

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 8646 OF 2018

SHRIHARI RAMRAO DHOND
VERSUS
BHAGWAN SHIKSHAN PRASARAK MANDAL & ORS

...
Advocate for Petitioner : Shri Kedar Balbhim R.
AGP for Respondent 5 : Shri Patil K.S.

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CORAM : RAVINDRA V. GHUGE, J.
Dated: October 16, 2018
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PER COURT :-

1 The petitioner is aggrieved by the order dated 22.6.2018 passed by the University and College Tribunal, Aurangabad, by which the application seeking interim relief in Appeal No. BAMU-04/2017 has been rejected.

2 Learned Advocate for the petitioner has strenuously criticized the impugned order and prays for an interim relief in the nature of reinstatement in service during the pendency of the appeal.

3 It is settled law that interim relief cannot be of the nature of a final relief. If the order of termination / discharge / removal or otherwise termination is under challenge, there cannot be an interim order granting final relief at an interlocutory stage.

akl/d

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4 The learned counsel for the petitioner submits in the alternative that as the appeal has been preferred in October, 2017, the appeal may be expedited as the petitioner appellant was an in charge Principal and is suffering loss of employment.

5 In view of the above, this petition is disposed off. The Tribunal is directed to decide the appeal No. BAMU-04/2017 as expeditiously as possible and in any case on/or before 31.10.2019.

(RAVINDRA V. GHUGE, J.)

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