

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD

901 WRIT PETITION NO.7187 OF 2015

RAJENDRA RAMAJI DHAWALE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioners : M/s Reddy Jagdish G. S B Talekar For Pet. 13
To 18, 24 To 26, 30 To 32 Pet. No. 2 To 4,8,9,21 To23 & 34 Served
Talekar S.b. For P/1,4-11,19-23 And 33 And 34
Special Counsel for Respondent No.1 State: Mr. V.J.Dixit, Sr. counsel
Advocate for Respondents No.2 & 3 :Mr. R.S. Deshmukh

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**CORAM: T.V. NALAWADE AND
SUNIL K. KOTWAL, JJ.**

DATE : 7th February, 2019.

ORAL ORDER :

1. Mr. V.J. Dixit, learned senior counsel appears for the State and submits that he wants to file affidavit in reply for State. He files reply affidavit which is taken on record.

2 Learned counsel representing the High Court produced on record the Communication dated 5.2.2019, made by the Registrar Inspection-I with the Registrar (Administration) of this bench. It is taken on record.

3 The Communication shows that immediately after receipt of the report of Dabholkar Committee, the High Court accepted Phase-1 from that report in respect of the District Courts and Courts

subordinate thereto and it was sent to the Government prior to February 2018 and there after the Government constituted committee for studying the said report.

4 This Court is expressing that just like the District Courts and Courts subordinate thereto, the functioning of other Courts mentioned in other Phases is also important and the functioning is getting affected for want of sufficient staff in those Courts also.

5 During arguments, learned counsel for the High Court submitted, on instructions, that the Honourable the Chief Justice has approved and accepted the report of Dabholkar Committee in respect of Phase-2 to Phase-8 also, however, written communication in that regard is awaited. It will be placed on record.

6 Learned counsel representing petitioners submits that though the communication made by the Registrar (Inspection-I) states that the Government Resolution dated 18.6.1984 was issued for implementation of Manudhane report, she has doubt about such implementation. She submits that had the said report been accepted and implemented in its' letters and spirit, there was no reason for the petitioners or anybody to come to this Court.

Learned Sr. counsel is expected to issue directions to the concerned to produce on record the Government Resolution dated

18.6.1984 showing that the Manudhane report was accepted and implemented.

7 Learned counsel for the petitioners submits that it was submitted for the High Court that three tier cadre system for stenographers is accepted on 15.9.2018, but there is nothing on record to show that the said decision is being implemented.

Learned counsel representing the High Court is expected to show steps taken for implementation of the decision.

8 Learned counsel for the petitioners is allowed to inspect the record of Dabholkar Committee report. The staff of the High Court is expected to prepare and place the summary of each Phase of Dabholkar committee report on the top of the report so that this Court can gather the contents of the report immediately. The report is to be kept with the Registrar (Judicial) and learned counsels of the parties can have inspection there only.

9 Stand over to 21.2.2019. In urgent category. High on board.

(SUNIL K. KOTWAL)
JUDGE

(T.V. NALAWADE)
JUDGE