

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

61 WRIT PETITION NO.8757 OF 2018

SOMESHWAR JAGANNATH RODE .. Petitioner
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS .. Respondents

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Appearance :

Advocate for Petitioner : Shri More Ashok A.
AGP for Respondent – State : Shri S.B. Pulkundwar
Advocate for Respondent Nos.2 to 4 : Shri A.B. Dhongade

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**CORAM: S. V. GANGAPURWALA &
AVINASH G. GHAROTE, JJ.**

DATE : NOVEMBER 13, 2019

PER COURT : -

1. Mr Dhongade, the learned counsel for the respondents submits that, he has received written communication dtd.05.10.2019 from the respondent to the effect that, the order terminating the services of Mr Rode would be withdrawn and the decision shall be taken that he died while in service. The communication is taken on record and marked 'X' for identification. The communication further states about the payment of salary till the death of Mr Rode and about considering the application of his legal heirs for compassionate appointment.

2. In case the respondents do not act upon the letter 'X'

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placed on record, the petitioner will have remedy open.

3. The decision shall be taken by the respondents as contended in the letter within three months.

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

[AVINASH G. GHAROTE]
JUDGE

[S. V. GANGAPURWALA]
JUDGE

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