

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 8335 OF 2014

Anita Sadashiv Gardi ... Petitioner
Versus
The State of Maharashtra and Ors. ... Respondents

Mr.A.V. Anturkar, senior advocate i/by Mr. S. B. Deshmukh and Mr. Tanaji Mhatungade for the petitioner.

Ms. S. S. Bhende, A.G.P. for the State- Respondent Nos.1 and 2.

Mr. S. B. Shetye a/w Ms. Priyanka H. Chavan for the Respondent No.4 (M.U.H.S.),

Mr. Ketan Dhavle, for Respondent No.5.

**CORAM: R. D. DHANUKA AND
ABHAY AHUJA, JJ.**

DATE : 18th NOVEMBER, 2021.

P.C. :-

1. By order dated 28th October 2021, passed by this Court, it was recorded that learned counsel for the University also gave no objection if the ad interim relief was granted as prayed for in terms of prayer clause (b). Petitioners were admitted to take admission for nursing course pursuant to the interim order. The petitioner however was not issued degree certificates.

2. In view of this situation, Mr. Anturkar, learned senior

counsel for the petitioner, made a statement before this Court that his client has already complied with all the legitimate criteria set out in the circular and more particularly in clause “C” at page 32 of the petition.

3. Learned counsel for respondent nos. 3 agreed to verify correctness of the statement made by learned senior counsel for the petitioner on the last date.

4. Learned counsel for respondent nos. 3 makes a statement that her client has verified correctness of the statement made by learned senior counsel for the petitioner that all the legitimate criteria set out in the circular in question and more particularly in clause “C” are already complied with by the petitioner. Statement made by learned counsel for respondent no. 3 is accepted.

5. On the last date, Mr. Shetye, learned counsel for respondent no. 4 made a statement that if according to respondent no. 3 legitimate criteria set out in the circular dated 12th August 2014 are satisfied, respondent no. 4 has no objection if the petitioner is issued degree certificate.

6. In view of the statement made by learned counsel for respondent no. 3, Mr. Shetye, learned counsel for respondent no. 4 states that his client has no objection if the petitioner is issued degree certificate. He also invites attention of this Court to the fact that pursuant to the interim order dated 25th September

2014 the petitioner is admitted to the nursing course.

7. Respondent no. 4 shall accordingly, issue degree certificate to the petitioner within one week from the date of petitioner complying with the other requisition/s formalities if any.

8. The respondent no. 4 shall inform the petitioner about such other pending formalities, if any, within one week from today. Upon receipt of such requisition, the petitioner shall comply with such requisition within two weeks thereafter.

9. The Writ Petition is disposed of in the aforesaid terms.

10. No order as to costs.

11. Parties to act on an authenticated copy of the order.

[ABHAY AHUJA, J.]

[R. D.DHANUKA, J.]