

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1110 OF 2016
IN
WRIT PETITION NO.4839 OF 2014

Swaroop Tukaram Gadave ...Petitioner
vs.
Maharashtra University of Health
Sciences, Nashik and Another ...Respondents

Mr. Vijay Thorat a/w. Ms. Pooja Thorat and Mr. Anukul Seth, for the
Petitioner.

Ms. D.S. Mondkar-Hule i/b. Mr. S.B. Shetye, for Respondent No. 1.

Mr. Anuj Jaiswal a/w. Mr. Nirav Shah i/b. Little & Co., for the
Respondent No. 2.

CORAM : SHANTANU S. KEMKAR &
PRAKASH D. NAIK, JJ.

DATE : DECEMBER 15, 2016

PC.:

. Parties through their counsel.

2. Heard on the Civil Application No. 1110 of 2016. Keeping
in view the order dated 16th September, 2014 passed by this Court
permitting the Petitioner to appear in the first year BAMS
examination and directing the declaration of the result of the
Petitioner and the fact that in the revaluation the Petitioner was

declared failed and as a result the Petitioner had appeared again in the first year BAMS examination of which through this Civil Application the Petitioner is seeking declaration of the result, we allow the Civil Application by directing the Respondent-University to declare the Petitioner's result and if the Petitioner is declared pass to allow him to appear in the classes of second year.

3. However, it is made clear that the Petitioner shall not be entitled to claim equity on the basis of this order and declaration of result of the Petitioner will be subject to outcome of this Petition.

4. The Civil Application stands disposed of as such.

(PRAKASH D. NAIK, J.)

(SHANTANU S. KEMKAR, J.)