

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

REVIEW APPLICATION NO. 77 OF 2013
IN
WRIT PETITION NO. 4809 OF 2011 WITH
CIVIL APPLICATION ST.31921/2012

INDRAJEET SITARAM BAIKARE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Applicant : Mr. Kolhare S.R.
Mr. BD Gunale, adv. For Resp.No.3;
Mr. S.N.. Boiwar, Adv. For R/4

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CORAM : R. M. BORDE & P.R. BORA, JJ.
Dated: July 10, 2015

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PER COURT :-

1) Heard. The review petitioner is objecting to order dated 3rd August, 2012 passed by this Court dismissing the writ petition.

2) The petitioner was employed as a primary teacher with Respondent/institution. He secured the employment on the basis of SSC with Basic Teachers Training Certificate, issued by Bhartiya Shiksha Parishad, Uttar Pradesh. Noticing that the educational qualifications acquired by the petitioner are not recognized qualifications, he was terminated from service. It is not a matter of dispute that the name of the institution i.e. Bhartiya Shiksha Parishad, Uttar Pradesh, which has conferred the Diploma in favour of the petitioner, is

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not enlisted in the Government Resolution and is not a recognized training qualification prescribed in the State of Maharashtra. The petitioner states that he has acquired Shiksha Visharad qualification, which according to him, is equivalent to D.Ed. qualification recognized in the State of Maharashtra. Since the petitioner was appointed on the basis of unrecognized qualifications, the employer was justified in terminating the services of the petitioner. We do not find any error apparent on the face of record, compelling us to review the order dated 3rd October 2012. As such, the Review Application is devoid of substance and the same stands rejected.

(P.R. BORA, J.)

(R. M. BORDE, J.)

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