

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.2273 OF 2024

Dr. Semanti Bose

: Petitioner.

Vs.

State of Maharashtra

Through its Secretary for Women

and Child Development & ors.

: Respondents

Mr. Swaraj Jadhav with Ms. Arati Ranade i/by Ms. Veena Gowda for the Petitioner.

Mr. Vishal Thadani, Addl. GP for Respondent No.1-State.

Mr. Prashant Kamble with Mr. Kunal Waghmare i/by Mr. Sunil Sonawane for
Respondent Nos. 2 to 4 – MCGM.

Dr. Sanjay Patil, MS, Bhabha Hospital, present.

**CORAM : ARIF S. DOCTOR, &
SOMASEKHAR SUNDARESAN, JJ.**

**DATE : 21st MAY 2024
[Vacation Court]**

P.C. :

1. The challenge in the present Petition is to a communication dated 3rd
April 2023 addressed to the Petitioner by the Deputy Superintendent i.e. Respondent
No.4.

2. Mr. Kamble, Learned Counsel appearing on behalf of Respondent Nos. 2 to 4 has today tendered an Affidavit in Reply. Mr. Jadhav, Learned Counsel appearing on behalf of the Petitioner seeks time to file a Rejoinder. However, he submits that, given that the stand taken by the Respondents is that the Petitioner is only entitled to a leave of seven days and her services on this ground be terminated, if she does not resume her duties.

3. Learned counsel for Respondent Nos. 2 to 4 submits that till this Petition is heard by the Regular Bench, no precipitative steps shall be taken by the Respondents in so far as termination of services of the Petitioner is concerned.

4. Learned counsel for the Petitioner also submits that the Petitioner is entitled to her salary and the same may be released.

5. We make it clear that all entitlements of the Petitioner, if due in accordance with law, shall be paid over to the Petitioner, and pendency of this Petition shall not come in the way.

6. The Petitioner is at liberty to file a Rejoinder to the Affidavit filed today

within a period of two weeks from today.

7. Stand over to **12th June 2024**.

(SOMASEKHAR SUNDARESAN, J.)

(ARIF S. DOCTOR, J.)