

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8284 OF 2023

Rishikesh Mohan Soundane And Anr ...Petitioners

Versus

State Of Maharashtra Thr Its Secretary

Tribal Development And Ors ...Respondents

WITH

INTERIM APPLICATION NO. 12485 OF 2025

WITH

WRIT PETITION NO. 6252 OF 2009

Mohan S/o. Pandit Saundane ...Petitioner

Versus

The State Of Maharashtra And Ors. ...Respondents

Mr. R. K. Mendadkar, a/w Adv. Jagdish Kawale, Adv. Prajakta Pashte,
Advocate for Petitioner.

Mr. P. P. Kakde, Addl. G.P. a/w Smt. Pooja Deshpande, AGP, Advocate for
Respondent - State.

Mr. P. P. Kakde, Add. G. P. a/w Shri. A.K. Naik, AGP, for State.

CORAM : R. I. CHAGLA AND
ADVAIT M. SETHNA, JJ.

DATED : 25th FEBRUARY, 2026

P.C.:-

1. Writ Petition No. 8284 of 2023 and Writ Petition No. 6252 of 2009
are being heard together. The petitioners in the respective petitions are son

and father.

2. In Writ Petition No. 6252 of 2009 Rule has been issued on 7 August 2009 and interim relief has been granted in terms of prayer clauses (c) and (d) whereas in Writ Petition No. 8284 of 2023 Rule till date has not been issued. However, by an Order dated 12 December 2024 interim relief has been granted by directing Respondent No. 4 not to terminate the service of Petitioner No. 1 only for the reason that his claim has been invalidated. This was conditional on the filing of such affidavit of undertaking, as set out in the said order.

3. In Writ Petition No. 6252 of 2009, Rule was issued on 7 August 2009, interim relief was granted in terms of prayer clauses (c) and (d).

4. Further, insofar as Petitioner No. 2 is concerned, by the order dated 12 December 2024, this Court directed Respondent No. 3 that, during the pendency of the petition, if he passes his graduation course, his marksheet for the final year and degree certificate shall not be issued without the leave of this Court. This is in light of the order dated 31 January 2022 passed by the Hon'ble Supreme Court, in Special Leave to Appeal (Civil) Nos. 866–867 of 2022 (Maharashtra University of Health Sciences v. Madhavi Ramrao Thakur and Others). The petition is now placed for final hearing.

5. In view thereof, we issue Rule in Writ Petition No. 8284 of 2023. Both writ petitions shall be placed for hearing on 24 March 2026 at 3.00 P.M.

6. The parties shall file brief written submissions along with a

compilation/list of judgments upon which they seek to rely on or before 16 March 2026.

7. The interim orders shall continue to operate till the final disposal of the present petitions.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA, J.]