPURWALA, J.]

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