



1

968ca15429o23

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

**968 CIVIL APPLICATION NO. 15429 OF 2023
IN
WRIT PETITION NO.127 OF 2023**

**THE CHIEF EXECUTIVE OFFICER AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS
SECRETARY AND OTHERS**

**AND
WRIT PETITION NO.127 OF 2023
AARTI SHANKAR JOJAN
VERSUS**

THE STATE OF MAHARASHTRA AND OTHERS

.....
Advocate for the Applicants in CA : Ms.Salunke Sheetal Vilas
Advocate for the original Petitioner in WP : Mr. S.G. Mundhe
AGP for Respondents 1 and 2/State : Mr. S.K. Tambe
Advocate for Respondents 5 and 6/ZP in CA : Mr.S.R. Mantri
i/by Mr. D.N. Bankar Patil.

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

DATE :- 21st December, 2023

Per Court :-

(a) Civil Application No.15429 of 2023:-

1. This is an application filed by Shri Rahul Gupta, Chief Executive Officer, Zilla Parishad, Dharashiv and Smt.Sudha Maruti Salunkhe, Education Officer (Primary), Zilla Parishad, Dharashiv. Both are present in the Court.

2. It is frankly stated that the said authorities are aware

of this proceeding since the copy of the petition was served on the Zilla Parishad. It is pointed out on an affidavit that the case papers and the Vakilpatra were transmitted to the learned Advocate representing them. However, the concerned Zilla Parishad posted these papers through ordinary post. The learned Advocate for the said Authorities submits that she did not receive the said papers and she had no idea that she has been appointed in this matter.

3. The reasons set out in the application, though appear to be acceptable, no statement is made as to whether, any action has been initiated against the concerned errant Clerk.

4. In view of the above, the order issuingailable warrants dated 29.11.2023 stands recalled. **This Civil Application is, therefore, disposed off.**

(b) Writ Petition No. 127/2023:-

5. Let an affidavit in reply be filed on or before 15.01.2024.

6. List the Writ Petition on 24.01.2024.