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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

956 WRIT PETITION NO.9150 OF 2021

Late Hariwanshrai Bacchan Bahuuddeshiya
Sevabhavi Sanstha Paradh Thr Its Secretary
Vikrant Rajendra Shrivastav .. Petitioner

Versus

The State of Maharashtra and Others .. Respondents

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AND

970 WRIT PETITION NO.9166 OF 2021

Jai Bhagwati Shikshan Prasarak Mandal
Aurangabad, Through Its President
Rahul Tulshiram Salve .. Petitioner

Versus

The State of Maharashtra and Others .. Respondents

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Mr Ankush N. Nagargoje, Advocate for the Petitioners in
both the matters

Mr S.P. Tiwari, AGP for the Respondents - State in WP No.9150 of 2021
Mr A.R. Kale, AGP for the Respondents - State in WP No.9166 of 2021

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**CORAM : S. V. GANGAPURWALA
AND
R.N. LADDHA, JJ.**

DATE : 21-08-2021

PER COURT : -

1. The learned Counsel for the petitioners submits that the petitioners have applied for start of MSW Course, however, the

permission has not been granted.

2. The learned Counsel further submits that the respondents are placing reliance on Circular of the year 2004. The said Circular was considered by Nagpur Bench in Writ Petition No.2444/2017 under its order dated 07.11.2017 and directed to consider the proposal for MSW course as per the Jadhav Committee report and the perspective plan. The said order is confirmed by the Apex Court. According to the learned Counsel, the ban cannot apply.

3. The learned AGPs submit that no decision appears to have been taken on the proposal of the petitioners for MSW course.

4. We are considering the present petitions to the extent of MSW course.

5. The final decision does not appear to have been taken on the proposal of the petitioners.

6. The respondents shall take final decision on the proposal of the petitioners for start of MSW course in tune with the orders of the Nagpur Bench in Writ Petition Nos.2444/2017 and 4422/2017 dated 07.11.2017 and in Writ Petition No.2440/2018 dated 20.07.2018. The said orders are confirmed by the Hon'ble Apex Court. The said

decision be taken preferably within a period of two months.

7. Writ Petitions are accordingly disposed of. No costs.

[R.N. LADDHA]
JUDGE

[S. V. GANGAPURWALA]
JUDGE

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