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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**CIVIL APPLICATION NO.645 OF 2015**  
**IN**  
**WRIT PETITION NO.5830 OF 2013**

|                                      |                 |
|--------------------------------------|-----------------|
| Ayesha Idris Naikwadi                | ... Applicant   |
| <u>In the matter between</u>         |                 |
| Sajid Ali Barkat Ali Pathan and Anr. | ... Petitioners |
| Versus                               |                 |
| State of Maharashtra and Ors.        | ... Respondents |

Mr. M.S. Ansari i/by R.M. Momin for the Applicant.  
 Mr. Drupad S. Patil for the Petitioners.  
 Mrs. M.P. Thakur, AGP for the Respondent Nos.1 to 3.  
 Mr. G.H. Keluskar for Respondent Nos.5 and 6.

**CORAM : A.S. OKA &  
 A.A. SAYED, JJ.**

**DATE : 9<sup>th</sup> MARCH, 2016  
 [In Chamber at 2.40 pm]**

**PC.**

1            Heard the learned counsel appearing for the parties.  
 Perused the application. It is true that the order of remand has been  
 passed in the main Writ Petition by recording a statement which was  
 made by the learned counsel appearing for the Applicant (4<sup>th</sup>  
 Respondent in Writ Petition) which finds place in the third paragraph of  
 the order dated 24<sup>th</sup> March, 2014. We must record here that when this  
 Bench was about to pass an order on merits by setting aside the

impugned caste validity certificate and by directing a fresh enquiry, a statement was made by the learned counsel appearing for the Applicant which is recorded in the third paragraph of the order perhaps to ensure that this Court should not record any adverse findings against the Applicant. The stand taken was in the interest of the Applicant. Hence, there is no reason to modify the order passed in the Writ Petition. Subject to what is observed above, the application is disposed of.

**(A.A. SAYED, J )**

**(A.S. OKA, J )**