

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.12296 OF 2018

Satish Parshuram Terse

.. Petitioner

Versus

The State of Maharashtra & Ors.

.. Respondents

Mr.Saurabh S. Pakale i/by Mr.S.M. Katkar for the Petitioner.

Ms.S.S. Bhende, AGP for the respondent nos.1 to 3-State.

CORAM : R.D. DHANUKA

ABHAYAHUJA, JJ.

DATE : 22nd November 2021

P.C.:-

. Mr. Pakale, learned counsel for the petitioner seeks liberty to delete the name of the respondent nos. 4 and 5. Leave to amend is granted. Amendment to be carried out forthwith. Re-verification is dispensed with. By consent of parties, matter is heard finally.

2. Ms.Bhende, learned A.G.P. waives service for the respondents.

3. The case of the petitioner is that though the proposal is sent by the management vide letter dated 4th November 2016 to the Deputy Director of Education, Kolhapur appointing the petitioner as Shikshan Sevak, the said proposal has not been decided till date.

4. Mr. Pakale, learned counsel for the petitioner agrees to produce a copy of the said proposal duly acknowledged by the Deputy Director of Education, Kolhapur within one week from today before the Deputy Director of Education, Kolhapur. Statement is accepted.

5. If the Deputy Director of Education, Kolhapur does not find any such proposal in its record as would be produced by the petitioner, a copy of the proposal which would be submitted by the petitioner duly acknowledged shall be considered as a copy of the proposal and to be considered within six weeks from the date of receipt of the said copy and shall pass appropriate order. A copy of the order that would be passed shall be conveyed to the petitioner within one week from the date of passing of such order.

6. If the order is adverse against the petitioner, no coercive steps shall be taken against the petitioner on the basis of such adverse order for a period of three weeks from the date of communication of such order. If the order is in favour of the petitioner, the respondent no.3 shall include the name of the petitioner in the Shalarth Pranali within three weeks from the date of passing of the order of approval and to pay all consequential benefits to the petitioner within four weeks thereafter.

7. Writ petition is made absolute in the aforesaid terms. Rule is made absolute accordingly. No order as to costs.

ABHAY AHUJA, J.

R.D. DHANUKA, J.