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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.2799 OF 2026

JITENDRA
SHANKAR
NIJASURE

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NIJASURE
Date: 2026.03.07
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Sarala Pandharinath Kakulate

...Petitioner

Versus

State of Maharashtra & Ors.

...Respondents

Mr. R.K. Mendadkar with Ms. Prajakta Pashte for the Petitioner.

Mrs. M.P. Thakur, AGP for State – Respondent No.1.

**CORAM : R.I. CHAGLA AND
ADVAIT M. SETHNA, JJ.
DATE : 6TH MARCH, 2026.**

ORDER :

1. By this Writ Petition, the Petitioner is impugning the Order dated 2nd February, 2026 passed by the Respondent No.2 – Committee with further direction to Respondent No.2 – Committee to issue certificate of validity in relation to caste certificate dated 8th July, 2021 with further direction to Respondent No.3 – Employer not to act upon the impugned order passed by the Respondent No.2 – Committee.

2. Mr. Mendadkar, the learned Counsel appearing for the Petitioner has moved this Writ Petition on the ground of urgency as

by the impugned order dated 2nd February, 2026 passed by the Respondent No.2 – Committee, Respondent No.3 – Employer has been directed to terminate the services of the Petitioner and that the Respondent No.3 – Employer is likely to act upon such direction.

3. Mr. Mendadkar states that the Respondent No.3 – Employer has been served with the papers and proceedings in the above matter and inspite of service has not made an appearance.

4. Mr. Mendadkar has referred to similar cases where such directions have been issued by Respondent No.2 – Committee to the employer to terminate the services of the Petitioners therein and which the Court by orders passed therein has granted ad-interim order restraining the Respondent No.3 – Employer from taking any adverse coercive action based on the impugned Order. He has sought for a similar order to be passed.

5. The learned AGP appearing for Respondent Nos.1 and 2 – State has sought for time to file Affidavit in Reply to the Petition.

6. Considering that the Respondent No.3 – Employer is likely to act upon the direction of the Respondent No.2 – Committee by terminating the services of the Petitioner, till next date, ad-interim

relief is granted in terms of prayer Clause (d). We have taken note of the fact that the Respondent No.3 – Employer has not made an appearance inspite of service.

7. The Petitioner shall file Affidavit of Service by Monday 9th March, 2026.

8. The Respondent Nos. 1 and 2 shall file Affidavit in Reply to the Petition within a period of two weeks from today.

9. The Petitioner is at liberty to file Affidavit in Rejoinder thereto within a period of one week thereafter.

10. Respondent No.3 shall act upon an authenticated copy of this Order.

11. Place the Writ Petition for consideration on 26th March, 2026.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA J.]