

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3173 OF 2001

WITH

CIVIL APPLICATION NO.2005 OF 2010

Sanjay Madhukar Ranade and others ... Petitioners / Applicants
Vs.
State of Maharashtra and others ... Respondents

AND

CIVIL APPLICATION NO.2004 OF 2010

IN

WRIT PETITION NO.3173 OF 2001

Dattatray Govind Joshi and others ... Applicants

In the matter between:

Sanjay Madhukar Ranade and others ... Petitioners

Vs.

State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.3529 OF 2019

Jawahar Motilal Jaketia ... Petitioner

Vs.

State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.9590 OF 2015

Ramesh Balmohanrao Salunke and others ... Petitioners

Vs.

State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.3531 OF 2019

Milind Rajanikant Utgikar ... Petitioner

Vs.

State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.3531 OF 2019

Milind Rajanikant Utgikar ... Petitioner

Vs.

State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.6614 OF 2003

Shaikh Muzammil S. and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.4838 OF 2018

Ingavale Tukaram Popat and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.9498 OF 2015

Vijay Shripad Kulkarni and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

WITH
INTERIM APPLICATION NO.3907 OF 2021
IN
WRIT PETITION NO.9498 OF 2015

Chairman through Dr. J. J. Magdum Trust & another... Applicants

In the matter between:

Vijay Shripad Kulkarni and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.10630 OF 2018

Niraj Sudhir Patil and another ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.13826 OF 2017

Sudarshan Narasappa Mitte and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.10611 OF 2014

Dr. Pramod Shankarrao Kulkarni ... Petitioner
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.41 OF 2016

Pravin Chandrakant Mhetre and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.1678 OF 2015
WITH
CIVIL APPLICATION (ST.) NO.3621 OF 2018

Balasaheb Vitthal Chavan and others ... Petitioners / Applicants
Vs.
State of Maharashtra and others ... Respondents

AND
CIVIL APPLICATION (ST.) NO.4488 OF 2018
IN
WRIT PETITION NO.1678 OF 2015

Devidas Pandurang Rupnar since deceased through LRs... Applicants

In the matter between:

Balasaheb Vitthal Chavan and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.13456 OF 2018

Vinnus Daulat Shaikh and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH
WRIT PETITION NO.13458 OF 2018

Gunjan Hari Deo and others ... Petitioners
Vs.
State of Maharashtra and others ... Respondents

ALONG WITH

WRIT PETITION NO.2324 OF 2014
WITH
INTERIM APPLICATION NO.3951 OF 2021
AND
INTERIM APPLICATION (ST.) NO.18483 OF 2021

Hanumant Mahadev Bhosale ... Petitioner / Applicant
Vs.
All India Council for Technical Education
through its Chairman and others ... Respondents

AND
WRIT PETITION (ST.) NO.6354 OF 2021

Secretary Shad Adam Shaikh Trust and others ... Petitioners
Vs.
State of Maharashtra ... Respondent

Mr. Suresh S. Pakale for Petitioners in W.P.Nos.3173/01, 3529/19, 9590/15, 3531/19, 6614/03, 4838/18, 9498/15, 10630/18, 13826/17, 10611/14, 41/16, 1678/15, 13456/18 and 13458/18.

Dr. U. P. Warunjikar a/w. Mr. Sumit Kate and Mr. S. A. Pilankar for Petitioner in W.P.No.2324/14.

Mr. A. G. Kothari for Petitioner in W.P.(St.) No.6354 of 2021.

Mr. A. V. Anturkar, Senior Advocate i/b. Mr. S. B. Deshmukh for Respondent Nos.5 & 6 in W.P.No.9590/15.

Mr. N. C. Walimbe, Mr. N. K. Rajpurohit, Mrs. P. J. Gavhane, Mrs. P. N. Diwan and Ms. S. S. Bhende, Assistant Government Pleaders for Respondents-State in all the Petitions.

Mr. Anand Kulkarni for Respondent Nos.3 and 4 in W.P.Nos.3531/19, 3529/19, 10611/14 and 1678/15.

Mr. Swapnil Jadhav i/b. Mr. Abhijeet A. Joshi for AICTE in W.P.Nos.13458/18, 13456/18, 4838/18, 10630/18, 41/16 and 9498/19.

Mr. V. B. Rajure for Respondent Nos.4 and 5 in W.P.No.41/16.

Mr. R. V. Govilkar for Respondent No.4 in W.P.Nos.4838/17, 10360/18, 13456/18 and 13458/18.

Ms. Prachi Khandge i/b. M/s. M. P. Vashi & Associates for Respondent No.4 in W.P.No.3173 of 2001.

Mr. R. V. Govilkar a/w. Mrs. Anita Agarwal for Respondent No.4 in W.P.No.10630/18.

**CORAM : R. D. DHANUKA &
R. N. LADDHA, JJ.**

DATE : DECEMBER 10, 2021

P.C. :-

More than 20 matters are listed on Board today for final hearing at 2:30 p.m.

2. Mr. Kothari, learned counsel for the petitioners in Writ Petition (St.) No.6354 of 2021 filed by the *Secretary Shad Adam Shaikh Trust and others* against the State of Maharashtra, which matter is not on Board today, states that his clients have impugned the Notification dated 16.10.2018 providing for retrospective applicability of pay-scales substantially in accordance with the pay-scales prescribed as per the 6th Pay Commission with effect from 01.01.2006. He submits that the outcome of the said writ petition bearing (St.) No.6354 of 2021 will have bearing on the pending petitions, which are on Board today.

3. Writ Petition (St.) No.6354 of 2021 is taken on Board accordingly.

4. List Writ Petition (St.) No.6354 of 2021 for 'admission' on 10.01.2022. Copy of the petition shall be served upon the respondents in advance. This petition [Writ Petition (St.) No.6354 of 2021] can be heard independently and not with the petitions which are on Board today for final hearing.

5. Affidavit-in-reply shall be filed by the respondents within two weeks from the date of service of papers and proceedings, with a copy to be served upon the petitioners' advocate simultaneously. Rejoinder, if any, shall be filed within one week thereafter with a copy to be served upon the respondents' advocate simultaneously.

6. Place the matters mentioned in the title of this order [except Writ Petition (St.) No.6354 of 2021] on Board for final hearing on 20.01.2022 a/w. Writ Petition No.10610 of 2014, Writ Petition No.7071 of 2004 and

(O.S.) Writ Petition No.263 of 2003, which are not on Board today.

7. Parties are at liberty to file brief written arguments on proposition of law and to file copies of the judgments which they propose to rely upon with a copy to be served on the other side in advance.

(R. N. LADDHA, J.)

(R. D. DHANUKA, J.)

Minal Parab