

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

WRIT PETITION NO.11294 OF 2022

**GOKUL ONKAR PATIL
VERSUS
THE STATE OF MAHARASHTRA THROUGH SECRETARY
AND OTHERS**

...

Advocate for the Petitioner : Shri Madake Datta A.
AGP for Respondent 1/State : Ms.Rashmi P. Gaur
Advocate for Respondent 2 : Shri S.R. Dheple

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

DATE :- 25th November, 2022

Per Court :-

1. The petitioner is working as a Peon in the Gram Panchayat. He has put forth the prayer for quantifying arrears of his salary, living allowances and other benefits, which are not specified in the petition.

2. The petitioner is a “workman” under Section 2(s) and the Gram Panchayat is an “industry” under Section 2(j) of the Industrial Disputes Act, 1947. As such, the petitioner has an efficacious statutory remedy of approaching the Industrial Court by filing the complaint under Item 9 of Schedule IV of the

Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971.

3. Disputed issues of the nature as have been put forth, cannot be gone into by this Court.

4. In view of the above, this Writ Petition is disposed off with liberty to the petitioner to avail of a statutory remedy.

kps (SANJAY A. DESHMUKH, J.) (RAVINDRA V. GHUGE, J.)