

2nd January, 2013. She became 45 years of age on 31st May, 2019. Therefore, the Petitioner moved an Application for substitution.

2. The Division Bench of this Court, at the Aurangabad Bench, in the case of ***Dnyaneshwar s/o. Ramkishan Musane Versus The State of Maharashtra & Ors.***¹ concluded that the clause set out in Government Resolution dated 20th May, 2015 prohibiting substitution, was held to be *ultra vires* and quashed.

3. The Full Bench of this Court, at the Nagpur Bench, delivered a judgment in ***Kalpana Wd/o. Vilas Taram & Anr. Versus The State of Maharashtra & Ors*** with a group of cases², yet the Zilla Parishad has addressed the Government for guidance.

4. We find that the said act of the Zilla Parishad to be a wasteful exercise. When the law is settled, the Chief Executive Officer of Zilla Parishad is supposed to pass appropriate orders in obedience of the law, rather than seeking guidance elsewhere.

1 2020 (5) Mh.LJ 381

2 Writ Petition No. 3701 of 2022 dated 28th May, 2024

5. We are listing this Petition on **6th February, 2025** under the caption for hearing and passing order.

6. Let the Zilla Parishad, Solapur make a statement as to how many compassionate appointments have been made after the demise of the Petitioner's father till today and why the claim of the widow is still at serial No. 4, after the passage of 19 years.

(SHYAM C. CHANDAK, J.)

(RAVINDRA V. GHUGE, J.)