

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

WRIT PETITION NO.3797 OF 2022
AND WRIT PETITION NO.3799/2022 AND WRIT PETITION
NO.3802/2022 AND WRIT PETITION NO.3805/2022 AND
WRIT PETITION NO.4144/2022 AND WRIT PETITION
NO.3801/2022 AND WRIT PETITION NO.4635/2022 AND
WRIT PETITION NO.4832/2022 AND WRIT PETITION
NO.4839/2022 AND WRIT PETITION NO.5046/2022 AND
WRIT PETITION NO.5095/2022 AND WRIT PETITION
NO.5088/2022 AND WRIT PETITION NO.5084/2022 AND
WRIT PETITION NO.5094/2022 AND WRIT PETITION
NO.5093/2022

SAGAR BAHUUDDESHIYA SHIKSHAN SANSTHA THR ITS
MEMBER VISHWAMBHAR SHRIRAM TANPURE
VERSUS
GOVERNMENT OF INDIA THR ITS MINISTRY OF SOCIAL
JUSTICE EMPOWERMENT AND OTHERS

...
AND

358 WRIT PETITION NO.9997 OF 2022

RADHEYA CHARITABLE TRUSTS THROUGH ITS
DIRECTOR
VERSUS
UNION OF INDIA THROUGH ITS SECRETARY AND
OTHERS

...
AND

359 WRIT PETITION NO.10002 OF 2022

RADHEYA CHARITABLE TRUSTS DINESH BEMBADE
COLLEGE OF PHARMACY THROUGH ITS PRINCIPAL
VERSUS
UNION OF INDIA THROUGH ITS SECRETARY AND
OTHERS

...

AND
WRIT PETITION NO.4857 OF 2022
(Not on the Board)
SHIVA TRUST THROUGH ITS TRUSTEE
VERSUS
THE UNION OF INDIA AND OTHERS

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Shri V.D. Hon, Senior Advocate a/w Shri A.V. Hon, Shri S.S. Jadhavar, Shri U.R. Awate h/f Talekar and Associates, Shri D.S. Bagul, Shri N.B. Khandare, Shri S.V. Deshmukh, Shri V.C. Patil h/f Shri U.B. Bondar, Advocates for the petitioners in the respective petitions.

Shri S.G. Karlekar, AGP for the respondents/State.
Shri A.G. Talhar, Deputy Solicitor General of India, Shri D.B. Gaikwad, Shri A.T. Jadhavar and Shri S.W. Munde, Standing Counsel for the respondents/ UoI in the respective petitions.

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CORAM : RAVINDRA V. GHUGE
&
SANJAY A. DESHMUKH, JJ.

DATE :- 10th October, 2022

Per Court :-

1. Since Writ Petition No.4857/2022, which is not listed on the board today, is identical to the matters listed at Sr.Nos.10, 358 and 359, it is called for and taken on the production board.

2. The learned Deputy Solicitor General of India (DSGI) intends to enter an affidavit in reply in Writ Petition No.3797/2022. He also submits that he has the Demand Draft of Rs.7.37 crores received from the office of the Social Welfare,

Government of India. This Court had passed an exhaustive order on 23.03.2022 followed by an order dated 06.04.2022.

4. It is, thus, apparent that the authorities have to deposit 60% of the contribution in this Court. The Special Leave Petition filed by the Union of India before the Honourable Supreme Court has been dismissed by the order dated 23.09.2022.

5. It is stated that several students have been admitted vide an online admission process under the scholarship quota belonging to the Scheduled Castes category. The number of students admitted are within the record of the authorities. In order to quantify the exact amount to be paid to the individual educational institutions towards reimbursement of the scholarship amounts, each of the institutions need to tender the details about the students in whose bank accounts the scholarship amounts were credited and who have paid those amounts to the institutions, as well as those students, who have not paid those amounts. Such breakup details need to be handed over to the learned DSGI so as to quantify the exact amount of reimbursement of the scholarship amounts to be deposited in the petitioners/institutions' bank accounts.

6. Let such exercise to be completed by the petitioners/ institutions within a period of seven days from today. Pursuant thereto, the learned DSGI would ensure that after the calculations pertaining to those students, whose scholarship amounts are to be credited to the accounts of the petitioners/ institutions, the authorities shall, accordingly, prepare the Demand Drafts and deposit the same in this Court along with the statistical data to identify the amounts, which are allocable to the particular institution. This exercise shall be completed on or before 15.11.2022.

7. The learned DSGI shall also ensure that the list of students, in whose accounts the scholarship amounts for particular years have been credited, shall be tendered to each of these petitioners, on or before 20.10.2022. Thereafter, the petitioners/ institutions would be at liberty to persuade the said students to deposit the credited amount of fees in the institution's account.

8. List all these matters in the urgent orders category on 21.11.2022.

kps (SANJAY A. DESHMUKH, J.) (RAVINDRA V. GHUGE, J.)