



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

916 CIVIL APPLICATION NO. 2761 OF 2024
IN WP/5841/2012

TRYSEM AND MINI ITI EMPLOYEES UNION THR IT'S MEMBER
VINOD BHASKAR SHIRSALE

VERSUS

STATE OF MAHARSHTRA AND ANOTHER

...

Mr. Manish P. Tripathi, Advocate for Applicant

Mr. V. M. Kagne, AGP for Respondents State

Mr. V. D. Sapkal, Senior Advocate i/by Mr. S. P. Sapkal for Respondent
Nos. 1 and 2 in Writ Petition No.1222 of 2017

Mr. P.P. Shahane, Advocate for the Petitioner in Writ Petition No.
614/2023

CORAM : RAVINDRA V. GHUGE &
Y. G. KHOBRAGADE, JJ.

DATE : 20th July, 2024

ORDER:

1. We have considered the submissions of the learned Senior Advocate Shri Sapkal and the learned Advocates Mr. Tripathi, Mr. Shahane, along with the learned AGP appearing for the respective parties.

2. Shri Sapkal draws our attention to the fact that the Government Pleader had moved a praecipe to the Senior Most Administrative Judge of this Bench for clubbing Writ Petition Nos.10424 of 2012, 911 of 2013, 1222 of 2017, which pertain to the assignment of the learned Single Judge Bench, along with Writ Petition Nos. 614 of 2003 and 5841 of 2012, which pertain to the assignment of the Division Bench, so as to be heard by the Division Bench.

3. We find from the record that the first three matters (Writ Petition Nos.10424 of 2012, 911 of 2013, 1222 of 2017), pertain to the assignment of the Single Judge Bench as the Project Director had challenged the judgment of the Industrial Court. The last two matters (Writ Petition Nos. 614 of 2003 and 5841 of 2012), pertain to the assignment of the Division Bench. Before the Division Bench, the Petitioners who are contractual employees, claimed regularization. The matters before the Single Judge Bench pertain to the legality of the judgment delivered by the Industrial court.

4. We, therefore, agree with the submissions made by Shri Sapkal and, the learned Advocates/AGP also agrees that the matters which are to be heard by the learned Single Bench, be segregated and the Parties be granted liberty to circulate those matters.

5. In view of the above, Writ Petition Nos.10424 of 2012, 911 of 2013, 1222 of 2017 be segregated from this group with liberty to the learned Advocates to circulate these matters for hearing before the learned Single Judge.

6. In so far as Writ Petition Nos. 614 of 2003 and 5841 of 2012, list these matters for hearing on 7th August, 2024, to be called out after the fresh admissions Board is over.

(Y. G. KHOBRAGADE, J.)

(RAVINDRA V. GHUGE, J.)