



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

CIVIL APPLICATION (CAW) NO. 1065 OF 2025 IN
WRIT PETITION NO. 7261 OF 2023

Dr. Shrikant S/o. Sudhakar Dandge **Vs.** Indira Bahu-Uddeshiya Shikshan Sanstha, Buldhana,
thr. its President & Ors.

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

Court's or Judge's orders.

Mr. Prakash D. Meghe, Advocate for the Petitioner.
Mr. C.S. Kaptan, Senior Advocate with Mr. Rahul S. Kalangiwale, Advocate
for Respondent Nos.1 & 2.
Ms. Shrushti Shahakar, Advocate h/f. Mr. Ritesh N. Badhe, Advocate for
Respondent No.3.
Mr. S.M. Ghodeswar, Assistant Government Pleader for Respondent
Nos.4 & 5.

CORAM : NITIN W. SAMBRE AND MRS. VRUSHALI V. JOSHI, JJ.
DATE : 7th MAY, 2025.

P.C.

The petitioner, alleging to be an employee of the respondent, has approached this Court seeking No Objection Certificate from the respondent Nos.1 and 2 so as to avail the opportunity to apply in the Government as well as Non-Government Organization Institutions to explore career growth and professional development.

2. The counsel appearing for the petitioner Mr. Meghe has invited our attention to the application moved by the petitioner to the respondents. It is claimed by Mr. Meghe that the prayer for issuance of such No Objection Certificate is pending consideration with the Management i.e. the respondent herein as is informed by the respondent No.2 - Principal *vide* communication dated April 2, 2025.

3. While resisting the prayer, Mr. Kaptan, learned Senior Counsel appearing for the respondent Nos.1 and 2, would

strenuously urge that the disciplinary proceedings against the petitioner is under progress and as such they have their own reservations to grant such No Objection Certificate and as such the application be rejected.

4. We have considered the rival claims.

5. To what extent, the respondent Nos.1 and 2 can withhold the prayer of the petitioner for grant of No Objection Certificate is required to be appreciated.

6. We see no legal impediment to infer that merely because the disciplinary proceedings are pending against the petitioner, that by itself would act as an embargo against the interest of the petitioner to apply for employment in some other institutions.

7. That being so, we deem it appropriate to allow the present application.

8. We direct the respondent Nos.1 and 2 to issue No Objection Certificate in favour of the petitioner for competing in the matter of securing employment in other institutions so as to have advancement in his career.

9. Such No Objection Certificate shall contain a stipulation that same shall be without prejudice to the rights of the respondent Nos.1 and 2 in the preset proceedings.

10. The application stands disposed of accordingly.

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11. Stand over to 30.07.2025.

(MRS. VRUSHALI V. JOSHI, J.)

(NITIN W. SAMBRE, J.)