

17-18/2002  
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S.MISRA

Spl.Hc.,A.S.DD.48e  
CIVIL/D.D./NO. 21012 /2014  
Date: 05-09-14

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**WRIT PETITION NO. 4567 OF 2001**

( Under Article 226 of the Constitution of India)

1. Maharashtra Homeopathic Foundation and Ors., ... **PETITIONERS**  
**VERSUS**  
1. The State of Maharashtra and others ... **RESPONDENTS**

To,

- 1) The State of Maharashtra, Through Govt. Pleader, High Court of Bombay bench at Aurangabad.
- 2) The Secretary, to Government Medical Education and Drugs Dept., Govt. of Maharashtra, Mantralaya, Mumbai – 400 032.
- 3) The Director of Ayurvedic Bombay, Having it's Office at Khanna House, Worli Mumbai.
- 4) The Central Council of Homeopathy, Having it's Office at Jawaharlal Nehru Bhartiya Chikistha Ayum, Homeopathic Anusandhan Bhawan, Janakpuri, New Delhi 110 058.
- 5) The Maharashtra University of Health Sciences, Anandvali, Gangapur Road, Nashik.
- 6) The Sangamner Medical Foundation and Research Institution's National Medical College of Homeopathic Science, Sangamner, Tq. Sangamner, District Ahmednagar.

**WHEREAS** the petitioner had filed the above Petition Under Article 226 of the Constitution of India, praying, as per prayer clause ( B ) That – the Respondent no. 5 to produce the case papers of the impugned letter Nos. MUHS/E/4307/2001 Dated 31.7.2001 and the record of Respondent nos. 1 and 2 pertaining to decision vide No. HMC/1801/1166/PK 223/2001/Education-2/Mantralaya, Mumbai-32 dated 21<sup>st</sup> Sept., 2001 and after going through the legality and validity and/or propriety of the impugned letters/decisions referred above of the Respondents no. 1,2, and 5 of granting permission and affiliation to the college of Respondent no. 6 at Sangamner, the same be quashed and set aside.

**AND WHEREAS** rule was granted by this Court on. 24.07.2002

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AND WHEREAS the said petition came up for final hearing before this Court

( CORAM : S.V. GANGAPURWALA & N.W. SAMBRE, JJ.)

On : 22/04/2014.

AND UPON hearing, Mr. B.V. Dhage, Adv., for the Petitioner. Mr. S.B. Bhosale, Adv., for Res. No. 4. Mr. V.H. Dighe, Adv., for Res. No. 6. Mrs. A.V. Gondhalekar, Asstt. Govt. Pleader for the State.

This court has passed the following order : -

“PER COURT :

1. Heard.

2. Mr. Dhage, learned counsel for the petitioner on instructions of the petitioner states that the relief claimed in the Petition has become infructuous.

3. In light of that, the Writ Petition is disposed of as infructuous. Rule discharged. No costs.”

It is accordingly ordered that, this order be punctually observed and carried into execution by all concerned.

WITNESS HON'BLE SHRI MOHIT SHANTILAL SHAH, CHIEF JUSTICE at Bombay aforesaid this 22<sup>nd</sup> day of April Two Thousand Fourteen.

BY THE COURT

Assistant Registrar

48458 The 2<sup>nd</sup> Day of Sept., 2014.  
11/9/14

NOTE :-

This writ should be returned to this office after taking necessary note in your office register and after making endorsement on the writ to that effect. The record & Proceedings in the matter if any are returned herewith. The accompanying receipt for the same may please be return to this office duly signed.

