

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6076 OF 2025

Shri Prasad Dinkar Patil.

... Petitioner.

V/s.

The Chief Executive Officer & Anr.

... Respondents.

Mr. Gaurav Bandiwadekar a/w Mr. Bhushan Arvind Bandiwadekar, a/w.
Mrs. Gayatri G. Bandiwadekar, Advocate for Petitioner.

Ms. Sneha Bhange a/w. Ms. Divya Verma a/w. Ms. Vishruti Tari,
Advocate for Respondents.

Mr. P.P. Kakade, Addl. G.P. a/w. Ms. Priyanka Chavan, AGP for
Respondent/State.

CORAM : RAVINDRA V. GHUGE AND
ASHWIN D. BHOBE, JJ.

DATE : 7th OCTOBER, 2025

P.C. :

1. This Petition brings before us a case with such unforeseen facts that indicate heartless behaviour by an officer of the Zilla Parishad, causing grave injustice and manifest inconvenience to an employee who is seriously ill.

2. This is a case wherein the Petitioner was a Live Stock Supervisor with the Raigad Zilla Parishad. He was on medical leave

between April, 2018 to May, 2018 and had tendered medical certificates for the period of his absence. The illness was related with a Neurological problem. He then started suffering from seizures from June, 2018. On 3.1.2019, he suffered a Brain Stroke and was rendered a paraplegic. He was forced to be on leave. After treatment, he attempted to report for duties by tendering applications. The BDO permitted him to join duties on 25.6.2019. However, due to deterioration of his brain condition, he had to frequently undergo treatment.

3. He was served with a show cause notice on 29.8.2019 and the Zilla Parishad suspended him on 30.6.2020. Thereafter, a charge-sheet was issued to him on 11.9.2020, when he was completely bedridden, could not move and had to be administered liquid food through a tube inserted from his nose, under supervision of specialised nurses. The photographs of his said condition are placed on record.

4. We are aghast that the Zilla Parishad intends to conduct a departmental enquiry of an employee who is paraplegic, had suffered a brain stroke, is unable to eat food and is on liquid food being administered through a tube by nurses. We are informed that the following are the Chief Executive Officers who were the persons who

took the decisions to treat the Petitioner this way :

- (i) Mr. Dilip Halde- CEO, ZP, Raigad in 2020 at the time of the Petitioner's suspension.
- (ii) Dr. Kiran Patil – CEO, ZP in February, 2021 at the time of his reinstatement and initiation of disciplinary proceeding.

5. To say the least, our judicial conscious is shocked and we are pained. Such officers need to be dealt with, firmly.

6. The learned Advocate for the Petitioner submits that during the suspension period, he received 50% salary towards suspension allowance.

7. The learned Advocate for the ZP submits that the Petitioner was reinstated in service on 10.2.2021. His earlier suspension was regularised as “on duty”, but not paid remainder 50% salary. It is conceded that after his reinstatement on 10.2.2021, he has not been paid his salary till today, because he could not remain present on duties. Dr. Kiran Patil, CEO reinstated the Petitioner.

8. In view of the high-handed approach of the Zilla Parishad through its Chief Executive Officers, we are permitting the Petitioner to add the Principal Secretary, General Administration Department as Respondent No.3, for the reason that, if we are convinced while deciding this case that these CEOs need to be questioned for their aforesaid behaviour, we would be able to pass appropriate orders. Addition be carried out forthwith.

9. The learned Addl. G.P. causes his appearance on behalf of Respondent No. 3.

10. Since the learned Advocate for the CEO seeks short time to file the affidavit in reply which is already drafted and is yet to be approved, we permit the filing of the affidavit by this Friday, 10th October, 2025.

11. List this Petition at Serial No. 1 on **13th October, 2025**.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)