



IN THE HIGH COURT OF JUDICATURE OF BOMBAY  
BENCH AT AURANGABAD

WRIT PETITION NO.10951 OF 2023

AMARSINH DILIP SISODIA  
VERSUS  
THE UNION OF INDIA THROUGH THE SECRETARY AND  
OTHERS

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Mr. S.B.Deshpande, Senior Advocate i/b J. P. Legal Associates for Petitioner  
Mr. A. G. Talhar, DSGI for Respondent No.1  
Mr. A. V. Deshmukh, Advocate for Respondent No.2 – State  
Mr. N. E. Deshmukh, Advocate for Respondent No.3

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CORAM : RAVINDRA V. GHUGE AND  
Y. G. KHOBRAGADE, JJ.

DATE : 04.09.2023

PER COURT :-

1. Leave to correct the description of Respondent No.3.  
Correction be carried out forthwith.
2. Leave to challenge the Maharashtra State Board of  
Wakfs (Recruitment Regulations) Rules, 2017.  
Amendment/addition of prayers be carried out within three days.  
Copies be supplied to the learned Advocates for the Respondents.
3. The Petitioner is aggrieved by Clause 3.6(B) of the  
advertisement dated 04.08.2023, published by Respondent No.3

vide which persons who profess the Mohammedan Religion, are alone held to be eligible for applying for the sixty posts that have been advertised. The Petitioner submits that such reservation, in the face of Article 15 of the Constitution of India, would not be sustainable. The Petitioner is a practicing Advocate at Dhule and has applied for the post of Legal Assistant.

4. Issue notice to the Respondents, returnable on 04.10.2023.

5. Mr. Talhar, learned DSGI waives service of notice on behalf of Respondent No.1. The learned AGP waives service of notice on behalf of Respondent No.2. Mr. Deshmukh, learned Advocate waives service of notice on behalf of Respondent No.3.

6. Let the pleadings be completed by 29.09.2023.

7. Until further orders, the selection to the post of Legal Assistant shall be subject to the result of this Petition.

[ Y. G. KHOBRADE, J. ]

[ RAVINDRA V. GHUGE, J. ]

SMS