

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

59 WRIT PETITION NO.12738 OF 2023

SANGITA PANDURANG JAGTAP AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA
THROUGH ITS SECRETARY AND OTHERS

...

Advocate for Petitioners : Mr. Sambhaji G Munde
AGP for the Respondents-State : Mr. A. V. Deshmukh
Advocate for Respondents 3,4&7: Mr. P. D. Suryawanshi

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

DATE : 16th October, 2023

ORDER:

1. The Petitioners are aggrieved by the Order of the Chief Executive Officer, Zilla Parishad, Beed, dated 05.09.2023. It is mentioned in the order that the Petitioners can approach the Divisional Commissioner, if they desire to challenge the decision of the Chief Executive Officer.

2. In the light of the view taken by the Hon'ble Supreme Court in the case of **State of Uttar Pradesh Vs. Ehsan and another, 2023 Livelaw (SC) 887**, the Petitioner will be at liberty to approach the Divisional Commissioner, Aurangabad. The time spent by the Petitioner in this Court from 20.09.2023 till the passing of this order, shall be excused.

3. With the above directions, **this Petition is disposed off.**
4. In the alternative, if the Petitioner desires to pursue the application pending before the Child Development Project Officer (Respondent No.5), we grant liberty to the Petitioner to pursue the said application, which shall be considered within a period of 45 days.

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)

JPChavan