

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

CIVIL APPLICATION NO.2544 OF 2016
IN
RA/65/2016

WITH
REVIEW APPLICATION NO.65 OF 2016
IN
WRIT PETITION NO.3101 OF 2001

JITENDRA VISHWANATH GAIKWAD.
-VERSUS-
VIJAYA VITHALRAO INGLE AND OTHERS.

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Advocate for Applicant : Shri S.S.Thombre.
Advocate for Respondent 1 : Shri S.R.Barlinge.
Advocate for Respondents 2 and 3 : Shri V.B.Jagtap.
AGP for Respondent 4 : Shri N.T.Bhagat.

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CORAM: RAVINDRA V. GHUGE, J.

DATE :- 31st January, 2017

Per Court:

a) Civil Application No.2544/2016:-

1 Shri Barlinge, learned Advocate appears on behalf of
Respondent No.1. Shri Jagtap, learned Advocate appears on behalf of
Respondent Nos.2 and 3.

2 For the reasons stated in the Civil Application, the delay of

490 days is condoned subject to the costs of Rs.2,500/- (Rupees Two Thousand Five Hundred), which by the gracious consent of the Respondents, shall be deposited with the Advocates Association of Bombay High Court, Bench at Aurangabad, within a period of TWO WEEKS from today. The Civil Application is, accordingly, allowed. The Review Application shall be processed.

b) Review Application No.65/2016:-

3 The Applicant desires to place on record a copy of the affidavit (undated) which indicates that the Management had informed the Education Officer that in the event the original Appellant/ Respondent No.1 herein succeeds in her litigation, the Management would bear the financial burden of the salary of the 10th teacher provided that the Education Officer grants an approval to the 10th teacher.

4 The copy of the said affidavit is taken on record and marked as Exhibit X for identification.

5 Shri Jagtap, learned Advocate, submits that he would take instructions on the said affidavit and make his submissions on the next date.

6 Stand over to 08.02.2017 in the supplementary board.

7 Interim protection granted earlier to the Applicant would
continue till the next date.

kps

(RAVINDRA V. GHUGE, J.)