

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 76 OF 2019

Mukesh R. Jadhav and Anr. } Petitioners
 versus
Union of India and Ors. } Respondents

Mr.Rajeev R. for the petitioners.

CORAM :- S. C. DHARMADHIKARI &
 R. I. CHAGLA, JJ.

DATED :- NOVEMBER 14, 2019

P.C. :-

1. The order of this court has not been abided by is the complaint. In the process, the petitioners are excluded while granting admissions to medical courses although they fulfill the requirement of residence and possess other qualifications, according to the petitioners. However, those admitted are not possessing any of these qualifications nor do they fulfill the criteria of residence is the other complaint.

2. Surely, the contempt proceedings will not be the remedy to correct the wrongs done to the petitioners and when the orders of this court or the rules and regulations are allegedly not abided. That means there are beneficiaries of the acts complained of as illegal. In the absence of complete details, substantive relief,

which in any way cannot be granted in contempt jurisdiction, are, therefore, out of the purview. The petitioners can bring substantive proceedings and claim therein all reliefs, including setting aside and quashing of the admissions granted. In that, they would have to implead, amongst others, the beneficiaries as well. Keeping that course open, the contempt petition is disposed of.

(R.I.CHAGLA, J.)

(S.C.DHARMADHIKARI, J.)