

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 11378 OF 2024

The President/Sec. Chhatrapati Shahu Institute of ... Petitioners
Business Edu. and Res.Trust, Kolhapur and anr.

versus

Chidanand Nagappa Rajangali and anr. Respondents

Mr. Umesh H. Pawar, Advocate for the Petitioners.
Mr. Y. D. Patil, AGP for Respondent No.2-State.

CORAM : R. M. JOSHI, J.

DATE : 21st AUGUST, 2024.

P.C. :

1. Heard.

2. Learned counsel for the petitioners submits that this petition is filed only to the extent of challenge to the back-wages granted by the Tribunal to respondent No.1. It is his submission that pursuant to the order passed by the Tribunal, respondent No.1 has already resumed his duties. It is submitted that though back-wages are granted, it was the specific case of the petitioner before the Tribunal that the services of the respondent No.1 are not terminated and in fact, he is remaining absent voluntarily.

3. Having regard to this fact and the stand taken by the petitioner before the School Tribunal, there would be stay to the impugned order to the extent of back-wages till the next date of hearing.

4. Issue notice to the respondents returnable on 23rd September 2024. In addition to usual mode of service, learned counsel for the petitioner is permitted to serve the respondents by private mode of service.

5. Learned AGP waives service on behalf of respondent No.2-State.

(R. M. JOSHI, J.)