

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

WRIT PETITION NO.9135 OF 2022

**ASIYA BEGUM SHAIKH AMEER
VERSUS
STATE OF MAHARASHTRA THROUGH PRINCIPAL
SECRETARY AND OTHERS**

...

Advocate for the Petitioner : Shri Ajinkya Reddy h/f Shri
Telgaonkar Uttam L.

AGP for the Respondents/State : Shri A.R. Kale

...

**CORAM : RAVINDRA V. GHUGE
&
ARUN R. PEDNEKER, JJ.**

DATE :- 14th September, 2022

Per Court :-

1. The petitioner seeks to challenge the disciplinary action vide order dated 04.05.2020 passed by the Chief Executive Officer, Zilla Parishad, Aurangabad thereby, imposing a penalty upon the petitioner.

2. Rule 13(1)(e) of the Maharashtra Zilla Parishads District Services (Discipline and Appeal) Rules, 1964, enables the petitioner to challenge the order passed by the Chief Executive Officer, Zilla Parishad, before the Divisional Commissioner.

3. In view of the above, this Writ Petition is disposed off.

4. The learned advocate for the petitioner submits, on instructions, that time spent by the petitioner in this Court may be considered in the event of there being an issue of condonation of delay.

5. As such, in the event an appeal preferred by the petitioner suffers from delay, the time spent by the petitioner in this Court from 30.07.2022 till the passing of this order, would be considered as a ground for condonation of delay.

kps

(ARUN R. PEDNEKER, J.)

(RAVINDRA V. GHUGE, J.)