

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.2287 OF 2015

Maharashtra State Co-operative Consumer
Federation Ltd.

...Petitioner

vs.

The State of Maharashtra & 2 Ors.

...Respondents

WITH

WRIT PETITION NO.444 OF 2016

Bukhari Shams & 9 Ors.

...Petitioners

vs.

The State of Maharashtra & 2 Ors.

...Respondents

ALONG WITH

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4891 OF 2015

WITH

CIVIL APPLICATION NO.535 OF 2016

IN

WRIT PETITION NO.4891 OF 2015

Krishna Medical through Ramlal Rattaram
Chaudhary

...Petitioner

vs.

The State of Maharashtra through Chief
Secretary, Medical Education and Drugs DEP

...Respondent

Mr.S.R. Nargolkar a/w. Mr. Omkar Ambekar for the Petitioner. (WP No.2287/2015)

Mr. Kedar Dighe, Asst. G.P. for the State/Respondent Nos.1 & 2. (WP No.2287/2015)

Mr. S. R. Nargolkar a/w Lendle Continho I/b Meenakshi Sakhare and Mr. Santosh S. Musale for the Petitioner. (WP No.4891/2015)

Mr. C.P. Yadav, AGP for the Respondent Nos.1 & 3. (WP No.4891/2015)

**CORAM: B. R. GAVAI AND
RIYAZ I. CHAGLA, JJ.**

DATE: 24th JULY 2017

P.C. :

. The challenge which is raised in this matter was also raised before the Aurangabad Bench of this Court by way of Writ Petition No.10288/2015. In the said Petition vide judgment and order dated 7/6/2017, the Division Bench has found no merit in the challenge and dismissed the Petition.

2. Even otherwise we are of the view that the right of the Petitioner if any will be at the most a contractual right. If it is the case of the Petitioner that there is wrongful termination of contract, he can very well claim damages in appropriate proceedings.

3. It is not for this Court to entertain such a challenge with jurisdiction under Article 226 of the Constitution of India.

4. Writ Petitions are accordingly dismissed.

(RIYAZ I. CHAGLA, J.)

(B. R. GAVAI, J.)