

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO. 3577 OF 2023

Ankush S/o Digambar Ingle Vs. The State of Maharashtra through its Secretary, Ministry of Law and Judiciary Department, Mantralaya, Mumbai and others

WITH

WRIT PETITION NO. 3477 OF 2023

Suruchee D/o Madhusudhansingh Chouhan Vs. The State of Maharashtra through its Secretary, Department of Home, Mumbai and others

WITH

WRIT PETITION NO. 3569 OF 2023

Prashant S/o Uttam Tapare and others Vs. The State of Maharashtra through its Secretary, Department of Law and Judiciary, Mantralaya, Mumbai and others

WITH

WRIT PETITION NO. 3568 OF 2023

Hitesh S/o Mahadev Gwalani Vs. The State of Maharashtra through its Secretary, Ministry of Law and Judiciary Department, Mantralaya, Mumbai and others

WITH

WRIT PETITION NO. 6376 OF 2023

Tejaswini D/o Gajanan Jaybhaye @ Tejaswini W/o Sumit Shrawane Vs. The State of Maharashtra through its Secretary, Department of Law and Judiciary, Mantralaya, Mumbai and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri S.I. Ghatte, Advocate with Shri G.N. Shinde, Advocate for the
petitioners in respective petitions

Shri Akshay Sudame, Advocate for petitioners in respective petitions

Shri A.M. Tirukh, Advocate for petitioners in respective petitions

Shri Abhay Sambre, Advocate for respondents in respective petitions

Shri N.B. Kalwaghe, Advocate for respondents in respective petitions

Shri N.R. Patil, AGP for the respondent/State in respective petitions

CORAM : AVINASH G. GHAROTE AND
SMT M.S. JAWALKAR, JJ.

DATE : 02.04.2024.

It is submitted that the Aurangabad Bench of this
Court in Writ Petition No. 6143/2023 and connected petitions
has already decided the issue on 19/03/2024, holding against
the petitioners. However, it is stated that because of challenge

to the vires of the Maharashtra Judicial Services Rules, 2008, which is pending before the Principal Seat, applications have been moved to the Hon'ble Chief Justice for taking up all these matters. Considering which, it would be appropriate, to wait for sometime to ascertain the position regarding clubbing.

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A statement is made by Mr. Kalwaghe, learned Counsel for respondent No.3, the petitioner has failed to clear the prelims examination. The position is not disputed by Mr. Ghatte, learned Counsel for petitioner, on account of this, the petition is rendered infructuous as per the statement of Mr. Ghatte, learned Counsel for the petitioner, accepting which, the petition is dismissed as infructuous.

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Mr. Tirukh, learned Counsel for petitioner, upon instructions, submits that petitioner Nos. 2, 4, 5, 6, 7 and 12 have failed to clear the prelims exam and therefore, the petition in so far as these petitioners are concerned has been rendered infructuous. Accepting the statement, the petition is dismissed viz. a viz. petitioner Nos.2, 4, 5, 6, 7 and 12. The petition is now restricted to the rest of the petitioner.

JUDGE

JUDGE