

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 8155 OF 2013

Gopalrao Baburao Sondge .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Shri Amol M. Awate, Advocate for the Petitioner.

Shri K. J. Ghute Patil, A. G. P. for Respondent Nos. 1 and 2.

Shri Gulab Rajale, Advocate for the Respondent No. 4.

Shri Z. R. Zambre, Advocate h/f Shri Niteen V. Gaware, Advocate
for the Respondent No. 5.

**WITH
CIVIL APPLICATION STAMP NO. 22247 OF 2015
IN
WRIT PETITION NO. 8155 OF 2013**

Bankatswami Shikshan Sanstha Khadki

Through its President

Amit Laxmanrao Bhosale .. Applicant

Versus

The State of Maharashtra and others .. Respondents

Shri U. R. Awate, Advocate h/f Shri S. B. Talekar, Advocate for
the Applicant.

Shri K. J. Ghute Patil, A. G. P. for Respondent Nos. 1 and 2.

Shri Gulab Rajale, Advocate for the Respondent No. 4.

Shri Z. R. Zambre, Advocate h/f Shri Niteen V. Gaware, Advocate
for the Respondent No. 5.

Shri Amol M. Awate, Advocate for the Respondent No. 6.

**CORAM : S. V. GANGAPURWALA AND
V. K. JADHAV, JJ.
DATE : 29TH JULY, 2015.**

PER COURT :

- . Heard the learned counsel for respective parties.
2. Mr. Rajale, the learned counsel for the respondent No. 4 states that, the respondent No. 4 has already submitted proposal with the Joint Director of Higher Education with regard to payment of legal dues to the petitioner and the same is pending with the Joint Director of Higher Education, Aurangabad.
3. Mr. Aute, the learned counsel for the intervenor states that, the intervention application is filed by Bankatswami Shikshan Sanstha through its President Amit Bhosale, objecting to the same.
4. The proposal is yet pending with the Joint Director of Higher Education, Aurangabad. The Joint Director of Higher Education is required to decide said proposal on its own merits. The intervenor in this writ petition can raise all the issues sought to be raised by him before the Joint Director of Higher Education where the proposal is forwarded and pending.
5. In the light of that, we dispose of the writ petition with

directions that the Joint Director of Higher Education Aurangabad shall consider the proposal submitted by the respondent No. 4 with regard to payment of legal dues to the petitioner after considering all aspects of the matter and after hearing all the concerned. The present intervenor in this petition is entitled to raise objection before the Joint Director of Higher Education, where the proposal is pending. The Joint Director of Higher Education, Aurangabad shall decide the same expeditiously and preferably within a period of six (6) months from today. The writ petition as well as civil application stand disposed of. No costs.

[V. K. JADHAV, J.]

[S. V. GANGAPURWALA, J.]

bsb/July 15