

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5499 OF 2014**

Jyoti Bhimashankar Natekar @ Jyoti
Chandrakant Kamale
versus
The State of Maharashtra through
its Secretary, Education Department,
Mantralaya and anr.

....Petitioner

...Respondents

Mr. R. K. Mendadkar, advocate for the petitioner.
Mr. P. G. Sawant, AGP for the State.
Mr. A. S. Kulkarni, advocate for respondent No.2.

**CORAM : RANJIT MORE &
ANUJA PRABHUDESSAI, JJ.**

DATE : 8th AUGUST, 2016.

P. C. :

Mr. Mendadkar, learned counsel for the petitioner having taken instructions from his client who is present before the Court, seeks leave to withdraw the petition with liberty to file a departmental appeal against the termination order of the petitioner. Leave with liberty as prayed for, is granted. The writ petition is disposed of as withdrawn.

2. It is made clear that we have not gone into the merits of the matter and all rights and contentions of the respective parties are kept expressly open. In the event, the petitioner files such appeal, the

appellate authority shall dispose of the same expeditiously. The petitioner is entitled to claim benefit of the provisions of Section 14 of the Limitation Act, 1963 for exclusion of the period during which this petition was pending in this Court for the purpose of condonation of delay in preferring the appeal.

(ANUJA PRABHUDESSAI, J.)

[RANJIT MORE, J.]