

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7847 OF 2022

Shri.Shivanand Yallappa Teli

...Petitioner

Versus

The State of Maharashtra

Thr. The Secretary, School Edu. & Sports

Dept. & Ors.

...Respondents

WITH

WRIT PETITION NO.7848 OF 2022

WITH

WRIT PETITION NO.7849 OF 2022

WITH

WRIT PETITION NO.7851 OF 2022

WITH

WRIT PETITION NO.7853 OF 2022

Shri.Nilambika Basaveshwara Shikshan

Sanstha & Ors.

...Petitioners

Versus

The State of Maharashtra

Thr. The Secretary, School Edu. & Sports

Dept. & Ors.

...Respondents

Mr.Prashant Bhavake, for the Petitioners in all Petitions.

Mr.V.M. Mali, AGP, for the Respondent-State in all Petitions.

CORAM : S.V. GANGAPURWALA &
S.M. MODAK, JJ.

DATE : 5 JULY 2022

P.C:-

. The learned counsel for the Petitioner submits that in

all these matters the Petitioners are appointed prior to 04-05-2020. The proposal is rejected only on the ground of GR dated 04-05-2020 wherein the directions were given not to fill the post.

2. If the appointment of the Petitioner is prior to 04-05-2020, then in that case the GR dated 04-05-2020 would not apply to the appointment. In light of that, the impugned orders are quashed and set aside.

3. It is further contended that the Petitioner is appointed in minority institution.

4. Be that as it may, as an appointment of the Petitioners is prior to GR dated 04-05-2020, proposal of the appointment of the Petitioner cannot be rejected on the ground of GR dated 04-05-2020.

5. In light of that, the impugned orders are quashed and set aside. The Education Officer shall reconsider the proposal seeking approval to the appointment of the Petitioner afresh. The same shall be decided expeditiously, preferably within six months. The same shall not be rejected on the basis of GR dated 04-05-2020.

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

(S.M. MODAK, J.)

(S.V. GANGAPURWALA, J.)