

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

WRIT PETITION NO. 2613 OF 2022

Prakash s/o Nagnath Gaikwad Petitioner

Vs.

The State of Maharashtra & Ors. Respondents

WITH

WRIT PETITION NO. 2614 OF 2022

Shashikant s/o Kishanrao Mohite Petitioner

Vs.

The State of Maharashtra & Ors. Respondents

WITH

WRIT PETITION NO. 2618 OF 2022

Santosh Shivlal Bodarde Petitioner

Vs.

The State of Maharashtra & Ors. Respondents

WITH

WRIT PETITION NO. 9371 OF 2022

Chanvirappa Ganpati Madikambe Petitioner

Vs.

The State of Maharashtra & Ors. Respondents

Mr.Vikram S. Undre for the Petitioners in all the Writ Petitions

Mr.B.V.Samant, A.G.P. for the State

Mr.Neel G. Helekar for the Respondent nos.5 to 7

**CORAM: S.V.GANGAPURWALA, ACJ &
SANDEEP V. MARNE, J.**

DATED: MARCH 13, 2023

P.C.

1. We have heard Mr.Vikram S. Undre, the learned counsel for the Petitioners and Mr.Neel G. Helekar, the learned counsel for Respondent nos.5, 6 and 7.

2. The Petitioners have approached for direction against the Respondents to decide his representation and also seeks regularization.

3. The learned counsel for the Respondent nos.5 to 7 submits that the representation of the Petitioners as prayed in prayer clause (A) is already rejected on 15.12.2022. According to the learned counsel for the Petitioners, the Petitioners are not informed about the same.

4. The dispute appears to be whether the Petitioners have worked for 240 days or more in a year. The Petitioners are relying upon the certificate issued by the Branch Manager. Whereas according to the learned counsel for Respondent no.5 to 7, Petitioners have not worked for 240 days. The same would be

disputed question of fact.

5. It would be appropriate if the Petitioners avail alternate remedy before the Labour / Industrial Court.

6. In light of that, we dispose of the Writ Petitions with liberty to the Petitioners to avail alternate remedy.

7. All contentions are kept open. No costs.

(SANDEEP V. MARNE, J)

(ACTING CHIEF JUSTICE)