

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

906 WRIT PETITION NO.5224 OF 2023

VIDYAVATI SHANKAR DESHMUKH
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY
AND OTHERS

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Ms. Nayana Patil h/for Ms. Surekha P. Mahajan, Advocate for the
petitioner

Mr. S. G. Karlekar, AGP for the Respondents-State

Ms. Yogita Thorat, Advocate for respondent No.2

CORAM : RAVINDRA V. GHUGE, &
 Y. G. KHOBRAGADE, JJ.

DATE : 8th June, 2023

ORDER:

1. The petitioner is aggrieved with the resolution passed by respondent No.5 Village Grampanchayat, Ibrahimpur Tq. Degloor, District Nanded, permitting respondent No.6 to sink a well in the agricultural field at Allapur, Post- Khanapur, Tq. Degloor, District- Nanded under the Mahatma Gandhi Rashtriya Gramin Rojgar Hami Yojana. It is contended that respondent No.6 is not eligible to gain the benefit of the said scheme. The petitioner has already sunk a well under the Jawahar Vihar Yojana earlier (date not mentioned). A representation opposing the resolution passed by the Grampanchayat is addressed to the Block Development Officer, Panchayat Samiti, Degloor dated 06.04.2023.

2. Considering that the Grampanchayat would not fall within the definition of State under Article 12 of the Constitution of India and since disputed issues cannot be entertained by this Court, this **petition is disposed off.**

3. We, however, direct respondent No.3- Block Development Officer, Degloor to consider the representation dated 06.04.2023 on its own merits, if he has jurisdiction to entertain the same.

4. If the grievance of the petitioner is not redressed, she is at liberty to approach the civil court for seeking redressal of her grievance as against the resolution passed by respondent No.5 Grampanchayat.

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)

JPChavan