

ITEM NO.34

COURT NO.2

SECTION IX

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 10901/2017

(Arising out of impugned final judgment and order dated 11/01/2017
in WP No. 5009/2016 passed by the High Court Of Bombay At Nagpur)

SHRI DATTA LAKHMAJI SHIKSHAN PRASARAK MANDAL & ANR Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS

Respondent(s)

(with appln. (s) for exemption from filing c/c of the impugned
judgment and exemption from filing O.T. and interim relief)

Date : 17/04/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE A.M. KHANWILKARFor Petitioner(s) Mr. Manish Pitale, Adv.
Mr. D.S. Matwankar, Adv.
Mr. Chander Shekhar Ashri, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E RHeard Mr. Manish Pitale, learned counsel appearing for the
petitioner.It is submitted by Mr. Pitale that before the High Court,
certain documents were filed including the earlier order of the
High Court dated 28.6.2012 stating that Home Science, in certain
divisions of colleges, is treated as a science subject. As we find
from the impugned order, the High Court has not adverted to the
same.

In view of the aforesaid submission of Mr. Pitale, we grant

liberty to the petitioner to file an application for review before the High Court within a period of four weeks hence and request the High Court to deal with the review on merits, regard being had to the documents filed by the petitioner and also keeping in view the order passed in the earlier cases.

If the petitioner does not succeed in the application for review, liberty is granted to challenge the order passed in review as well as the present impugned order.

The special leave petition is accordingly disposed of.

(Gulshan Kumar Arora)
Court Master

(H.S. Parasher)
Court Master