

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 4537 OF 2021

Shekhar Dilip Sonawane and others ...Petitioners

Versus

The Education Officer (Secondary),
Zilla Parishad, Jalgaon and Anr. ...Respondents

Mr R.S. Pawar, Advocate for Petitioners
Mrs V.N. Patil-Jadhav, AGP for Respondent-State

AND

WRIT PETITION NO. 4552 OF 2021

Virendra Shankarsingh Sisodiya and others ...Petitioners

Versus

The Education Officer (Secondary),
Zilla Parishad, Jalgaon and Anr. ...Respondents

Mr R.S. Pawar, Advocate for Petitioners
Mr S.B. Pulkundwar, AGP for Respondent No. 1
Mr Rajesh Mewara, Advocate for Respondent No. 2

**CORAM : S.V. GANGAPURWALA AND
SHRIKANT D. KULKARNI, JJ.**

DATE : 15th MARCH, 2021

PER COURT :

1. In all these matters, the proposal seeking approval to the transfer of the petitioners from unaided to aided divisions are rejected basically on the ground of Circular dated 28.06.2016. The petitioners have not passed T.E.T. examination.

2. This Court, under the judgment dated 04.07.2019 in Writ Petition No. 1493 of 2018 with connected matters has held that some of the clauses of the Circular dated 28.06.2016 do not apply to the petitioners.

3. In light of that, we pass the following order.

4. The impugned orders are quashed and set aside.

5. The Education Officer shall decide the proposals seeking approval to the transfer of the petitioners from unaided to aided divisions on its own merits afresh in tune with the decision dated 04.07.2019 in Writ Petition No. 1493 of 2018 with connected matters. The proposals shall be decided preferably within four months.

6. Writ Petitions are accordingly disposed of. No costs.

[SHRIKANT D. KULKARNI, J.]

[S.V. GANGAPURWALA, J.]

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