

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.460 OF 2024
WITH
REVIEW PETITION NO.05 OF 2024
IN
WRIT PETITION NO.4207 OF 2021

State of Maharashtra,
through its Secretary to Ministry
for Education & Ors.

..Applicants/Petitioners

Versus

Prakash Dadarao Mhaske & Ors.

..Respondents

Mr. N. C. Walimbe, Addl. G. P a/w. Ms. Reena Salunkhe, AGP for the
Applicant/Petitioner (State).

Mr. S. S. Kanetkar for Respondent in IA/460/2024 in RPW/5/2024.

CORAM : A. S. CHANDURKAR &
JITENDRA JAIN, JJ.

DATE : 22nd FEBRUARY 2024

P.C.:

Interim Application No.460 of 2024:-

1. Considering the reasons mentioned in the Application, the
delay in filing the Review Application is condoned. Interim Application
is allowed.

REVIEW PETITION NO.05 OF 2024:-

2. Heard the learned Additional Government Pleader for the
Applicants/Petitioners as well as the learned counsel for Non-Applicants.

3. Having perused the Review Petition and the documents annexed thereto, we do not find that there is any error apparent on the face of record to invoke review jurisdiction. The Review Application as well as the Affidavit filed thereafter do not state that the earlier communications dated 6th May 2003 and 6th October 2003 had been wrongly issued. In absence of any explanation whatsoever for these two communications on the basis of which the judgment dated 28th April 2022 was delivered there is no ground to exercise review jurisdiction. The Application is therefore rejected.

(JITENDRA JAIN, J.)

(A. S. CHANDURKAR, J.)