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

WRIT PETITION NO. 2062 OF 2002

Master Bharat Jagdishbhai Darji  
(Minor) through his natural guardian  
father Mr. Jagdishbhai R. Dargji .. Petitioner  
Vs.  
State of Maharashtra .. Respondent

Mr. Abhay Patki for the Petitioner.  
Mr. G. W. Mattos, AGP for the Respondent-State.

WITH  
WRIT PETITION NO. 2066 OF 2002

Kinjal Jitendra Suthar since minor  
through her Natural guardian Father  
Mr. Jitendra Suthar .. Petitioner  
Vs.  
State of Maharashtra .. Respondent

None for Petitioner.  
Mr. Abhay Patki, AGP for State.

WITH  
WRIT PETITION NO. 2087 OF 2002

Snehal L. Sadvarte .. Petitioner  
Vs.  
State of Maharashtra & Ors. .. Respondents

None for Petitioner.  
Mr. Abhay Patki, AGP for State.

WITH  
WRIT PETITION NO. 2090 OF 2002

Miss Sarika Jagannath Pingale .. Petitioner  
Vs.  
The State of Maharashtra & anr. .. Respondents

Mr. Abhay Patki for petitioner.  
Mr. G. W. Mattos, AGP for State.

WITH  
WRIT PETITION NO. 2118 OF 2002

Sushil Sunil Hatkar .. Petitioner  
Vs.  
State of Maharashtra and Anr. .. Respondents

None for petitioner.  
Mr. Himanshu Takke, AGP for State.

WITH  
WRIT PETITION NO. 2102 OF 2002

Master Mandar Madhukar Wadkar  
(Minor) through his natural guardian  
father Mr. Madhukar Wadkar .. Petitioner  
Vs.  
The State of Maharashtra & Anr. .. Respondents

Mr. Abhay Patki for petitioner.  
Ms. Poornima Kantharia, Govt. Pleader a/w Ms. Deepali Patankar,  
Assistant to Govt. Pleader for State.

WITH  
WRIT PETITION NO. 2107 OF 2002

Yogesh Vijay Mhadnak .. Petitioner  
Vs.  
State of Maharashtra & Anr. .. Respondents  
None for Petitioner.  
Mr. Kedar Dighe, AGP for State.

WITH  
WRIT PETITION NO. 2122 OF 2002

Miss. Tejal Anil Kolekar  
(Minor) thorough her natural guardian  
father Mr. Anil Shivram Kolekar .. Petitioner  
Vs.  
The State of Maharashtra & Anr. .. Respondents  
  
Mr. Abhay Patki for petitioner.  
Mr. Kedar Dighe, AGP for State.

WITH  
WRIT PETITION NO. 2347 OF 2002

Prakash Kanhaiyalal Gupta .. Petitioner  
Vs.  
The State of Maharashtra & ors. .. Respondents  
  
None for Petitioner.  
Mr. Sukanta A. Karmakar, AGP for State.

WITH  
WRIT PETITION NO. 2391 OF 2002

Mr. Fahad Anis Ahmed Ansari .. Petitioner  
Vs.  
The State of Maharashtra & Anr. .. Respondents  
  
None for Petitioner.  
Ms. Poornima Kantharia, Govt. Pleader a/w Ms. Deepali Patankar, Assistant to  
Govt. Pleader for State.

CORAM : PRADEEP NANDRAJOG, C.J. &  
N. M. JAMDAR, J.

DATE : 4<sup>th</sup> JUNE, 2019.

P. C. :

1. Petitioners in the captioned Petitions approached this Court on account of the fact that they were issued Caste Certificate to the effect that they were members of OBC but since the concept of a creamy layer was introduced by the Supreme Court's requiring benefits to be granted to only such OBCs who were withheld the prescribed income limit, creamy layer certificates were not being issued to them.
2. By way of interim order, they were permitted to be admitted to pursue academic courses as OBC category applicants pending verification of the income limit of the family.
3. The Petitioners have completed their course and neither the Counsel for the Petitioner nor the Respondents have any information on the issue.
4. Similar Petition Nos.2057 of 2002 and Petition No. 2058 of 2002 were disposed of by a Division Bench of this Court on 27.11.2018 treating the Writ Petitions to have been rendered infructuous.

5. We likewise dispose of the Petitions as infructuous.

6. We clarify that the degree obtained by the Petitioners would not be treated as invalid degree. Needless to state that if the Petitioners were to seek employment as OBC candidate, the issue of limit of income of the family to determine whether they are within the creamy layer limit or not would be considered by the authorities.

[N. M. JAMDAR, J.]

[CHIEF JUSTICE]