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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO. 3499 OF 2025

Bhausahab Bhikanrao Chavan ...Applicant

Vs.

1. The State of Maharashtra ...Respondents
2. The Assistant Police Inspector

Mr. Shirish Gupte, Senior Advocate a/w. Mr. Pralhad Dnyanoba Bachate, for the Applicant.

Mrs. M.M. Deshmukh, APP for the Respondent-State.

Mr Umesh Borse, API and Mr. Shivaji Kulkarni, Head Constable, EOW Nashik City Police Station, present.

CORAM: MADHAV J. JAMDAR, J.

DATE : 5th OCTOBER, 2026

P. C.:

1. Heard Mr. Gupte, learned Senior Counsel appearing for the Applicant and Mrs. Deshmukh, learned Additional Public Prosecutor for the State.

2. By this application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (“BNSS”), the

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Applicant is seeking pre-arrest bail in connection with C.R. No. 164 of 2025 registered with Nashik Road Police Station, Nashik City under Sections 340 (2), 338, 336(3), 318(4), 316(5) and 3(5) of Bharatiya Nyaya Sanhita, 2023.

3. Mr. Gupte, learned Senior Counsel appearing for the Applicant raised following contentions :-

- i. The Applicant in his capacity as Deputy Director of Education is the First Informant in said C.R. No. 164 of 2025 and thereafter, in the same C.R., he has been made accused.
- ii. The Applicant in his capacity as Deputy Director of Education, has granted approval for Shalarth IDs. By pointing out certain decisions of this Court, Learned Senior Counsel submitted that this Court by passing various orders consistently held that once an appointment of teacher is approved, the Deputy Director of Education cannot enquire into the aspect of appointment, he has to issue Shalarth IDs therefore the Applicant has issued Shalarth IDs. He submitted that therefore the Applicant is not involved in the crime.

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iii. As per the practice adopted by the office of the Deputy Director of Education, the work of preparation of draft Shalarth IDs is always entrusted to the Account Officer. Learned Senior Counsel pointed out order dated 10th July 2023 issued by the Applicant. It is submitted that as Mr. Manish Kadam, who was working as Accounts Officer in the office of the Deputy Director of Education was transferred and he relieved his charge on 10th July 2023 with effect from 10th July 2023, one Mr. Uday Vishnu Panchbhai has been appointed as Accounts Officer and accordingly, by passing specific order dated 10th July 2023, the work of preparation of Shalarth IDs draft has been assigned to said Mr. Uday Vishnu Panchbhai and password was also given to him. It is submitted that said Panchbhai by misusing the said power unauthorisedly included names of various teaching/non-teaching staff in the Shalarth ID Pranali. It is submitted that therefore the Applicant is not involved in the crime.

iv. Learned Senior Counsel submitted that said Mr. Uday Vishnu Panchbhai has given statement dated 2nd

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February, 2023 titled as “Panchnama” confirming that he is responsible for the same.

v. It is submitted that in fact a complaint was received by the Ministry of Education, Maharashtra State on 20th March 2024 regarding bogus and backdated appointments of teaching and non-teaching staff. The Director of Education has directed the Applicant, in the capacity of the Applicant as Deputy Director of Education, to conduct an enquiry. Accordingly, detailed enquiry was conducted and preliminary report dated 24th June 2023 was submitted by the Applicant to the Commissioner of Education. It is submitted that thereafter further report dated 25th February 2025 was submitted to the Commissioner of Education. Thereafter, by letter dated 17th March 2025 permission was sought from the Commissioner of Education for lodging F.I.R. and accordingly sanction was given by the Commissioner of Education by letter dated 22nd March 2025 to lodge F.I.R. Pursuant to the same, subject F.I.R., i.e., C.R. No. 164 of 2025 has been lodged by the present Applicant on 27th March 2025.

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vi. Mr. Gupte, learned Senior Counsel also pointed out affidavit in reply of the Applicant filed in Writ Petition No. 9008 of 2021 (Aurangabad Bench) as approval granted to the appointment of various teachers has been cancelled by the Applicant. It is submitted that in the said Writ Petition, affidavit has been filed by the Applicant in his capacity as the Deputy Director of Education bringing on record the factual position that the decision to cancel the approval would be taken only after giving due notice and personal hearing to all concerned.

vii. It is further submitted that in the Inquiry Report dated 25th February 2025, it is specifically stated that the work of preparation of Shalarth ID drafts of all these teachers has been done by said Uday Panchbhai and said Uday Panchbhai and one Sharma, who is the Superintendent of Pay Unit, working at Jalgaon are the responsible persons.

viii. By relying on the Panchanama of portable clone hard disc examination dated 7th January 2026, it is submitted that with respect to documents at Serial Nos.4,

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5, 9, 10 and 11, it has been found that the Applicant's signature is a scanned signature of the Applicant.

ix. It is, therefore, submitted that the Applicant is not at all involved in the crime and in fact he is the First Informant and the allegations made by the Investigating Officer are totally false.

4. On the other hand, Mrs. Deshmukh, learned Additional Public Prosecutor raised the following contentions :-

i. Although the F.I.R. has been filed by the Applicant in his capacity as Deputy Director of Education, however, during investigation, the Applicant's involvement in the crime was disclosed.

ii. As far as contention raised by learned Senior Counsel on the basis of various orders passed by this Court that once approval has been granted, the Deputy Director of Education has no option but to include such teaching/non-teaching staff in Shalarth ID, it is submitted that by G.R. dated 10th June 2022, it has been specifically directed to all Deputy Directors of Education to verify the documents.

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iii. It is submitted that during investigation, it transpired that Shalarth ID drafts and Shalarth orders of about 79 teaching/non-teaching staff members were prepared by showing their appointments of the year 2012, although their appointments are of the year 2022-2024 and the total amount of Rs.9,60,35,631/- (Rupees Nine Crore Sixty Lakh Thirty-Five Thousand Six Hundred Thirty-One Only) has been paid to these 79 teachers who were in fact illegally appointed in the year 2022 to 2024 by showing their appointments from the year 2012.

iv. Learned Additional Public Prosecutor relied on compilation of documents which has been submitted for perusal of the Court. She pointed out a chart of about 81 teaching/non-teaching staff members (Pages 145-161), order dated 26th June 2019 of approval in case of one Urvashi Nimba Choudhary of Late Ashok Phadake Madhyamik Vidyalaya, Kurha (Kakoda), Taluka Muktainagar, District Jalgaon (Page 193) and a forged and fabricated order dated 26th June 2019 (Pages 113-115) was also pointed out wherein in addition to name

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of said Ms. Urvashi Nimba Choudhary (as per the original order), the names of several teaching/non-teaching staff have been included and the names of these teaching/non-teaching staff have been mentioned at Sr. No. 14 to 27 of the chart which is annexed at Page 145 to 161 of the compilation tendered by learned Additional Public Prosecutor.

v. Learned Additional Public Prosecutor also pointed out another order dated 27th November 2020/15th December 2020 (Page 185) issued in the names of Vaishali Jagannath Mahajan, working as Shikshan Sevika of the Mitharam Fakira Taral Vidyalaya and M.R. Mahajan and Mahavidyalaya, Anturli, Tal.-Muktainagar, Dist. Jalgaon and the forged and fabricated letter dated 15th December 2020 (Page 189) wherein names of several teaching/non-teaching staff have been included apart from said Vaishali Jagannath Mahajan.

vi. Learned Additional Public Prosecutor also pointed out statement of Manish Shaligram Kadam dated 3rd December 2025 (Pages 73-74) recorded during

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investigation stating that as per the instructions of the Applicant, names of 14 teaching/non-teaching staff of said Ashok Phadake Madhyamik Vidyalaya have been inserted in draft of Shalarth ID and in the evening after office hours, the Shalarth IDs in the name of these 14 teaching/non-teaching staff were prepared by the Applicant and added in Shalarth ID Pranali.

vii. Learned Additional Public Prosecutor further pointed out order dated 27th May 2024 issued by the Deputy Director of Education, Nashik Division, Nashik (Pages 81-84) concerning Priyanaka Vishwanath Salunke, Pallavi Rahul Mahajan and Priya Deepak Masane wherein Shalarth IDs have been issued in favour of these teaching/non-teaching staff. She further pointed out three letters dated 29th September 2026 (Pages 85-89) issued by the office of the Education Officer (Secondary) Zilha Parishad, Jalgaon, stating that the said office has not sent any Shalarth ID proposals in respect of Priya Deepak Masane, Pallavi Rahul Mahajan and Priyanka Vishwanath Salunke.

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viii. Learned Additional Public Prosecutor also pointed out order dated 20th February 2024 of approval of appointment and order dated 13th March 2024 of inclusion of Shalarth ID of Mahendra Ramdas Patil, Clerk, working in M.F. Taral Secondary and M.R. Mahajan Mahavidyalaya, Anturli, Tal. Muktainagar, Dist. Jalgaon (Pages 91-92 and 93-95) and letter dated 29th September 2026 of Education Officer (Secondary), Zilha Parishad, Jalgaon (Page 97), wherein it is stated that a proposal of individual approval of said teacher has not been sent by the said office as also proposal of Shalarth ID is also not sent. The same is also mentioned as far as another teacher Yogesh Vasantrao Patil is concerned (Page 99).

5. Perusal of the record shows that complaint dated 28th March 2024 (Pages 45-47 of ABA) has been filed by one Ramkrushna Abhiman Patil with Minister of Education, Maharashtra State making very serious allegations regarding individual approvals and inclusion of names in orders of Shalarth ID Pranali of Teaching/Non-Teaching staff by showing

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their backdated appointments and it is stated that there is as racket wherein Chairmans of various schools are involved.

6. In view of the said complaint, the Director of Education has directed the present Applicant in his capacity as Deputy Director of Education to make enquiry and submit the report. Accordingly, initially, the Applicant submitted a report dated 24th June 2023 (Pages 51-60) proposing to cancel the appointments of various teaching/non-teaching staff members who are working in various schools by giving personal hearing to these teaching/non-teaching staff members. The said order was challenged by filing Writ Petition No.9008 of 2024 (Aurangabad Bench) and the Applicant in his capacity as Deputy Director of Education, Nashik Division, Nashik has filed affidavit in reply dated 26th February 2025 (Pages 63-69) stating that after giving notice and personal hearing to all concerned only in case of fraud, suppression or misrepresentation, the appointments would be cancelled.

7. Thereafter, the Applicant filed another report dated 25th February 2025 (Pages 17-23 of Applicant's compilation) and in

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said report, it is recommended to lodge the F.I.R. and the Commissioner of Education by order/letter dated 22nd March 2025 (Page 71 of Anticipatory Bail Application), the Commissioner of Education has given permission for registration of the offence and accordingly, the subject F.I.R. being C.R. No. 164 of 2025 has been registered on 27th March 2025 by the Applicant in his capacity as Deputy Director of Education.

8. Mr. Gupte, learned Senior Counsel has very heavily relied on following paragraphs of said Enquiry Report dated 25th February 2025 :

"९. शिक्षण उपसंचालक कार्यालय येथे दिनांक 10/07/2023 रोजी ची कार्यालयीन टिपणी ची प्रत शिक्षण उपसंचालक कार्यालयातील लेखाधिकारी वर्ग - 2 श्री उदय पंचभाई दिनांक 10 साय 2023 रोजी लेखा अधिकारी म्हणून हजर झालेत. शिक्षण उपसंचालक यांनी मान्यता दिलेले शालार्थ आयडी चे ड्राफ्ट भरण्याचे काम करण्यासाठी त्यांच्याकडे रीतसर लॉगिन आयडी आणि पासवर्ड सुपूर्द करण्यात आला होता. ड्राफ्ट भरत असताना नवीन पोस्ट क्रिएट करू नये व अभिलेख पडताळूनच ड्राफ्ट भरावेत असे रीतसर नोटींग टाकून दिनांक 10.07.2023

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रोजी त्यांना सूचना देण्यात आल्या होत्या व त्यांना कामकाज करण्यासंदर्भात आदेशित करण्यात आले होते. यापूर्वी शिक्षण उपसंचालक कार्यालयातील लेखाधिकारी या पदावर श्री मनीष शालिग्राम कदम हे कार्यरत होते व शालार्थ आयडीचे ड्राफ्ट भरण्याचे काम त्यांच्याकडे सुपूर्द करण्यात आले होते. त्यांची बदली झाल्याने आपोआपच श्री. उदय पंचभाई लेखाधिकारी कार्यालय यांच्याकडे सदर जबाबदारी देण्यात आली होती. खालील शाळेतील 49 कर्मचार्यांचे ड्राफ्ट हे लेखाधिकारी यांनी कोणतेही कागदपत्र उपलब्ध नसताना भरले असल्याचे सांगितले आहेत. या विविध शाळांच्या 49 कर्मचार्यांचे ड्राफ्ट हे लेखाधिकारी उदय पंचभाई यांनी कोणतीही कार्यवाही न करता किंवा कोणत्याही कागदपत्राची पडताळणी न करता संस्थेला व शाळेला मदत करण्याच्या हेतूने ड्राफ्ट भरले असल्याचे निष्पन्न झाले आहे. तसे त्यांनी लेखी कबुलीही केले आहे व प्रस्तुत कार्यालयात असा पंचनामा तयार करण्यात आला आहे.”

“प. पू. माधव सदाशिव गोळवलकर गुरुजी सार्वजनिक संस्था कुर्हा काकोडा तालुका मुक्ताईनगर संचलित कै. अशोक फडके माध्यमिक व उच्च माध्यमिक विद्यालय कुन्हा काकोडा ता. मुक्ताईनगर जिल्हा जळगाव या शाळेच्या शिक्षकांची डुप्लिकेट श्री उदय पंचभाई यांनी

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टाकले असल्याचे शक्यता आहेत. उपरोक्त शाळेने कोणतेही शाळार्थ आयडीच्या मान्यतेच्या संदर्भात प्रस्ताव माध्यमिक कार्यासनाकडे प्राप्त झालेले नाही त्यामुळे त्यावर कार्यवाहीचा प्रश्न निर्माण होत नाही. याचाच अर्थ प्रस्तुत कार्यालयामार्फत शाळार्थ आयडी न देताच सदर कर्मचार्यांचे डुप्लिकेट ही शाळार्थ प्रणालीमध्ये समाविष्ट करण्यात आले होते हे स्पष्ट होते. सदर डुप्लिकेट हे मी माझ्या स्तरावरून टाकले नाहीत असे उदय पंचभाई यांनी लेखी नमूद केलेली आहेत परंतु लॉगिन आयडी आणि पासवर्ड ही उदय पंचभाई यांच्याकडे असल्यामुळे त्यांच्या स्तरावरूनच सदर कारवाई झाली असण्याची शक्यता आहे. त्यामुळे त्यास श्री उदय पंचभाई व ज्यांनी डुप्लिकेट स्वीकारले ते श्री शर्मा हे दोन्ही अधिकारी जबाबदार आहेत. त्यांनी शासनाचे आर्थिक नुकसान केले आहे. सदर शाळार्थ आयडीचे डुप्लिकेट अजूनही याव्यतिरिक्त व्यक्ती श्री उदय पंचभाई यांनी भरले असल्याची व श्री शर्मा यांनी स्वीकारले असल्याची शक्यता आहे. प्रस्तुत प्रकरणाची व्याप्ती अजूनही अधिकची असू शकते व यामध्ये आणखी काही

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कर्मचार्यांचा सहभाग असण्याची शक्यता आहे. त्यामुळे प्रस्तुत प्रकरणाचा सायबर मार्फत तपास करण्यात यावा व गुन्ह्याचा छडा लावण्यात यावा जी अधिकारी दोषी दिसतात त्यांच्याविरुद्ध फौजदारी गुन्हा दाखल करण्याचे फौजदारी स्वरूपाची कारवाई करण्याची गुन्हा दाखल दाखल करण्यात यावा, अशी शिफारस करण्यात येत आहे.”

Thus, the said Enquiry Report specifically records that said Uday Vishnu Panchbhai and Manish Sharma are responsible for the fraud.

9. The said Enquiry Report has been signed by the present Applicant in his capacity as Deputy Director of Education and by one Jitendrakumar Gade, Junior Administrative Officer and Shekhar Patil, Chief Clerk of Higher Secondary Department of the Office of Deputy Director of Education.

10. It is relevant to note that said Jitendrakumar Gade, in his statement recorded during the investigation has stated that the said Enquiry Report has been prepared by the Applicant and

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they have only signed the said report as per the direction of the Applicant.

11. Although, it is submitted by Mr. Gupte, learned Senior Counsel that the Shalarth IDs drafts are prepared by said Uday Vishnu Panchbai, who has been appointed as Accounts Officer after transfer of earlier Accounts Officer- Manish Shaligram Kadam, however, statement of said Manish Shaligram Kadam has been recorded stating that as far as 14 teaching/non-teaching staff of Late Ashok Phdake Madhyamik and Uccha Madhyamik Vidyalaya, the same were added in the Shalarth Pranali when he was working as Accounts Officer. He has stated that the Applicant used to open file on Applicant's laptop by using login-id and password to open Shalarth Pranali and instructed him to fill the Shalarth Drafts and accordingly, drafts of Shalarth IDs are prepared by him as per the instructions of the Applicant and these 14 staff teaching/non-teaching members have been included in the Shalarth ID Pranali by the Applicant. The following extract of statement of Manish Shaligram Kadam dated 3rd December 2025 recorded during investigation is relevant :

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"तसेच फिर्यादीत नमुद कै. अशोक फटके माध्यमिक व उच्च माध्यमिक विद्यालय कुन्हा काकोडा, मुक्ताईनगर नि. जळगांव, कर्मचारी संख्या १४ यांचे शालार्थ प्रणालीमध्ये ड्राफ्ट मी उपसंचालक, नाशिक येथे लेखाधिकारी या पदावर हजर असतांना भरलेले आहेत, त्या कालावधीत शिक्षण उपसंचालक म्हणून श्री. बी. बी. चव्हाण हे होते. कार्यालयाचा तपास अधिकारी यांनी प्राप्त माहितीचा अभिलेख दाखविला असता. त्याती पाहणी करता सदरचे शालार्थ आयडी हा कार्यालयीन वेळनंतर तयार झाल्याचे दिसून येत आहे. मी कार्यालयात असतांना तात्कालीन शिक्षण उपसंचालक श्री. बी. बी. चव्हाण हे त्यांच्या कॅबीनमध्ये बसून त्यांच्या समक्ष मला शालार्थ आयडीचा ड्राफ्ट भरण्यास सांगायचे तपुर्वी ते स्वतः त्याचे लॅपटॉपवर लॉगईन आय. डी. व पासवर्ड टाकून शालार्थ प्रणाली ओपन करून देत असत व मला अतिरिक्त काम म्हणून शालार्थ ड्राफ्ट भरण्यास सांगत असत. फिर्यादीत नमुद १४ कर्मचारी याचे शालार्थ आय.डी. मी तयार केले नसून तात्कालीन शिक्षण उपसंचालक श्री. बी. बी. चव्हाण यांनी कार्यालय वेळनंतर रात्री उशीरा तयार केल्याचे दिसत आहे. सदर गुन्हा नाशिकरोड पोलीस ठाणे येथे दाखल झाल्यानंतर तात्कालीन शिक्षण उपसंचालक श्री. बी. बी. चव्हाण यांनी एके दिवशी मला फोन करून सांगितले की, कै. अशोक फटके माध्यमिक व उच्च माध्यमिक विद्यालय कुन्हा काकोडा, मुक्ताईनगर जि. जळगाव, कर्मचारी संख्या १४ यांचे शालार्थ प्रणालीमध्ये ड्राफ्ट हे तुझ्या कालावधीत तयार केले असे हे तुला पोलीसांनी सदर प्रकरणी जबाब देण्याकरिता बोलवले तेव्हा जबाबात सांग असे सांगितले परंतु मी, सदरचे शालार्थ प्रणालीमध्ये ड्राफ्ट भरले नसल्याने मी त्यांना स्पष्ट पणे नकार दिला, सदर प्रकरणाशी माझा काहीएक संबंध नाही."

12. In this background of the matter, it is significant to note order dated 26th June 2019 issued by Nitin Bacchav, Incharge Deputy Director of Education, Nashik Division, Nashik (Pages

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111-112 of Additional Government Pleader's Compilation), by which approval is given for inclusion of said Urvashi Nimba Choudhary in the Shalarth ID Pranali. Learned Additional Public Prosecutor pointed out Pages 113 to 115 of the compilation, wherein by using said order at Pages 111-112, a bogus order is created by mentioning 14 additional names in addition to said Urvashi Nimba Choudhary. Both these orders are scanned and set out hereinbelow :

Pages 111 -112 of the Compilation tendered by Additional Government Pleader :

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महाराष्ट्र शासन
शिक्षण उपसंचालक, नाशिक विभाग नाशिक
(विभागीय आयुक्त कार्यालय परिसर नाशिक रोड नाशिक)

E-mail - dydenskest@yahoo.com
Tel.No. ०२५३, २४५४११०
Web site-
Fax No. ०२५३, २४५४८१५ २०४४८/५२

क्र.शिउसं/नावि/माध्य-२/शालार्थनॉद/जे-१११/२०१९
दिनांक २६/०६/२०१९

आदेश

प्रति,
शिक्षणाधिकारी (माध्यमिक)
जिल्हा परिषद, जळगाव

विषय- : शालार्थ प्रणालीमध्ये शिक्षक/शिक्षकेतर कर्मचाऱ्याचे नांव समाविष्ट करणेबाबत--

संदर्भ- १) शि.अ.(माध्यमिक) जि.प.जळगाव यांनी सादर केलेला प्रस्ताव जा.क्र.२२५/दि.१२/०३/२०१९
२) मा.शासन निर्णय जा.क्र.शालार्थ११८/प्र.क्र.३०/१८/टीएनटी-३ दि.२० मार्च, २०१९
३) मा.आयुक्त, शिक्षण, म.रा.पुणे यांचे पत्र जा.क्र.२०३१ दि.२९/०३/२०१९.
४) या कार्यालयाची मंजूर टिपणी दि.२६/०६/२०१९

उपरोक्त विषयांचे संदर्भ १ अन्वये या कार्यालयास प्राप्त प्रस्तावा नुसार श्रीमती उर्वशी निंबा चौधरी, स्व.अशोक फडके माध्यमिक विद्यालय, कु-हा (कोकाडा) ता.मुक्ताईनगर जि.जळगाव यांचा शालार्थ प्रणालीमध्ये नाव समाविष्ट करण्याचे प्रस्ताव प्राप्त झाले होते. त्यास अनुसरून या कार्यालयाच्या स्तरावर करण्यात आलेल्या छाननीअंती परिपूर्ण असलेल्या प्रस्तावातील उपरोक्त शिक्षणसेवक कर्मचाऱ्याचे नाव शालार्थ प्रणालीमध्ये समाविष्ट करणेसाठी, संदर्भ २ व ३ अन्वये दिलेल्या अधिकारानुसार परवानगी देण्यात येत आहे.

शालार्थ प्रणालीमध्ये नाव समाविष्ट करण्यास मान्यता दिलेल्या शिक्षणसेवक यांची माहिती या सोबत जोडलेल्या प्रपत्र १ ते १३ मुद्यांमध्ये दर्शविण्यात आलेली आहे. सदर माहितीची शालार्थ प्रणालीमध्ये नोंद करण्यात आलेली असून, उर्वरीत माहितीसाठी शाळेच्या लॉग इन ला (log in) उपलब्ध करून देण्यात आलेली आहे. उर्वरीत माहिती शाळेने भरून, जिल्ह्याचे अधीक्षक, वेतन पथक (माध्यमिक) यांच्या लॉग इन ला पाठवून, मान्य करून घ्यावयाची आहे. संबंधीत कर्मचाऱ्यांची संपूर्ण माहिती भरल्यानंतरच त्यांचे नाव शालार्थ प्रणालीतील वेतन देयकात समाविष्ट करण्यात येईल.

(नितेश बच्छाव)
प्र.शिक्षण उपसंचालक
नाशिक विभाग, नाशिक

प्रत लिपी :-

१) मा.आयुक्त (शिक्षण) महाराष्ट्र राज्य, पुणे यांना माहितीस्तव सविनय सादर.
२) मा. शिक्षण संचालक (माध्यमिक) महाराष्ट्र राज्य, पुणे यांना माहितीस्तव सविनय सादर.
३) अधीक्षक, वेतन व भविष्य निर्वाह निधी पथक, (माध्यमिक) जळगाव यांना आवश्यक कार्यवाहीसाठी.
४) मुख्याध्यापक, स्व.अशोक फडके माध्यमिक विद्यालय, कु-हा (कोकाडा) ता.मुक्ताईनगर जि.जळगाव

skt

शालाये प्रणालीमध्ये नाव समाविष्ट करायसाठी मान्य करण्यात आलेल्या कर्मचाऱ्यांची माहिती

क्र. क्र.	शालेचे नाव	शालेचा कोड	शालाये प्रणालीमध्ये समाविष्ट करायच्या कर्मचाऱ्याचे नाव	पदनाम	लिंग / पुरुष	विवाहित / अविवाहित	जन्म तारीख	रुजू दिनांक	वेतनश्रेणी	ग्रॅड ने	मानधन	शेरा
१	२२. अशोक फडके	२७०११	श्रीम. उर्वशी चौधरी निबा	शिक्षण सेविका	स्त्री	विवाहित	१३/१०/१९८४	०८/०७/२०१६	१३००-	४३००/-	८०००/-	१३
	माध्यमिक विद्यालय, कुन्हा (काकोडा)	०२६०६							३४८००/-			
	ता. मुस्ताईनगर											

(नितीन बच्छाव)
प्र. शिक्षण उपसंचालक
नारिक विभाग, नारिक

skt

Pages 113 and 115 of the Compilation of Additional Government Pleader :

महाराष्ट्र शासन

शिक्षण उपसंचालक, नाशिक विभाग, नाशिक
(विभागीय आयुक्त कार्यालय परिसर नाशिक रोड नाशिक)

E-mail- dydensked@yahoo.com Web site -
Tel No. 0253- 2454910 Fax No. 0253 - 245415

आदेश जा.क्र.शिउसं/नावि/माध्य-2/शालार्थ नोंद/जे-111/2019/2044
दिनांक 26/06/2019

प्रति.
शिक्षणाधिकारी (माध्यमिक)
जिल्हा परिषद, जळगाव

विषय :- शालार्थ प्रणालीमध्ये शिक्षक/शिक्षकेतर कर्मचारी यांचे नांव समाविष्ट करण्याबाबत...

संदर्भ :- 1) शि. अ. (माध्यमिक) जि.प. जळगाव यांनी सादर केलेला प्रस्ताव जा.क्र. 225, दि. 12/03/2019
2) मा. शासन निर्णय जा.क्र. शालार्थ 1118/प्र.क्र.30/18/टीएनटी-3, दि. 20 मार्च 2019
3) मा. आयुक्त शिक्षण म. रा. पुणे यांचे पत्र जा.क्र. 2031, दि. 29/03/2019
4) या कार्यालयाची मजूर टिपणी दि. 26/06/2019

उपरोक्त विषयानुसार संदर्भ 1 अन्वये या कार्यालयास प्राप्त प्रस्तावानुसार श्रीमती उर्वशी निंबा चौधरी, श्री. योगेश अनंतराव नेटके, श्री. निलेश भास्कर पाटील, श्री. मुकेश भाऊराव शिरोळे, श्री. महादेव सुदाम दोले, श्री. सर्वराव भगवान सोनवणे, श्रीमती मनीषा रमाकांत सोनवणे, श्री. प्रशांत दयाराम निकुंभे, श्रीमती हर्षला रमेश गावंडे, शिक्षण सेवक, श्री. अमोल रमेश चौधरी, लिपिक, श्री. चेतन वसंतराव पाटील, प्रयोगशाळा सहाय्यक, श्री. गजानन सुभाष विलेवार, श्री. विजय दिनेश झाल्टे, श्रीकृष्ण लहू वंजारी, श्री. चारुदत्त विलास पाटील, शिपाई, स्व. अशोक फडके माध्यमिक विद्यालय कुन्हा (काकोडा) ता. मुक्ताईनगर जि. जळगाव यांच्या शालार्थ प्रणालीमध्ये नाव समाविष्ट करण्याचा प्रस्ताव प्राप्त झाला होता. त्यास अनुसरून या कार्यालयाच्या स्तरावर करण्यात आलेल्या छाननी अंती परिपूर्ण असलेल्या प्रस्तावातील उपरोक्त कर्मचाऱ्यांचे नांव शालार्थ प्रणालीमध्ये समाविष्ट करण्यासाठी संदर्भ 2 व 3 अन्वये दिलेल्या अधिकारानुसार परवानगी देण्यात येत आहे.

शालार्थ प्रणालीमध्ये नाव समाविष्ट करण्यास मान्यता दिलेल्या कर्मचाऱ्यांची माहिती या सोबत जोडलेल्या प्रपत्र 1 ते 13 मुद्द्यांमध्ये दर्शविलेल्या आलेली आहेत. सदर माहितीची शालार्थ प्रणालीमध्ये नोंद करण्यात आलेली असून उर्वरित माहितीसाठी शाळेच्या लॉग इनला(Log In) उपलब्ध करून देण्यात आलेली आहे. उर्वरित माहिती शाळेमध्ये भरून, जिल्ह्याचे अधीक्षक, वेतन पथक (माध्यमिक) यांच्या लॉग इन (Log In) ला पाठवून मान्य करून घ्यावयाची आहे. संबंधित कर्मचाऱ्यांची संपूर्ण माहिती भरल्यानंतरच त्याचे नांव शालार्थ प्रणालीतील वेतन देयतकात समाविष्ट करण्यात येईल.

(नितीन बच्छाव)
प्र.शिक्षण उपसंचालक
नाशिक विभाग, नाशिक

प्रत लिपी :-
1) मा. आयुक्त (शिक्षण) महाराष्ट्र राज्य, पुणे, यांना माहितीस्तव सविनय सादर
2) मा. शिक्षण संचालक (माध्यमिक), महाराष्ट्र राज्य, पुणे यांना माहितीस्तव सविनय सादर
3) अधीक्षक, वेतन व भविष्य निर्वाह निधी पथक (माध्यमिक) जळगाव यांना आवश्यक कार्यवाहीसाठी
4) मुख्याध्यापक, स्व. अशोक फडके माध्यमिक विद्यालय, कुन्हा (काकोडा) ता. मुक्ताईनगर जि. जळगाव

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शालार्थ प्रणालीमध्ये नांव समाविष्ट करण्यासाठी मान्य करण्यात आलेल्या कर्मचाऱ्यांची माहिती

अ. क्र.	शालेचे नांव	शालेच्या शालार्थ कोड	शालार्थ प्रणालीमध्ये नांव समाविष्ट करावयाच्या कर्मचाऱ्याचे नांव	पदनाम	लिंग स्त्री/पुरुष	विवाहित / अविवाहित	जन्म तारीख	रजु दिनांक	वेतनश्रेणी	ग्रेड पे	मानधन	शेरा
1	2	3	4	5	6	7	8	9	10	11	12	13
			श्रीमती उर्वशी निंबा चौधरी	उपशिक्षिका	स्त्री	विवाहित	13/10/1984	01/07/2010	-	-	8000/-	
			श्री. योगेश अनंतराव नेटके	उपशिक्षक	पुरुष	विवाहित	09/09/1980	01/08/2011	-	-	8000/-	
			श्री. नितेश भास्कर पाटील	उपशिक्षक	पुरुष	विवाहित	24/05/1986	01/08/2011	-	-	8000/-	
			श्री. नुकेश भाऊराव शिरोळे	उपशिक्षक	पुरुष	विवाहित	11/04/1985	01/08/2011	-	-	8000/-	
			श्री. महेंद्र सुदाम डोले	उपशिक्षक	पुरुष	विवाहित	17/02/1985	01/08/2012	-	-	8000/-	
			श्री. सज्जराव भगवान सोनवणे	उपशिक्षक	पुरुष	विवाहित	01/06/1979	01/08/2011	-	-	8000/-	
			श्रीमती मनीषा रमाकांत सोनवणे	उपशिक्षिका	स्त्री	विवाहित	19/07/1988	01/08/2013	-	-	8000/-	
			श्री. प्रशांत दयाराम निंबुळे	उपशिक्षक	पुरुष	विवाहित	15/01/1985	15/06/2017	-	-	8000/-	
			श्रीमती हर्षला रमेश गावडे	उपशिक्षिका	स्त्री	विवाहित	18/08/1987	02/01/2017	-	-	8000/-	
			श्री. अमोल रमेश चौधरी	प्रगो. सहा.	पुरुष	विवाहित	26/05/1993	01/08/2011	-	-	2000/-	
			श्री. चेतन वसंतराव पाटील	शिपाई	पुरुष	विवाहित	24/05/1987	15/06/2012	-	-	2500/-	
			श्री. राजनन सुभाष विलेवार	शिपाई	पुरुष	विवाहित	24/06/1999	02/08/2017	-	-	1700/-	
			श्री. विजय दिनेश झाल्टे	शिपाई	पुरुष	विवाहित	12/08/1993	01/06/2012	-	-	1700/-	
			श्रीकृष्ण लहू वंजारी	शिपाई	पुरुष	विवाहित	16/08/1991	01/06/2012	-	-	1700/-	
			श्री. पारुषोत्त विलास पाटील	शिपाई	पुरुष	विवाहित	01/09/1988	01/06/2015	-	-	1700/-	

सुकरताईनागर लि. वाकरावा

र.व. अशोक फडके माल्यामिक विदेशीकरण, कॅरी (काकोडा) ता.

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(नितीस बच्छाव)
प्र. शिक्षण उपसंचालक,
नाशिक विभाग, नाशिक

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13. Learned Additional Public Prosecutor has submitted that during investigation, it transpired that letter on Pages 111 to 112 is genuine letter whereas letter at Pages 113 to 115 of the Compilation is bogus letter created on the basis of said letter at Pages 111 to 112.

14. Thus, *prima-facie* it is clear that names of these 14 teaching/non-teaching staff have been included in the Shalarth ID Pranali when said Manish Shaligram Kadam was working as Accounts Officer in the office of Deputy Director of Education and he has stated that as per the instructions of the Applicant, names of these 14 teaching/non-teaching staff have been inserted in the Shalarth ID.

15. Thus, the contention raised by Mr. Gupte, learned Senior Counsel that powers were given to Accounts Officer, i.e. said Uday Vishnu Panchbhai, after transfer of earlier Accounts Officer Manish Kadam and by misusing the said powers, names of all these 79 teaching/non-teaching staff have been unauthorizedly included in Shalarth ID Pranali by said Uday Vishnu Panchbhai is not correct. In fact, during investigation, it was revealed that names of all these 79 teaching/non-teaching

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staff have been included in the Shalarth ID Pranali at the instance of the Applicant.

16. The amount involved in the crime is about Rs.9,60,35,631/- (Rupees Nine Crore Sixty Lakh Thirty-Five Thousand Six Hundred Thirty-One Only). As per the prosecution case, although these teaching/non-teaching staff have been appointed by respective schools from the period of 2022 to 2024, their appointments were shown from the year 2012 and on the basis of bogus documents, Shalarth IDs were created and arrears have been paid for more than 10 years by the State Government. This is the public money.

17. It is also required to be noted that admittedly, the Applicant in his capacity as the Deputy Director of Education, Nashik Division, Nashik has given approval for inclusion of names of Priyanaka Vishwanath Salunke, Pallavi Rahul Mahajan and Priya Deepak Masane in the Shalarth ID Pranali. The said order (Pages 81 to 83 of Compilation of Additional Public Prosecutor) issued by the Applicant in his capacity as the Deputy Director of Education specifically records that the proposal has been received from the office of the Education

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Officer (Secondary), Zillha Parishad, Jalgaon, on 20th February 2024. However, during investigation, it transpired that no such proposal has been sent by the Education Officer (Secondary), Zillha Parishad, Jalgaon. Thus, *prima facie* the Applicant has created bogus documents and on the basis of the same, an amount of Rs. 9,60,35,631/- (Rupees Nine Crore Sixty Lakh Thirty-Five Thousand Six Hundred Thirty-One Only) was disbursed by the State towards arrears of salaries of these teaching/non-teaching staff members. Thus, the offence is very serious where, custodial interrogation is absolutely essential.

18. The Supreme Court in the decision of **State Rep. by the C.B.I. Vs. Anil Sharma¹**, has held that the custodial interrogation is qualitatively more elicitation-oriented than questioning a suspect who is well ensconced with a favourable order under Section 438 of the Code of Criminal Procedure, 1973 i.e. Section 482 of BNSS. The effective interrogation of suspected person is of tremendous advantage in disinterring many useful information and also materials which would have

1 (1997) 7 SCC 187

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been concealed. Success in such interrogation would elude if the suspected person knows that he is well protected and insulted by a pre-arrest bail during the time he is interrogated. The said observations of the Supreme Court are squarely applicable to the present case. Thus, for effective interrogation of Applicant in this serious case having wide magnitude, custodial interrogation is necessary.

19. It is settled legal position that grant of anticipatory bail is very extraordinary remedy. The said power is not to be used in regular course.

20. Accordingly, the Anticipatory Bail Application is dismissed. The ad-interim protection granted to the Applicant stands vacated forthwith.

21. Mrs. Deshmukh, learned Additional Public Prosecutor states that, by looking to the magnitude of the crime and as more than such 1,000 teaching/non-teaching staffs have been appointed in many Educational Institutions in the State of Maharashtra during the period of 2022-2024 by making show of their appointments from earlier period of about more than 10 years and as there are number of Accused involved, the

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Director General of Police, Maharashtra State has issued detail instructions for a thorough and comprehensive investigation.

22. Thus, in the facts and circumstances, no case is made out for grant of anticipatory bail.

23. The Anticipatory Bail Application is rejected.

24. It is clarified that the observations made in this order are only prima facie observations made for the purpose of deciding the Anticipatory Bail Application. The Trial Court shall decide the case on its merits, uninfluenced by the prima facie observations made in this Order.

[MADHAV J. JAMDAR, J.]