

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

911 WRIT PETITION NO.4199 OF 2023

GAVLAN MADHAVRAO KOLEWAD
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY
AND OTHERS

.....
Advocate for Petitioner : Mr. Boinwad Omgashad B.
AGP for Respondent Nos. 1 and 2: Mr. S.K. Tambe
Advocate for Respondent No.3 : Mr. U.B. Bondar
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**CORAM : RAVINDRA V. GHUGE AND
SANJAY A. DESHMUKH, JJ.
DATED : 12th APRIL, 2023.**

PER COURT :-

1. The petitioner's proposal, tendered on 29.7.2013, was disposed off because there was a spelling mistake in the word Koli Mahadev 29 ("o instead of v"). She succeeded in getting the correct certificate on 23.5.2020 and tendered her proposal once again on 18.4.2022 and the proposal is pending for validation with the Committee since then. She is in employment and has another 08 years for retirement. She has received a show cause notice dated 23.3.2023 from the employer, questioning her for not tendering the validity certificate. She is informed that she is likely to be terminated.
2. Considering the above, this petition is disposed off with the following directions:-

- a) The committee would complete the Vigilance Cell inquiry on or before 31.10.2023.
- b) The final verdict in the said proceeding would be delivered by the committee on or before 30.03.2024.
- c) The Petitioner's service shall not be dispensed with by the employer, solely for the reason of deficiency in tendering the validity certificate, until 30.03.2024 or till the decision of the committee, whichever is earlier.
- d) If the decision of the committee is adverse to the Petitioner, the same would not take effect for a period of 15 days to enable the Petitioner to avail of the legal remedy, as may be permissible in law.
- e) The Petitioner would render wholehearted cooperation to the committee and refrain from seeking adjournments in the case, lest the committee would be justified in progressing to the next stage in the proceeding.

(SANJAY A. DESHMUKH, J.)

(RAVINDRA V. GHUGE , J.)

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