

Amol

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 16461 OF 2023

Rajendra Daulatrao Pawar & Ors ...Petitioners
Versus
The Sarpanch Village Panchayat Abhona & Ors ...Respondents

Mr Pramod N Joshi, *for the Petitioners.*
Mr Vivek Rane, *for Respondents Nos 1 & 2.*
Ms MP Thakur, AGP, *for Respondents Nos 5 & 6-State.*

CORAM G.S. Patel &
Kamal Khata, JJ.
DATED: 20th February 2024

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PC:-

1. The Petitioners are elected as members of the Abhona Village Panchayat. They made a complaint under various heads such as misappropriation and misconduct against the Sarpanch and the Gram Sevak. This complaint was in writing.

2. The present grievance is that although five months or more have passed, no enquiry report has been made although this should have been done within one month. A report ought to have been submitted in accordance with the provisions of Section 39 of the Maharashtra Village Panchayat Act, 1959.

3. We can dispose of the Petition by directing the 4th Respondent, namely the Block Development Officer, Panchayat Samiti Kalvan, District Nashik to submit an initial report to the Chief Executive Officer and Divisional Commissioner, Nashik Division as early as possible and in any event, and as an exceptional circumstance, no later than within four weeks from today. Liberty to the Petitioners to apply.

4. The Petition is disposed of in these terms. There will be no order as to costs.

5. We clarify that we have not expressed any opinion on the merits of the complaint filed by the Petitioners.

(Kamal Khata, J)

(G. S. Patel, J)