

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.164/2023

Sunita w/o Sheshrao Tayade and others

...Versus...

Divisional Commissioner, Amravati Division, Amravati and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri S.D. Chopde, Advocate for petitioners
Shri N.R. Patil, AGP for respondent no.1

CORAM : AVINASH G. GHAROTE, J.

DATE : 09/01/2023

1. Admittedly, the term of office of the petitioners has expired in November, 2022, as a result of which, the present petition insofar as it challenges the order dated 30/09/2022 (pg.34), operative para 2, is rendered infructuous.

2. Insofar as operative para 3 of the impugned order is concerned, the Commissioner, appears to have exercised the power under Section 39A of the Maharashtra Village Panchayats Act, 1959, which even otherwise he was entitled to exercise *suo motu* also, considering which, I do not see any reason to interfere in the impugned order. The writ petition is therefore dismissed. Needless say that in case any order is passed under Section 39A of the Maharashtra Village Panchayats Act, the

petitioners are at liberty to avail the remedy available to them thereafter. No order as to costs.

(AVINASH G. GHAROTE, J.)

Wadkar