

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10058 OF 2016

Shri Ram Pandagale Educational Trust,
Kandivli ...Petitioner

vs.

The Secretary, Higher and Technical Education,
State of Maharashtra and Another ...Respondents

Mr. Mihit Desai a/w. Mr. K.D. Biswas, for the Petitioner

Mr. P.P. Kakade, AGP, for Respondent No. 1.

Mr. Rui Rodrigues, for Respondent No. 2.

CORAM : SHANTANU KEMKAR &
MAKARAND KARNIK, JJ.

DATE : **SEPTEMBER 07, 2016**

PC.:

1. In view of the fact that the last date of admission has expired, the learned counsel for the Petitioner seeks leave to withdraw the Petition.

2. The learned AGP submits that cost be imposed on the Petitioner for making a false averment. However, we are not inclined to accept the statement made by the learned AGP in view of the fact that the Petitioner's claim was favourably forwarded by the University.

3. Be that as it may, we allow the Petitioner to withdraw the Petition on the ground that the last date of admission has expired, without imposing the cost.

4. Accordingly the Petition stands dismissed as withdrawn.

(MAKARAND KARNIK, J.)

(SHANTANU KEMKAR, J.)