

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**921 CIVIL APPLICATION NO.420 OF 2022
IN WP/3691/2020**

SHARDHA RAMSH BAGDI ALIAS SHARDHA MOSES SRISUNDER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for Applicant : Mr. S. R. Kolhare
AGP for Respondent Nos.1 to 3: Mr. P. S. Patil
Advocate for Respondent No.5 : Mr. V. G. Sakolkar

...
WITH WP/3691/2020
...

**CORAM : RAVINDRA V. GHUGE
AND
ARUN R. PEDNEKER, JJ.**

DATE : 07th October, 2022

PER COURT :

1. The applicant/petitioner concedes that the verdict of the School Tribunal as well as the order of the learned Single Judge, that the School Tribunal does not have the jurisdiction to entertain the issue as regards the appointment of the Headmaster, is correct. He, therefore, desires to amend the writ petition in order to assail the said cause of action in the present petition as the School Tribunal has been held to be without jurisdiction in such matters.

2. The learned Advocate representing respondent Nos.4 and 5

opposes the application.

3. For the reasons set out in the application and as the petitioner cannot be rendered remediless, the civil application for amending the writ petition to include the subsequent cause of action, can be granted.

4. In view of the above, the civil application is allowed. Amendment be carried out on or before 11/11/2022. Freshly typed copy of the memo of the writ petition shall be tendered on or before 11/11/2022.

5. The respondents are at liberty to file their additional affidavits in reply, on or before 25/11/2022.

6. List the writ petition on 28/11/2022.

(ARUN R. PEDNEKER, J.)

(RAVINDRA V. GHUGE, J.)

gawade/-.