

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

WRIT PETITION NO. 4473 OF 2016

(Smt. Bindu w/o Ratnadip Bansod vs. The State of Maharashtra thr. its Chief Secretary, Planning Department & Ors.)

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

Court's or Judge's orders.

**CORAM : B.P. DHARMADHIKARI &
Z.A. HAQ, JJ.
JULY 03, 2018.**

Shri V.R. Gawali, learned counsel for the petitioner, Mrs. H.N. Prabhu, learned AGP for respondent Nos. 1 to 3 and Mrs. M.P. Munshi, learned counsel for respondent Nos. 4 to 7, for sometime.

2. We have perused the defence raised by the petitioner in her explanation sent to the Chief Executive Officer (CEO) of Zilla Parishad and filed at Annexure 'D' with the petition. It appears to be dated 05.02.2016. In the light of that explanation, we find several disputed questions arise. The exoneration by Gram Sabha and Resolution pressed into service for that purpose by the petitioner, cannot itself be decisive. The CEO has thereafter apportioned the liability.

3. Mrs. Munshi, learned counsel has pointed out that the petitioner had filed ULP Complaint No. 12 of 2016 before the Industrial Court. Suppressing that fact, present petition came to be filed and interim order came to be obtained.

4. We find that the petitioner thereafter has filed an

affidavit on 19.09.2017 and with it brought on record a pursis seeking leave to withdraw above mentioned ULP and order of Judge, Labour Court, Bhandara dated 25.04.2017, permitting withdrawal.

5. In this situation, with liberty to the petitioner to revive her ULP Complaint or to take such other steps as are open to her in law, we dispose of the present petition with no order as to costs.

6. Interim orders granted by this Court shall continue in force for a period of six weeks from today and cease to operate immediately thereafter.

JUDGE

JUDGE

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