

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

**CONTEMPT PETITION NO. 552 OF 2019
IN
WRIT PETITION NO.14871 OF 2017**

Narayan S/o Inderrao Chavan
Age 63 Years, Occu.Retired,
R/o Dharur, Tq.Dharur
District Beed.

PETITIONER

VERSUS

1. Shri Vikas S/o Shankar Kharge
Age:Major, Occu:Service,
As Principal Secretary, (Forest)
Revenue and Forest Department
Maharashtra State, Mantralaya,
Mumbai-400032
2. Shri U.K.Agrawal,
Principal Chief Conservator of Forest,
(Van Bal Pramukh) Maharashtra State,
Van Bhavan, Ramgiri Road, Civil Line,
Nagpur
3. Shri Prakash Kerba Mahajan
Age Major, Occu.Service,
As Chief Conservator of Forest
(Territorial) Aurangabad Division,
Van Bhavan,
Opp.S.S.C. Board, Osmanpura,
Aurangabad.
4. Shri Amol Rambhau Satpute,
Age: Major, Occu.Service
As Divisional Forest Officer,

Khas Bag, Lendi Raod,
Beed, District Beed.

RESPONDENTS

Mr A.S.Shelke, Advocate for the petitioner;
Mr S.B.Yawalkar, A.G.P. for respondent No. 4;

**CORAM : PRASANNA B. VARALE &
ANIL S. KILOR, JJ.**

DATED : 3rd JANUARY, 2020

ORAL ORDER:

Heard Mr Shelke, learned Counsel for petitioner.

2. In response to the notice issued by this Court to respondent Nos. 3 and 4 by order dated 20th August, 2019, the learned A.G.P. invited our attention to the Government Resolution/Notification dated 18th November, 2019.

3. Perusal of the above referred notification shows that the State Government approved the claim of the petitioner in consonance with the order of this Court. Mr Shelke, learned Counsel for petitioner was justified in making the submission before this Court that, even though

the State Government had decided to grant the benefits to the petitioner, unless and until the necessary orders are not issued by the competent authority, the petitioner may not receive the actual benefits granted to him under the orders of this Court. Thus, it was the submission of Mr Shelke, learned Counsel that the respondent Nos. 3 and 4 be further directed to give effect to the Government Resolution dated 18th November, 2019 by following due procedure.

3. As the notice is already issued to respondent Nos. 3 and 4, we deem it appropriate to direct respondent No. 3 to take all necessary steps at the earliest so as to see the real compliance of the order of this Court as well as the compliance of the Government Resolution dated 18th November, 2019.

4. Before parting, we may record our dis-pleasure for the course adopted by the senior Government officials i.e. respondent Nos.3 and 4. Respondent Nos. 3 and 4 are

occupying the position as Chief Conservator of Forest (Territorial), Aurangabad and Divisional Forest Officer, Beed. Being senior officer of the Government, it was expected of respondent No.3 to establish proper contact with the office of the Government Pleader, in case, respondent No.3 was desirous of being represented through learned A.G.P. in the matter and then to file short affidavit with the Government Resolution dated 18th November, 2019. Respondent No.3 has chosen a course of deputing Law Officer to approach the office of Government Pleader and drop the copy of the Government Resolution dated 18th November, 2019, in this Court. It can certainly be expected of senior officers of the State Government to be aware of seriousness of the contempt proceedings.

5. We hope and trust that henceforth, this Court is not faced with such an unpleasant situation.

6. With these observations, the contempt petition is disposed of accordingly.

[ANIL S. KILOR, J.]

[PRASANNA B. VARALE, J.]