

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).10565-10566/2005

(From the judgement and order dated 29.4.2005 in RP No. 34/2005
in WP No. 1129/2005 and order dated 31/03/2005 in WP No. 181/2005
of The HIGH COURT OF BOMBAY)

STATE OF MAHARASHTRA & ANR.

Petitioner(s)

VERSUS

SUDHIR SHETKAR & ORS.

Respondent(s)

(With prayer for interim relief and office report)
(For final disposal)

Date: 16/12/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE P. SATHASIVAM

For Petitioner(s) Mr. Ravindra Keshavrao Adsure,Adv.

For Respondent(s) Mr. A. Sharan, ASG
Mr. Aman Ahluwalia, Adv.
Mr. D.S. Mahra, Adv.

For Ms. Sushma Suri,Adv.

M/s. Gaurav Sharma, Sumeet Bhatia, Surbi Mehta,
Ankit Gupta, Advs.
For Mr.Maninder Singh ,Adv

Mr. Rajiv Nanda ,Adv

For intervenor Mr. K.K. Khurana, Adv.
Mr. A.K. Mehta, Adv.UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appeal is disposed of in terms of the signed
order.(R.K.DHAWAN)
COURT MASTER(VEERA VERMA)
COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. OF 2008
(Arising out of SLP(C) No.10565-10566/2005)

STATE OF MAHARASHTRA & ANR.

...APPELLANTS

VERSUS

SUDHIR SHETKAR & ORS.

...RESPONDENTS.

ORDER

Leave granted.

Heard learned counsel for the State of Maharashtra and learned Additional Solicitor General.

In the year 2005, 152 students, who were selected for admission to Post-graduate Course by All-India Entrance Examination in the State of Maharashtra, were deployed for rural service at the initial stage. Their admission was later regularized. Respondent no.1 filed a writ petition before the High Court and in the impugned judgment, the Division Bench of the High Court held that as the admission should have been over by 30th September of each year, the delayed application for carrying forward seat was ineffective and the same was not permissible because of the specific direction issued by the

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State Government. Since the students have already completed their courses and passed out from the university and in the peculiar circumstances of the case the observation and direction issued by the High Court is set aside.

The appeals are disposed of accordingly.

.....CJI
(K.G. BALAKRISHNAN)

.....J
(P. SATHASIVAM)

NEW DELHI;
DECEMBER 16, 2008.