

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 15494 OF 2024

Bharati Thosare Jadhav

...Petitioner

Versus

The State Of Maharashtra & Ors.

...Respondents

Mr. Sagar Mane, Advocate for the Petitioner.

Ms. T.J. Kapre, AGP for the Respondent / State.

CORAM : RAVINDRA V. GHUGE
&
ASHWIN D. BHOBE, JJ.

DATE : 11th NOVEMBER, 2024

P.C. :-

1. The Petitioner's grievance is that the University of Mumbai granted approval to his contractual appointment, as against a leave vacancy for two years, on 22nd August, 2019, after his disengagement, having put in 20 months. As a consequence, though the salary of the Petitioner was prescribed in the order of appointment dated 22nd December, 2017, the Private Educational Society did not pay the said scale of salary since the Petitioner was not granted approval by the University.

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3. The Hon'ble Supreme Court has observed in several orders that the High Court should not exercise its Writ jurisdiction for recovering amounts. We are of the view that Section 79(7) of the Maharashtra Public Universities Act, 2016 (the said 'Act'), would enable the Petitioner to approach the Grievances Committee and raise this dispute of shortfall in salary since the said grievance is in relation to the service of the Petitioner who was an employee and the grievance pertains to his period of employment.

4. The learned Advocate for the Petitioner submits that the Petitioner would approach the Private Management as well as the Grievances Committee.

5. In view of the above, this **Writ Petition is disposed off**, with liberty to the Petitioner to approach the Grievances Committee under Section 79(7) of the said Act.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)