

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 2699 OF 2020

First Appellate Authority under R.T.I. Act & Principal, Chandrapur

Vrs.

State Information Commissioner, Nagpur Bench, Nagpur and another

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri PB. Patil, Advocate for the petitioner.

CORAM : MANISH PITALE, J.
NOVEMBER 03, 2020.

Hearing was conducted through Video Conferencing and the learned Counsel for the parties are agreed that the audio and visual quality was proper.

2. It is submitted that the directions given in the impugned order are wholly unsustainable because the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005, does not apply to the petitioner at all. It is submitted that the petitioner is Principal of an affiliated College and he is not covered in the definition of Government Servant under Section 2(f) of the said act read with Rule 2(b) of the Maharashtra Civil Services (Conduct) Rules, 1979.

3. Issue notice for final disposal, returnable in six weeks.

4. In the meanwhile, there shall be ad-interim stay in terms of Prayer Clause (c).

JUDGE

D.S. Baldwa