

PMB

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.4106 OF 2021**

Grampanchayat Kodhave, Dhavade,
Tal. Haveli, District Pune .. Petitioner
vs.

Chief Executive Officer
Zilla Parishad Pune and ors. .. Respondents

Mr. Chaitanya Nikte I/b. Sneha Bhange for the Petitioner.
Mr. Pankaj P. Deokar for the Respondent Nos.1 and 2.
Smt. V.S. Nimbalkar, AGP for the State.

CORAM : M.S.KARNIK, J.

DATE : AUGUST 13, 2021

P.C.

Heard learned counsel for the Petitioner.

2. It is the contention of learned counsel for the Petitioner that the impugned order is passed by the Chief Executive Officer only on the basis of the legal opinion received from the Legal Department. Mr. Deokar, learned counsel appearing on behalf of the Respondent Nos.1 and 2 on instructions fairly submitted that a fresh order would be passed on the basis of the materials on record and in accordance with law.

3. The impugned order is therefore quashed and set aside with liberty to the Respondent No.1 to pass a fresh order in accordance with law.

4. The Writ Petition is disposed of.

(M.S.KARNIK, J.)

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