

PMB

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

WRIT PETITION NO.4532 OF 2021

Snehvardhak Mandal, Narpad

.. Petitioner

vs.

The State of Maharashtra and ors.

.. Respondents

Mr. Sarnath Sariputta Pramod for the Petitioner.

Mr. P.P. Pujari, AGP for the State-Respondent Nos.1 to 4.

Mr. Jitendra M. Pathade for the Respondent No.6.

CORAM : M.S.KARNIK, J.

DATE : AUGUST 24, 2021

P.C.

Heard learned counsel for the parties.

2. In this Petition an order passed by the School Tribunal rejecting the application issuing summons to the Original Respondent Nos.3 and 4 is under challenge. It is the contention of learned counsel for the Petitioner that the presence of the Respondent Nos.3 and 4 is necessary as the action was initiated pursuant to the directions of Respondent No.4.

3. The School Tribunal has noted that the notices on the previous occasion were served on Respondent Nos.3 and 4 but none appeared. Learned AGP appearing for Respondent Nos.3 and 4 submits that he will communicate the pendency of the Appeal

before the Tribunal to the Respondent Nos.3 and 4 as according to him the suit summons were never served on the Respondent Nos.3 and 4. Learned AGP may take necessary steps.

4. However, so far as the impugned order is concerned, it is not open for the Petitioner to challenge the same as it cannot be said that it is the Petitioner who is aggrieved by the order.

5. The Writ Petition is dismissed.

(M.S.KARNIK, J.)

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