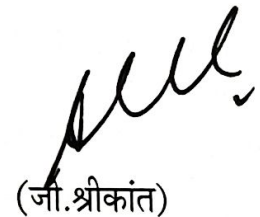


- संदर्भ : १) राजकीय सेवा विभाग, शासन अधिसूचना क्रमांक ओएफसी १०५८-बी,
दिनांक ३ डिसेंबर, १९५८.
- २) सामान्य प्रशासन विभाग परिपत्रक क्रमांक संकीर्ण-२०१९/प्र.क्र.७१/१८ (र.व का.)
दिनांक १४ ऑक्टोबर, २०१९.
- ३) मा.उच्च न्यायालय, औरंगाबाद खंडपीठ यांनी रिट याचिका क्रमांक २४९२/२०२४
(याचिकाकर्ता श्री.निशांत गटकळ) या प्रकरणी दिनांक २३ ऑक्टोबर, २०२४ रोजी
पारित केलेले आदेश.
- ४) शासन परिपत्रक क्र.आस्था-२०२५/ई ११४६९५/विशि-१ दि.१८/०२/२०२५.

जा.क्र./मनपा/सा.प्र.वि./आस्था-१/२०२५/१३०
छत्रपती संभाजीनगर महानगरपालिका
दिनांक : १८ /०३/२०२५

कार्यालयीन परिपत्रक :-

संदर्भ क्र. १ व २ अन्वये त्रयस्थ व्यक्तींकडून प्राप्त होणाऱ्या संदर्भावर कश्या प्रकारे कार्यवाही करावी याची कार्यपध्दती विहित करण्यात आली आहे. तथापि, सदर कार्यपध्दतीचा अवलंब करण्यात येत नसल्याची बाब निदर्शनास आल्याने मा.उच्च न्यायालयाने संदर्भ क्र.३ च्या न्यायालयीन प्रकरणी नाराजी व्यक्त केली आहे. त्याअनुषंगाने संदर्भ क्र.४ नुसार शासनाने दिलेल्या निर्देशानुसार सर्व विभाग प्रमुख / शाखा प्रमुख यांना सूचित करण्यात येते की, प्रकरणाशी संबंधित नसलेल्या व्यक्ती (त्रयस्थ व्यक्ती) अथवा तत्संबंधितांकडून प्राप्त झालेल्या तक्रारी/ अर्ज / निवेदने अथवा धमकी विचारात घेऊ नये. विशेषतः अश्या प्रकरणी कार्यवाही करताना ती कोणत्याही न्यायालयीन निर्णयाशी विसंगत होणार नाही, याची दक्षता घ्यावी.



(जी.श्रीकांत)

आयुक्त तथा प्रशासक
छत्रपती संभाजीनगर महानगरपालिका

प्रति,

सर्व विभाग प्रमुख / शाखा प्रमुख,
छत्रपती संभाजीनगर महानगरपालिका

Applications to Government :

Rules for the preparation, submission and disposal of the —

GOVERNMENT OF BOMBAY.

POLITICAL AND SERVICES DEPARTMENT.

Resolution No. OFC. 1058-B.

201601051152275007

Sachivalaya, Bombay, 3rd December 1958.
Agrahayana 12, 1880.

RESOLUTION.

In order to have a uniform procedure for all the areas of this State, and in supersession of the orders contained in Government Resolution, Political and Services Department, No. 2034/34 of 14th August 1950, and of all the orders that may have been issued in this respect by the former States of Madhya Pradesh, Hyderabad, Saurashtra and Kutch, Government is pleased to prescribe the accompanying rules* for the preparation, submission and disposal of applications to Government. Attention is particularly invited to the Rule 3 of the Rules which lays down that anonymous applications are to be investigated when specific instances, which are of sufficient public importance and capable of verification are mentioned therein.

2. The Rules should be published in the *Bombay Government Gazette* in the form of Notification.

3. The Examiner of Books and Publications to the Government of Bombay should arrange for the translation of the Rules into the recognised regional languages of the State, viz., Marathi, Gujarati and Hindi (in Devnagri script) and to forward the translation to the Director, Government Printing and Stationery, Bombay, who should arrange for their printing.

4. The Director, Government Printing and Stationery, should be requested to keep in stock sufficient number of copies of the Rules in English and in the recognised regional languages for sale to the public and for supply to offices requesting additional copies.

5. The Departments and offices of Government should observe the instructions strictly with a view to achieve the object of curtailing avoidable work in Government Departments and offices. Steriotyped replies in respect of applications which need not be attended to, should be cyclostyled or printed in order to reduce the typing work. At the same time, whatever applications are required to be attended to should be dealt with promptly and efficiently, and with the fullest possible understanding and sympathy so as to do adequate justice to the applicants.

By order and in the name of the Governor of Bombay,

N. T. MONE,
Chief Secretary to the Government of Bombay,
Political and Services Department.

*Printed as an accompaniment to the Government Resolution.

To

The Secretary to the Governor,
 The Private Secretary to the Chief Minister,
 The Personal Assistants to the Ministers and Deputy Ministers,
 The Clerk-typist to the Parliamentary Secretary to the Chief Minister,
 The Director of Publicity, Government of Bombay,
 The Examiner of Books and Publications to the Government of Bombay,
 All the Commissioners,
 All the Collectors,
 All the Departments of the Secretariat,
 All the Heads of Departments and Offices under the several Departments of the Secretariat,
 *The Registrar, High Court (Appellate Side), Bombay,
 *The Prothonotary and Senior Master, High Court, Bombay,
 The Director, Government Printing and Stationery, Government of Bombay.

*By letter.

No.

of 1958.

Copy forwarded for information and guidance to

Accompaniment to Government Resolution, Political and Services Department, No. OFC. 1058-B, dated the 3rd December 1958/
 Agrahayana 12, 1880.

POLITICAL AND SERVICES DEPARTMENT.

Sachivalaya, Bombay, 3rd December 1958.
 Agrahayana 12, 1880.

NOTIFICATION.

No. OFC. 1058-B.—Government is pleased to prescribe the following revised rules for the preparation, submission and disposal of applications to Government :—

RULES FOR THE PREPARATION, SUBMISSION AND DISPOSAL OF
 APPLICATIONS TO GOVERNMENT.

For the purpose of these rules the term "Application" shall include all letters or communications containing grievances, complaints, representations and requests for advice and assistance and which are in the nature of applications, appeals or memorials.

PART I—Instructions to applicants.

1. Applications regarding personal grievances should be accepted only from the persons aggrieved. Applications to Government made by or through agents will ordinarily be left unnoticed.
2. Applications must either be delivered personally or forwarded through the Post Office. When forwarded through the Post Office postage must be invariably paid.

3. (a) Every application should be authenticated by the signature of the applicant (or applicants if it is a joint application). If the applicant is unable to sign, he should authenticate his application by the thumb impression (or thumb impressions in case of a joint application). Anonymous applications will be filed without taking any action thereon except when specific instances capable of verification are mentioned and are of sufficient public importance to be investigated.

(b) When a signed application is proved to be pseudonymous it will be treated in the same manner as an anonymous application.

4. An application will be disregarded if it is presented by a person manifestly possessing no claim or advancing a claim of an obviously unsubstantial character or is so belated that its consideration is clearly impossible.

5. Every application to Government should be written as concisely as the nature of the case admits of. It should at the same time contain all material statements and arguments relied upon by the applicant, be complete in itself and end with a specific request. Government will not entertain an application if it is found to be illegible, unnecessarily prolix or couched in unintelligible exaggerated, disrespectful or improper terms. Such applications will be returned to the parties concerned for amendment.

6. Applications will not be received by Government regarding any matters which form the subject of judicial proceedings in the Courts, or which properly fall within the jurisdiction of the Courts; nor will Government receive applications containing complaints relating to the administration of Civil or Criminal justice, under circumstances which leave other modes of obtaining redress open under the regulations.

7. In the case of private persons appeals in administrative matters outside the law are not admissible where the person concerned cannot allege that he has been treated unjustly or has sustained any actual loss, but merely claims some pecuniary or other concession as a matter of grace.

8. Any person having cause of complaint against the proceedings of any Civil Officer of Government is, in the first instance, to seek redress from that Officer's immediate superior, who, if he declines compliance, is to give the applicant a written endorsement or order, setting forth the grounds upon which the request is refused. If the applicant is dissatisfied with this order, he is at liberty to address the Chief Local Authority and eventually the superior civil authority by whom the Chief Local Authority is controlled, or, in the event of there being no such intermediate controlling authority; Government :

Provided that where the issue turns on a question of fact there shall be only one appeal in respect of the proceedings of any gazetted officer or of a decision in appeal by such an officer.

9. The preceding rule is not to be interpreted as precluding the Chief Local Authority or controlling authority from using their discretion regarding the presentation, direct to themselves, of applications and complaints which have not been previously submitted to officers subordinate to them.

10. Government will not however receive an application on any matter, unless it shall appear that the applicant has already applied to the Chief Local Authority, and, where such exists, to the controlling authority. The applications to the Chief Local Authority and to the controlling authorities, or copies of them and the answers to, or orders upon, those applications, in original, or copies of them, must be annexed to all applications addressed to Government. The copies required by these rules are not required to be certified copies. Applications by telegraph will in most cases violate these rules and will not generally be answered or be attended to.

11. No notice will be taken by Government and its officers of applications from communal organisation and political matters.

12. An application should be addressed to only one individual in Government, either the Minister or the Secretary of the Department concerned. If it is found that the application is addressed to different individuals in the same or different Departments concerning the same matters, no notice will be taken of such applications.

13. Applications for situations in the gift of local or controlling authorities or for admission into the public service except those received in response to an advertisement, will as a rule, be left unnoticed.

14. Government will not entertain an appeal from a person in the employment of a local board, a municipality, a notified area committee, or a sanitary committee, in respect of any action or decision on the part of the authority employing him, affecting the terms of his employment.

This rule does not apply to the employees of School Boards, the terms of whose employment are regulated by the Education Department.

15. (a) Applications to Government from persons in the service of Government relating to any matter affecting their official position will not be entertained unless forwarded through their official superiors. Government servants who may have occasion to address applications of appeal to the Ministers may however send an advance copy of the application to the Minister concerned. None-the-less a Government servant should not forward an advance copy of an application to the Minister if his original application is not addressed to the Minister but is addressed only to an officer of Government.

(b) Every officer in civil employ wishing to apply to Government should do so individually.

16. When a Government servant desires to put his case personally before the Minister he should first ask for permission for an interview with the Minister concerned through the proper channel and on such permission being granted, he may see the Minister. Heads of Offices and Departments should not withhold such applications for interviews when addressed to the Ministers through them, for this purpose.

17. Government servants who are personally acquainted with the Ministers are free to visit the Ministers without obtaining permission through the usual channel, but it will be expected that during such visits no representation will be made regarding official matters in which they are personally concerned.

18. Government servants are not expected to ventilate their grievances through extra-departmental authorities and private bodies or individuals. If applications on official matters from Government servants are received through any channel other than official superiors, they will be returned.

19. No appeal is admissible from a person in the service of Government when the action desired by such person is in the nature of a favour and not of a right or when such person has failed to obtain an appointment to which considerations of seniority are not usually held to apply. When an application of appeal of this nature is received, it will be returned to the applicant with an endorsement referring him to this rule.

20. Government after passing a final order on an appeal made to it will not notice a second application on the same subject, unless new matter requiring special consideration is introduced.

21. The exercise of special revisionary power by Government or any high officer of Government will be restricted to cases where it is necessary to remedy some fragrant irregularity.

22. When an application is to be returned as not being drawn up or presented in conformity with the preceding rules, it will be returned with a forwarding letter specifically pointing out which of the rules has been infringed. A copy of the particular rule infringed by the applicant will be attached to the forwarding letter.

PART II—Instructions for the guidance of Government Departments.

23. (a) All applications from private or non-official persons or bodies as well as from officers not in the service of Government which are received direct by a Government Department should at once be acknowledged with an intimation that they will be considered.

(b) When a person forwards an application by a messenger with a delivery book or form the entry in the book or form should be signed by the Receipt Clerk so that the person sending the application may be satisfied that the application has been delivered appropriately by the messenger. Formal acknowledgment letters should be issued in such cases also.

(c) When a department which receives an application, the subject matter of which pertains to another department, the department which first receives the application should acknowledge it before transferring it to the department concerned for disposal, intimating at the same time to the applicant that the application has been transferred to a particular department and that he should address all further correspondence in the matter to the department to which his application is transferred. If the applicant continues to address his communications on the same matter to the original department without giving sufficient reasons, such communications should be disregarded.

24. The following classes of applications should not be acknowledged :—

(a) Applications by telegrams, other than those on subjects of general public interest received from public bodies or recognised associations.

(b) Applications once acknowledged and returned to the applicants under the rules which are received back after compliance with the Rules.

(c) Applications for situation in the gift of local or controlling authority or for admission into public service.

(d) Applications against orders already declared to be final.

25. In the case of applications such as those referred to in the preceding rule, no further action will ordinarily be required except in the following cases :—

(a) Applications which deal with subjects which have not been fully considered by Government or upon which no orders have been passed ;

(b) Applications which recite new facts which were not within the cognisance of Government when they were first considered or orders were passed thereon ;

(c) Applications which relate to specific grievances not brought to the notice of Government before.

26. (a) Applications should be read carefully and dealt with promptly, expeditiously and satisfactorily. If delay in their disposal is likely to occur, the applicants should be informed accordingly and given an indication when a reply can be expected. It should be borne in mind that every Government servant is a servant of the public and that the public have a right to expect courtesy and care in the disposal of applications for advice and assistance.

(b) All applications should be labelled "Urgent" by an authority not below the rank of an Assistant Secretary. The Assistant Secretary should himself supervise the disposal of the case at every stage and should see that no avoidable delay occurs. Every application marked "Urgent" should be submitted by the Branch or Section dealing with it within a week of its receipt unless the time is extended by the Assistant Secretary in any particular case.

(c) If any matter requires to be seen and considered by more than one department of the Secretariat the papers should not be tossed for several days or weeks from one department to another, but they should be disposed of within a week ordinarily by discussion between Secretaries or Deputy Secretaries. Arrangements should be made for such discussion regularly twice or thrice a week between the departments concerned. The department dealing with the matter should see that this is done.

(d) If replies are not received promptly from the District Officers such cases should be put up for disciplinary action. The District Officers will be held personally responsible for delay occurring in offices under their control.

27. When an application is received against a Government servant from a private individual making definite allegations against him regarding corruption, dishonesty, favouritism, immorality, etc., and where some instances likely to lead to a successful enquiry are quoted, only the purport of the complaint should be forwarded for report. In case it is felt that mere purport of complaint is not likely to help the officer concerned to make an enquiry, a copy of the complaint may be sent, but in that case the name of the complainant or any other information which is likely to lead to identification of the complainant should not be given unless it is considered that the enquiry would suffer in the absence of these details.

28. In case an application is addressed by a person (either an official or a non-official) to Government through a subordinate officer, the officer through whom the application is forwarded should pass it on to Government only if the officer concerned himself is not fully competent to take action thereon.

29. When an application is addressed to Government by a private party either directly or through a subordinate officer of Government the orders of Government on the application should be communicated to the party concerned direct and not through the local officer. The local officer concerned should, of course, be informed separately of the orders passed by Government if the application was received through him.

30. Applications written in a recognised regional language of the State or applications written in English but signed in a recognised regional language of the State would be replied to in the language in which they are written or signed. " (Applications written or signed in Hindi in Urdu script should be replied to in Hindi in Devnagri script).— (vide Government Resolution, Political and Services Department, No. OFC. 1059-B, dated the 17th July 1959.)

31. (a) The words "Petition" and "Petitioners" should not be used in official business in connection with any communication which is of the nature of an application or memorial.

(b) Applications should not be replied to except in the letter form.

By order and in the name of the Governor of Bombay,

N. T. MONE,
Chief Secretary to the Government of Bombay,
Political and Services Department.

वैयक्तिक गान्हाण्यासंबंधीच्या अर्जावरील
कार्यवाहीबाबत स्पष्टीकरण.

महाराष्ट्र शासन

सामान्य प्रशासन विभाग

शासन परिपत्रक क्रमांक: संकीर्ण - २०१९ / प्र. क्र. ७१/१८(र.व का.)

हुतात्मा राजगुरु चौक, मादाम कामा मार्ग,

मंत्रालय, मुंबई ४०० ०३२.

दिनांक : १४ ऑक्टोबर, २०१९.

परिपत्रक :

असे निदर्शनास आले आहे की, काही त्रयस्थ व्यक्ती / संस्था अन्य व्यक्तींच्या वैयक्तिक गान्हाण्यासंबंधी पत्रव्यवहार तसेच पाठपुरावा करतात. अशा पत्रांची दखल घ्यावी किंवा कसे, या बाबत अनेक विभागांकडून या विभागास विचारणा होत असते. सबब यासंदर्भात करावयाच्या कार्यवाहीबाबत स्पष्टता आणण्याची बाब शासनाच्या विचाराधीन होती.

२. शासनास करावयाचे अर्ज तयार करणे, सादर करणे व त्याची विल्हेवाट लावणे याविषयीच्या दिनांक ३ डिसेंबर, १९५८ च्या अधिसूचनेन्वये, याबाबतचे नियम विहित करण्यात आले असून त्यातील अनुक्रमांक १ येथील नियमान्वये, वैयक्तिक गान्हाण्यासंबंधीचे अर्ज, ज्या व्यक्तीवर अन्याय झालेला असेल त्याच्याकडून स्वीकारण्यात यावेत. एजंटांकडून किंवा त्यांच्यामार्फत शासनास करण्यात आलेल्या अर्जांची सामान्यतः दखल घेण्यात येऊ नये, अशी तरतूद करण्यात आलेली आहे .

३. सबब सर्व मंत्रालयीन विभाग तसेच क्षेत्रिय कार्यालयांना सूचित करण्यात येते की, त्रयस्थ व्यक्ती / संस्था यांचेकडून अन्य व्यक्तींच्या वैयक्तिक गान्हाण्यासंबंधी पत्रव्यवहार किंवा पाठपुरावा करण्यात आल्यास उक्त नियमानुसार कार्यवाही करण्यात यावी.

४. हे परिपत्रक महाराष्ट्र शासनाच्या www.maharashtra.gov.in या संकेतस्थळावर उपलब्ध करण्यात आले असून त्याचा संकेतांक २०१९१०१५१५२९०८२९०७ असा आहे. हे परिपत्रक डिजिटल स्वाक्षरीने साक्षांकित करुन काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

**Rajesh Bhaskar
Gaikwad**

(रा. भा. गायकवाड)

कक्ष अधिकारी , सामान्य प्रशासन विभाग

प्रति,

१. मा. राज्यपालांचे सचिव (५ प्रती) (पत्राने),

२. मा. मुख्यमंत्र्यांचे प्रधान सचिव (५ प्रती), मंत्रालय, मुंबई ४०० ०३२,

Digitally signed by Rajesh Bhaskar Gaikwad
DN: cn=IN, o=Government Of Maharashtra, ou=General Administration
Department, postalCode=400032, st=Maharashtra,
2.5.4.20=5b1378a498cdf3fd9ea5370b71fae3eca97e85924d0e44375
8ade5f0221f9a,
serialNumber=26e171ec96c63f6333217d12f6da1c5a800ce18a7a6fd
59abf19b8ed3f02a91, cn=Rajesh Bhaskar Gaikwad
Date: 2019.10.15 15:32:14 +05'30'

प्रकरणाशी संबंधित नसलेल्या
व्यक्ती (त्रयस्थ व्यक्ती) अथवा
तत्संबंधितांकडून प्राप्त झालेल्या
तक्रारी/ अर्ज / निवेदनांबाबत.

महाराष्ट्र शासन
उच्च व तंत्र शिक्षण विभाग,
शासन परिपत्रक क्रमांक आस्था-२०२५/ई ११४६९५/ विशि-१
मादाम कामा मार्ग, हुतात्मा राजगुरु चौक,
४ था मजला (विस्तार), मंत्रालय, मुंबई- ४०० ०३२.
दिनांक: -१८ फेब्रुवारी, २०२५.

संदर्भ:-

- १) राजकीय सेवा विभाग, शासन अधिसूचना क्रमांक ओएफसी १०५८-बी, दिनांक ३ डिसेंबर, १९५८.
- २) सामान्य प्रशासन विभाग परिपत्रक क्रमांक संकीर्ण-२०१९/प्र.क्र.७१/१८(र.व का.)
दिनांक १४ ऑक्टोबर, २०१९.
- ३) मा.उच्च न्यायालय, औरंगाबाद खंडपीठ यांनी रिट याचिका क्रमांक २४९२/२०२४ (याचिकाकर्ता श्री.निशांत गटकळ) या प्रकरणी दिनांक २३ ऑक्टोबर, २०२४ रोजी पारित केलेले आदेश.

प्रस्तावना:-

त्रयस्थ व्यक्तींकडून प्राप्त होणाऱ्या संदर्भावर कश्या प्रकारे कार्यवाही करावी याची कार्यपद्धती संदर्भीय अधिसूचना आणि परिपत्रक याद्वारे विहित करण्यात आली आहे. तथापि, सदर कार्यपद्धतीचा अवलंब करण्यात येत नसल्याची बाब निदर्शनास आल्याने मा.उच्च न्यायालयाने संदर्भीत न्यायालयीन प्रकरणी नाराजी व्यक्त केली आहे.

०२. शाळांमधील शिक्षकांच्या नियुक्तीसंदर्भात, त्रयस्थ व्यक्तींनी केलेल्या तक्रारीच्या अनुषंगाने मा.उच्च न्यायालय, खंडपीठ औरंगाबाद येथे विविध याचिका दाखल झाल्या होत्या. मा. उच्च न्यायालयाने त्रयस्थ व्यक्तींकडून प्राप्त झालेल्या तक्रार / अर्जावर करण्यात आलेल्या कार्यवाहीबाबत वेळोवेळी खालीलप्रमाणे निर्देश दिले आहेत / निरीक्षण नोंदविले आहे:-

1) Hemraj Jagannath Fedade v/s The State of Maharashtra and Others (5973/2020) paragraph number 4:-

We are not convinced by the credentials of the petitioner. In service jurisprudence, a lay person cannot be permitted to question matters which fall within the realm of the Education Department. Neither any co-employee nor the Educational Institution, who can be said to be stake holders, are arrived by the approvals granted to the teachers pursuant to the order of this Court dated 13th April 2016.

2) Combined order in Pratidnya chavan v/s The State of Maharashtra and Others (5973/2020) and Jyoti Biradar chavan v/s The State of Maharashtra and Others (5973/2020) para number 7:-

We direct the Deputy Director of Education- Shri Anil Sampatrao Sabale, not to entertain any complaint from any political outfits, bystanders or those wholly unconnected with the Educational Institutions, until further orders from this Court. If the Deputy Director desires to go into the approval granted to any teacher, he shall first verify the records and he shall refrain from entertaining complaints from any strangers as directed above.

3) Sandeep Chudaman Shinde v/s The State of Maharashtra and Others (7740/2021) paragraph number 18:-

A G.R. dated 26.12.2019 has been issued by the Education Department of the State of Maharashtra directing all Education Authorities and other Authorities, not to entertain such complaints from strangers and unconnected persons. We, therefore, conclude that the Education Department should refrain from entertaining complaints from strangers. It has to be extremely alert and diligent, more so, to avoid the department being used for torturing employees or jeopardizing the career of teachers / employees

4) Vaishali Upasani v/s The State of Maharashtra and Others (9740/2024) paragraph number 2:-

In similar circumstances, this Court had dealt with the action initiated by the Deputy Director of Education on the basis of complaints made by such bystanders/political outfits, in Writ Petition No.4893/2024 and Writ Petition No.4901/2024. By passing an interim order for protecting the interests of the Petitioners, the Deputy Director of Education was directed not to proceed with the inquiries that were initiated pursuant to the complaints filed by such bystanders.

5) अश्याच स्वरुपाचे निरिक्षण मा.उच्च न्यायालय, औरंगाबाद खंडपीठ यांनी श्री.काशिनाथ पाटील विरुद्ध महाराष्ट्र शासन (७३४०/२०२४) आणि विकास सोनावणे विरुद्ध महाराष्ट्र शासन (७९६४/२०२४) या प्रकरणी नोंदविले आहे.

०३. मा.उच्च न्यायालयाने रिट याचिका क्रमांक २४९२/२०२४ (याचिकाकर्ता श्री.निशांत गटकळ) या प्रकरणी दिनांक २३ ऑक्टोबर, २०२४ रोजी पारित केलेल्या आदेशातील कार्यात्मक भाग पुढीलप्रमाणे आहे:-

"5. Time and again, we have cautioned the State Authorities not to entertain the applications filed by social workers or bystanders or persons unconnected with the organization and who have not suffered any personal legal injury.

6. In several cases, we have noticed that the persons describing themselves as social workers, lodge complaints against teachers and professors working in Schools, Colleges and Universities and hold out threats to the education department to compel them to commence roving inquiries against such employees. We have directed that such complaints should not be entertained. In some matters, we have also held that, Writ Petitions filed by such persons who intend to settle a personal score or pray for roving inquiries, should not be entertained.

7. The learned Senior Advocate appearing for the Petitioners submits that Respondent No. 5 herein, has lodged several complaints against the Petitioner Institution and has also started filing RTI applications seeking personal information about the employees and the management of the Institution, though he is completely unknown and unconnected with the institution.

8. Respondent No. 6 - Dr.Bhausahab B. Chavan, who is the Deputy Director of Education, Nashik, has tendered an affidavit in reply from page 101, along with several documents, upto page 155. He has tendered an apology and has categorically stated that the impugned orders and the impugned notices issued by him, stand withdrawn, forthwith. He further submits that after noticing several orders passed by this Court, which have been referred to herein above, he has stopped entertaining the complaints filed by strangers or bystanders and would not entertain such complaints anytime in future.

9. We were contemplating suo moto action against Respondent No.6, since we find that though he was aware of our earlier orders referred to in the above paragraphs, for reasons best known to him, he has wholeheartedly entertained the applications of Respondent No. 5 and has highhandedly issued an order to register an FIR against one senior member of the Management.

10. Respondent No.5 appears to be habituated to holding out threats of self immolation, before various Deputy Directors of Education. Some of such complaints are placed before us by Respondent No.6, along with his affidavit in reply. These threats are aimed at terrorising the Government Officials. In view of such circumstances, we permit Respondent No.6 to lodge police complaints against Respondent No.5, whenever he holds out a threat of self-immolation or any such precipitative action or threat of fasting, etc., more so, in the light of the judgment delivered by this Court [Coram: Abhay S Oka (as His Lordship then was) and

Sandeep K Shinde, 3], on 12.12.2018, in Writ Petition no.8987 of 2018 (Balasaheb Vitthalrao Tidke v/s The State and another), at the Principal seat.

14. We direct the Registrar (Judicial) to place a copy of this order before the Chief Secretary of the State of Maharashtra, as well as, the Principal Secretaries, General Administration Department and the School and College Education Department, in order to issue strict directions to all the Education Departments and the Statutory Authorities to refrain from entertaining such complaints/ applications/ representations or of threats, by unconnected people, more so, in view of the Notification dated 3rd December 1958, the Circular dated 26th December, 2019 and the Government Resolution dated 14th October, 2019 referred to herein above."

०४. माननीय उच्च न्यायालयाने पारित केलेले वरील आदेश तसेच, मा.मुख्यसचिव, महाराष्ट्र राज्य यांच्या कार्यालयाकडून प्राप्त झालेल्या सुचना विचारात घेऊन संबंधितांना स्पष्ट निर्देश देण्याची बाब शासनाच्या विचाराधीन होती.

शासन परिपत्रक:-

दिनांक ३ डिसेंबर, १९५८ ची अधिसूचना आणि दिनांक १४ ऑक्टोबर, २०१९ च्या परिपत्रकान्वये त्रयस्थ व्यक्तीकडून प्राप्त तक्रारींवर करावयाच्या कार्यवाहीची कार्यपद्धती विहित करण्यात आली आहे. सदर कार्यपद्धती / तरतुदी विचारात घेऊन, तसेच, वर नमूद केलेले विविध न्यायालयीन आदेश विचारात घेता, प्रकरणाशी संबंधित नसलेल्या व्यक्ती (त्रयस्थ व्यक्ती) अथवा तत्संबंधितांकडून प्राप्त झालेल्या तक्रारी/ अर्ज / निवेदने अथवा धमकी विचारात घेऊ नये, असे स्पष्ट निर्देश देण्यात येत आहेत. विशेषतः अश्या प्रकरणी कार्यवाही करताना ती कोणत्याही न्यायालयीन निर्णयाशी विसंगत होणार नाही, याची दक्षता विभागातील सर्व अधिकाऱ्यांनी घ्यावी.

सदर शासन निर्णय महाराष्ट्र शासनाच्या www.maharashtra.gov.in या वेबसाईटवर उपलब्ध करण्यात आला असून त्याचा संकेतांक २०२५०२९८१७५०१७८६०८ असा आहे. हा आदेश डिजिटल स्वाक्षरीने साक्षांकित करुन काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

Digitally signed by PRATAP PANDURANG LUSAL
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2.5.4.20=606076338fcd447f072ca00b7abc1efac99c54ab1b5bfc
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(प्रताप पां. लुबाळ)

उपसचिव, महाराष्ट्र शासन

प्रति:-

१. मा. मंत्री, उच्च व तंत्रशिक्षण यांचे खाजगी सचिव, मंत्रालय, मुंबई.
२. मा. राज्यमंत्री, उच्च व तंत्र शिक्षण यांचे खाजगी सचिव, मंत्रालय, मुंबई.
३. मुख्य सचिव, महाराष्ट्र राज्य, मंत्रालय, मुंबई.
४. अप्पर मुख्य सचिव (सेवा), सामान्य प्रशासन विभाग, मंत्रालय, मुंबई
५. अप्पर मुख्य सचिव, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई
६. प्रधान सचिव, शालेय शिक्षण व क्रीडा विभाग, मंत्रालय, मुंबई.
७. सर्व सहसचिव / उपसचिव, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई.
८. संचालक (उच्च शिक्षण/तंत्र शिक्षण/ कला/ ग्रंथालय), पुणे/ मुंबई.
९. सर्व कुलसचिव, अकृषि विद्यापीठे.