

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

123 WRIT PETITION NO. 1690 OF 2020
WITH CA/2928/2021 IN WP/1690/2020

DR ASHOK BALADHAN UKEY
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Pandurang M. Gaikawad
Addl. GP for Respondent Nos. 1 & 2 : Mr. S.B. Yawalkar
Advocate for Respondent No. 6 : Mr. Sanjay B. Deshpande
Advocate for Respondent Nos. 3 to 5 : Mr. S.S. Thombre

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CORAM : S. V. GANGAPURWALA AND
S. G. DIGE, JJ.

DATE : 28th FEBRUARY, 2022

PER COURT :-

1. Heard learned counsel for the parties.
2. The respondent – University has filed the affidavit. Paragraph No. 7 from said affidavit reads as under:

“7. I say that as per the Government Resolution dated 07th August, 2019, the State Government had directed the university to submit a proposal to fill up the 80% posts and pursuant to that the university had prepared the proposal and same was forwarded to the State Government, but on said proposal till this date no any approval/permission is granted by the State Government. I further states that, to maintain educational discipline in the interest of students and the educational standard and more particular university is issuing advertisement by specifically stating that the appointment is on contributory/clock hour basis and concerned eligible candidate should appear for walk in interview. Therefore, in view of the fact the petitioner after academic year 2020-2021 he is not working on clock hour basis and when

earlier he participated in the said process after accepting the conditions and worked on clock hours basis, he cannot now question the same by filing the present writ petition.”

3. The proposal is pending with Government for filling in 80% posts on regular basis. It is submitted that the State Government has not taken decision on it as yet.
4. In case, the proposal submitted by the University seeking permission to fill up 80% posts is pending with State Government, then State Government may take decision upon it, preferably within a period of six (06) months from the date of this order.
5. Writ Petition is disposed of. No costs.
6. In view of disposal of writ petition, civil application is disposed of.

(S.G. DIGE)
JUDGE

(S.V. GANGAPURWALA)
JUDGE