



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

949 WRIT PETITION NO.5923 OF 2024

AMIT MAHADEV DODAKE

VERSUS

STATE OF MAHARASHTRA THROUGH TIS DEPARTMENT OF MEDICAL
AND OTHERS

...
Mr. V. D. Hon, Senior Advocate i/b Mr. A. V. Hon, Advocate for the
Petitioner.

Mr. P. P. Dawalkar, AGP for Respondent Nos.1 and 2 – State.

Mr. S. K. Kadam, Advocate for Respondent No.5.

...

**CORAM : MANGESH S. PATIL AND
SHAILESH P BRAHME, JJ.**

DATE : 21 JUNE 2024

ORDER :-

The petitioner, who has been admitted to respondent No.6
Medical college in the institutional ground is apprehending discharge.

2. The learned Advocate for the respondent No.5 points out that
pursuant to clause 11.5.2 of the brochure, no such institutional stray
vacancy round could have been undertaken and still the petitioner was
admitted. It is being pointed out that he has been granted admission
pursuant to the Notice No.10 issued by the Government of
Maharashtra, State Common Entrance Test Cell, Maharashtra State,
Mumbai dated 26.09.2023.

3. Admittedly, similarly situated petitioners have been granted protection by way of interim order in Writ Petition No.13713 of 2023 on 31.10.2023, albeit that writ petition has been transferred to the Principal Seat.

4. Issue notice to the respondents for final disposal, returnable on 19.07.2024. Learned AGP waives notice for respondent Nos.1 and 2 – State. Learned Advocate Mr. S. K. Kadam waives notice for respondent No.5.

5. Till the next date, the petitioner's admission shall stand protected.

[SHAILESH P. BRAHME]
JUDGE

[MANGESH S. PATIL]
JUDGE

scm