IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1188 OF 2016
IN
WRIT PETITION NO.1920 OF 2011
...

The State of Maharashtra ....Applicant
V/S
Bhalchandra M. Aher & Ors. ....Respondents
...

Mrs. M.S. Srivastava, AGP for the Applicant.
Ms. Seema Sarnaik a/w Mr. Ameya Tamhane for the Petitioners.

CORAM : A.A. SAYED &
K.K. TATED, JJ.
DATE : 26 FEBRUARY 2019
(IN CHAMBER AT 2.45 P.M.)

ORDER:

1 In the impugned order dated 14 November 2011 in Writ Petition No.1920 of 2011 in para 2(b), it is observed as follows:

> "2. … … … …
>
> a) … … …
>
> b) It is open to respondent no.1 to approach the Government seeking reimbursement of the said amount within a period of three months therefrom. If respondent no.1 approach the Government for seeking reimbursement of the aforementioned amount, the Government shall consider the same in accordance with law and if respondent no.1 is found to be entitled to claim reimbursement, the said amount be reimbursed at the earliest.
>
> c) .. … ..."

2 Inasmuch as the State Government is required to 'consider' the case of the Respondent No.7-Nashik District Maratha Vidya Prasarak Samaj, Nashik (Respondent No.1 in Writ Petition), in accordance with law, no case for modification of the order dated 14 November 2011 is made out.

3 The Civil Application is dismissed.

(K.K. TATED, J.) **(A.A. SAYED, J.)**

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