

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
WRIT PETITION NO. 9669 OF 2022**

Ganpat Panjabrao Mane

.. Petitioner

VERSUS

The State of Maharashtra,
Through The Secretary And Others

.. Respondents

AND

WRIT PETITION NO. 198 OF 2022

Ganpat Panjabrao Mane

.. Petitioner

VERSUS

The State of Maharashtra and others

.. Respondents

.....

Advocate for the petitioner : Mr. S. K. Chavan

AGP for Respondent State : Mr. P. S. Patil

Advocate for respondent Nos.3 & 4 : Mr. S. B. Pulkundwar

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**CORAM : RAVINDRA V. GHUGE &
SANJAY A. DESHMUKH, J.**

DATE : 11.10.2022

PER COURT :-

1. Writ petition No. 198 of 2022 was not on today's board. Since the second petition was on board, the petitioner desired that his first petition be consider along with second petition. Hence, this petition was taken on board.

2. Issue is as regards completion of the departmental enquiry against the petitioner which has commenced in 2020.

3. The learned Advocate representing the Zilla Parishad Hingoli submits that, earlier there was no regular enquiry officer available with the Divisional Commissioner's office at Aurangabad. Now, a regular enquiry officer has been appointed and the enquiry could be completed within a time frame.

4. Considering the passage of time and as a departmental enquiry ought not to be kept lingering for so long, that this petition is disposed off with a direction to respondent No.4 as well as the enquiry officer to complete the enquiry as expeditiously as possible and in any case on or before 30th December, 2022. The petitioner would render whole hearted cooperation and at the same time, the enquiry officer would not unnecessarily adjourn the enquiry proceeding.

5. Insofar as Writ Petition No.9669 of 2022 is concerned, the petitioner has put forth prayer clause 'C' and 'D' as under :-

(C) *To issue writ of mandamus or any other appropriate treat or order all directions in the like nature thereby*

the Respondent No.3 i.e. the Chief Executive Officer, Zilla Parishad, Hingoli may kindly be directed to issue permanent posting order to the petitioner for village panchayat Shirad-Shahapur or any other available suitable vacant post within panchayat samittee, Aundha Nagnath.

(D) Pending hearing and final disposal of this Writ Petition, the Respondent No.3 and 4 may kindly be directed to maintain the charge of the petitioner as In-Charge Village Development Officer for village panchayat Shirad-Shahapur, Tq. Aundha (Nagnath), Dist. Hingoli.

6. The learned Advocate representing the Zilla Parishad places on the record a copy of the order dated 17.10.2022, which is marked as 'X' for identification. He submits that the petitioner is now granted a regular posting as a Gramsevak at Gram Panchayat Keli Tq. Aundha(Nagnath), District Hingoli.

7. In view of the above, this petition is disposed off.

8. Needless to state, if the petitioner is exonerated in the departmental enquiry, he would be entitled for the service benefit, as would be available to him post such exoneration.

(SANJAY A. DESHMUKH)
JUDGE

(RAVINDRA V. GHUGE,)
JUDGE