

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5372 OF 2022

Dr.Sandeep Ashok Bhavsar

...Petitioner

Versus

The State of Maharashtra

Thr. The Secretary School Education

Dept. & Ors.

...Respondents

NILAM
SANTOSH
KAMBLE

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Date: 2022.07.19
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Mr.Vinod Sanglikar a/w Mr.Yogesh Morbale for the Petitioner.

Mrs.P.J. Gavhane, AGP for the Respondent-State.

Mr.Ramanathan Sadasivan for the Respondent.

CORAM : S.V. GANGAPURWALA &
S.M. MODAK, JJ.

DATE : 13 JULY 2022

P.C:-

. The learned counsel for the Petitioner submits that the interview Committee was not properly constituted. The Respondent No.3 had not filled in the Application through proper channel as contemplated under the advertisement. The Respondent No.3 is in services with the other employer at the time of the making Application, the NOC was submitted subsequently.

2. The learned counsel has relied upon Section 105 of the Maharashtra Public Universities Act, 2016. Sub-section 5 of

Section 105 of the Maharashtra Public Universities Act, 2016 provides for a remedy before the Hon'ble Chancellor.

3. In light of that, we are not inclined to consider the Petition on merits. The Petitioner may avail remedy as provided under Sub-Section 5 of Section 105 of the Maharashtra Public Universities Act, 2016.

4. In that event, all contentions are kept open.

5. Writ Petition is disposed of. No costs.

(S.M. MODAK, J.)

(S.V. GANGAPURWALA, J.)