

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 5059 OF 2018

Dipali d/o Anand Bagal

...Petitioner

Versus

The State of Maharashtra and Ors.

...Respondents

Mr. V.P. Latange, Advocate for Petitioner

Mrs. A.V. Gondhalekar, Additional Government Pleader
for Respondent Nos. 1 and 2

Mr. A.R. Nikam, Advocate for Respondent No. 3

Mr. U.B. Bondar, Advocate for Respondent No. 4

**CORAM : S. V. GANGAPURWALA &
A. M. DHAVAL, JJ.**

DATE : 27th FEBRUARY, 2019

ORAL ORDER:

1. Mr. Latange, the learned Counsel for the petitioner submits that the petitioner has secured 111 marks and was from 20 % English Medium Course. The cut off mark was 100. Still, the petitioner is not issued with the appointment order.

2. Mr. Nikam, the learned Counsel submits that upon the query made by the Deputy Director of Education (Primary), it has been communicated on 03.02.2018 that the petitioner has secured 111 marks and the cut off marks were 100 in general category.

3. In case, the cut off marks were 100 and the petitioner has secured 111 marks, then certainly the case of the petitioner ought to have been considered from 20 % English Medium (General Category) as the letter of the Maharashtra State Council dated 03.02.2018 clearly mentions that the petitioner has secured 111 marks from 20 % English Medium and the cut off marks were 100 as per the revaluation.

4. In light of that, the Deputy Director of Education (Primary) shall consider the case of the petitioner for appointment of the Shikshan Sevak on its own merits and the decision shall be taken expeditiously, and preferably within a period of six weeks. The respondents shall consider the list.

5. The Writ Petition is disposed of. No costs.

[A. M. DHAVAL]
JUDGE

[S. V. GANGAPURWALA]
JUDGE

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