

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**WRIT PETITION (ST) NO. 4235 OF 2026**

St. Xaviers College (Autonomous) ...Petitioner  
Versus  
The State of Maharashtra  
(through The Principal Secretary Higher  
And Technical Education Dep. ...Respondent

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Mr. S.C. Naidu a/w Mr. T.R. Yadav, Ms. Divya Jajurvedi and Mr. Pradeep Kumar i/b. C.R.Naidu & Co. for Petitioners.  
Ms. Anupamaa Pawar, AGP for Respondent – State.  
Mr. Rui Rodrigues for newly added Respondent - University of Mumbai.  
Mr. Vilas Sakpal, Junior Administrative Officer, Higher and Technical Education Dept., present.

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

**DATED : 22<sup>nd</sup> APRIL, 2026**

**PC.:-**

1. Mr. Naidu, learned counsel appearing for the Petitioner has tendered a draft amendment which is taken on record and marked 'X' for identification. The draft amendment is to bring on record subsequent event viz. issuance of letter dated 10 April 2026 whereby the proposal of the Petitioner for pay fixation has been returned. This is to now challenge the said letter/communication dated 10 April 2026. The draft amendment has also drawn a comparison between the prior Government Resolutions dated 15 February 2011 and 30 January 2012 with the Government Resolutions

dated 10 May 2019 and 8 March 2019 read with UGC Regulation dated 30 June 2010 as compared with UGC Regulations dated 18 July 2018.

2. It is Mr. Naidu's submission that Government Resolution dated 10 May 2019 read with Government Resolution dated 8 March 2019 is *pari materia* with the Government Resolution dated 15 February 2011 read with corrigendum Government Resolution dated 30 January 2012. He has submitted that in view of the order passed by this Court on 24 April 2013 in Notice of Motion No.68 of 2013 in Writ Petition No.1515 of 2012 by which the Respondent – State had been restrained from acting upon the said Government Resolution dated 15 February 2011 and 30 January 2012, the subsequent Government Resolution dated 10 May 2019 read with Government Resolution dated 8 March 2019 which forms the basis for the passing of the impugned communication dated 10 April 2026 are required to be stayed including a stay on the impugned communication dated 10 April 2026.

3. Considering that the draft amendment brings on record subsequent events, the Petitioners are permitted to amend the Writ Petition in terms of the draft amendment marked 'X', being pre-admission amendments.

4. The amendment shall be carried out on or before 27 April 2026. Re-verification is dispensed with. Amended copy of the Petition shall be served by the Petitioners on the Respondents upon carrying out the amendment.

5. Mr. Naidu has also made an oral application for joinder of University of Mumbai as party Respondent.
6. Mr. Rodrigues, learned counsel who usually appears for University of Mumbai is present in Court and he has sought time to take instructions in the matter.
7. Accordingly, the Petitioners are permitted to amend the Writ Petition by joining the University of Mumbai as party Respondent. This shall also be carried out by 27 April 2026.
8. Place the Writ Petition under the caption for ad-interim relief on **30 April 2026** on the Supplementary Board.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA, J.]