

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.5681 OF 2013

Kai. Yashodabai Dagadu Saraf
Charitable Trust Through its President
Pandurang Dagdu Saraf and another.

...PETITIONERS

VERSUS

1. The State of Maharashtra and others.

...RESPONDENTS

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Mr. V.J.Dixit, Senior Advocate, i/b Mr. Ajay
G.Talhar, Advocate for the petitioners.

Mr. D.R.Korde, AGP for respondent State.

Mr. Alok Sharma, Assistant Solicitor General,
respondent no.3.

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CORAM: R.M.BORDE and R.V.GHUGE, JJ.

Date: July 19th, 2013

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P.C.:-

1. Heard.

2. Notice, returnable on 16/8/2013. Mr. Sharma
waives service for respondent no.3, Mr. D.R.Korde,
A.G.P., waives service for respondent nos. 1 and 2.

3. We have perused the order passed by the
Division Bench of the High Court at Principal seat at
Mumbai in Writ Petition No.6214/2013 on 16th July,
2013. The facts giving rise to instant petition
are also identical and, as such, we propose to adopt
the same course as has been adopted by the Division

Bench at Mumbai.

4. Learned Senior Advocate Mr Dixit appearing for the petitioner, on instructions, states that, if this Court permits the petitioners to admit the students in CAP rounds, the petitioners will inform the students in writing, before giving admission, that their admission is provisional, based upon the interim order passed by this Court and the same is liable to be cancelled if this Court vacates the interim order or dismisses the petition. The undertaking in writing shall be presented within one week from today.

5. By way of interim order, we direct respondent no.2 to permit the petitioners to admit the students through Central Admission process (CAP rounds) to Diploma in Pharmacy Course which is to be conducted in second shift. It is hereby made clear that the admission granted to the students shall be provisional and no equity shall be created in favour of the students by virtue of grant of such interim provisional admission.

S.O. to 16.8.2013.

(R.V.GHUGE)
JUDGE

(R.M.BORDE)
JUDGE

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