

Sharayu Khot.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO. 7820 OF 2020

Chandrakant Ganpat Kamble

...Petitioner

Versus

The Commissioner,
Bombay Municipal Corporation & Ors.

...Respondents

Mr. Vishwajit Sagare, for the Petitioner.

Ms. Rupali Adhate, for the Respondent-MCGM.

Mr. S.B. Gore, AGP, for the Respondent-State.

CORAM : K.K. TATED &
R.I. CHAGLA, JJ.

DATE : 2 February 2021

ORDER :

1. Heard the learned Counsel for the parties.

2. The learned Advocate Ms. Adhate appearing on behalf of the Respondents submits that neither the Respondents have received any notice from the Advocate for the Petitioner nor have they been served the copy of the Petition. Hence, it is not possible for them to

argue the matter.

3. Learned Counsel for the Petitioner submits that the Petitioner undertakes to serve the Respondents by private notice along with the entire proceedings within one week from today. Statement is accepted.

4. By this Petition under Article 226 of the Constitution of India, the Petitioner is seeking direction against the Respondents to give his pensionary benefits like gratuity amount, benefit of sick leave, half leave, full leave and other similar benefits due to the pending of criminal case and the enquiry against the Petitioner.

5. In view of this fact, we pass the following order:-

(a) The Petitioner to serve the Respondents by private notice along with the entire proceeding by hand delivery on or before 12th February 2021 and file Affidavit of Service to that effect.

(b) Respondents are directed to file their Affidavit in Reply, if

any on or before 25th February 2021 with copy to other side.

(c) Matter to appear on board on 4th March 2021.

[R.I. CHAGLA J.]

[K.K. TATED, J.]