

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.1548 OF 2022

MANOJ MADHUKAR GURAV
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Mr.Shivraj V.Deshmukh, Advocate for the petitioner.
Mr.S.K.Tambe, AGP for respondent/State.
Mr.A.G.Kanade, Advocate for respondent No.6.

(CORAM : RAVINDRA V. GHUGE AND
ANIL L. PANSARE, JJ.)

DATE : JUNE 24, 2022

PER COURT :

1. This matter was taken up for hearing on 23.06.2022. Since none appeared for respondent Nos. 2 to 6, we adjourned the matter to this date.
2. Today, as well, none appears for respondent Nos. 2 to 5. The learned Advocate appearing on behalf of respondent No.6 submits that the grievance of the petitioner can be looked into by respondent No.2.
3. The learned Advocate for the petitioner submits that he has not pressed prayer clause "C" and would only address on prayer clause "B", which reads as under :-

"B. Issue a writ of mandamus or any other appropriate writ, order or direction thereby directing the respondent No.5 to release the salary dues of the petitioner and for that purpose issue necessary orders."

4. It is thus apparent that the petitioner's claim is towards the unpaid salary for October 2020 to May 2021. We are not made aware as to why his salary has been withheld by respondent No.5. There is no disclosure. Nevertheless the rigours of litigation and the agony of the petitioner in not being paid his regular salary, need to be reduced.

5. This petition is disposed off. We direct respondent No.2 to call for the necessary papers pertaining to the petitioner and the Gram Panchayat, Madhevadgaon, Tal.Shrigonda, Dist.Ahmednagar and investigate as to why the salary of the petitioner is not being paid. If he is entitled for the salary, the CEO shall pass appropriate orders thereby directing the release of his salary, on or before 30.08.2022. If he arrives at a decision adverse to the petitioner, the said decision with reasons shall be conveyed to the petitioner with promptitude. Thereafter the petitioner would be at liberty to avail of a remedy as is permissible in Law by initiating recovery proceedings for seeking recovery of the unpaid salary.

(ANIL L. PANSARE, J.)

(RAVINDRA V. GHUGE, J.)