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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.11422 OF 2013

Sanjay Basu Rathod ..Petitioner
Versus
The State of Maharashtra,
Through the Secretary,
Education Department, Primary
Section, Mantralaya, Mumbai and others ..Respondents

Mr. Rajaram Deshmukh for the Petitioner.
Mrs. Rupali M. Shinde, AGP for Respondent Nos.1 and 2.
Mr. Anvil S. Kalekar i/by Mr. Jaydeep Deo for Respondent No.3. s

**CORAM: B. R. GAVAI &
SANDEEP K. SHINDE, JJ.**

DATE: 22nd November, 2017

P.C.:-

1] Mr. Deshmukh, learned Counsel for the Petitioner, seeks liberty to withdraw the Petition with further liberty to take recourse to the alternative remedy available in law.

2] Petition is disposed of as withdrawn. However, taking into consideration that the Petitioner was bonafide prosecuting erroneous remedy, Petitioner would be entitled to benefit under section 14 of the Limitation Act.

(SANDEEP K. SHINDE, J.)

(B. R. GAVAI, J.)