

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO. 8284 OF 2023**

Rishikesh Mohan Soundane & Ors. ... Petitioners.  
Versus  
The State of Maharashtra & Ors. ... Respondents.

**WITH  
WRIT PETITION NO. 6252 OF 2009**

Mohan s/o Pandit Soundane. ... Petitioner.  
Versus  
The State of Maharashtra & Ors. ... Respondents.

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Mr. R.K. Mendadkar, for the Petitioner in WP/8284/2023.  
Mr. Jagdish G. Reddy a/w. Ms. Ashwini B. Jadhav, for Petitioner in  
WP/6252/2009.  
Ms. Ashwini A. Purav, AGP for Respondent Nos. 1 and 2/State.

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**CORAM : RAVINDRA V. GHUGE AND  
ASHWIN D. BHOBE, JJ.**

**DATE : 12<sup>th</sup> DECEMBER, 2024**

**P.C. :**

1. The learned AGP submits that as a last chance, time may be granted to file affidavit in reply. Let such affidavit in reply be filed on or before 15<sup>th</sup> January, 2025, failing which, we would impose cost of Rs. 25,000/- on the State and the right to file the affidavit in reply shall be

forfeited.

2. Petitioner No. 1 has secured employment. Leave to add the employer as Respondent No. 4. Addition be carried out forthwith.

3. The Petitioner No. 2 is prosecuting graduation course in Engineering with the Respondent No. 3 College. Petitioner No. 3 is said to be a home maker.

4. Petitioner No. 1 shall file an affidavit undertaking in this Court and tender a copy to Respondent No. 4, within three weeks from today stating therein that he would continue as a probationer and would not be entitled for increment/pay revision/ regularization/ promotion/-service benefits, etc. until his claim is validated by this Court. On the condition of filing such affidavit undertaking, we are directing Respondent No. 4, not to terminate the service of the Petitioner No. 1, only for the reason that his claim has been invalidated.

5. In so far as Petitioner No. 2 is concerned, we direct Respondent No. 3, that during the pendency of this Petition, if she passes her graduation course, the marks memo for the final year and degree

certificate, shall not be issued without the leave of this Court, in the light of the order dated **31.01.2022**, passed by the Hon'ble Supreme Court, in ***Special Leave to Appeal (Civil) No.866-867/2022, (Maharashtra University of Health Sciences vs. Madhavi Ramrao Thakur and others)***).

6. List these Petitions for **final hearing** on **30<sup>th</sup> January, 2025**.

**(ASHWIN D. BHOBE, J.)**

**(RAVINDRA V. GHUGE, J.)**

ARUNA  
SANDEEP  
TALWALKAR

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by ARUNA  
SANDEEP  
TALWALKAR  
Date: 2024.12.14  
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