

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

WRIT PETITION NO. 6583 OF 2022

Shri Akshay Dadaso Kalel

...Petitioner

vs.

The State Of Maharashtra Thr
Its Secretary School Education Dept.
and Ors

...Respondents

Mr. Y. B. Yengare a/w Mr. Jayesh Janardan - Advocate for the Petitioner
Mr. V. M. Mali - AGP for the Respondent-State

**CORAM : S.V. GANGAPURWALA AND
 S. M. MODAK, JJ.**

DATE : 21st JUNE, 2022

P. C. :-

1. The proposal for approval to the appointment of the Petitioner as a 'Junior Clerk' is rejected solely on the ground that in view of the Government Resolution dated 04/05/2020 new appointments are banned. It is submitted that appointment of the Petitioner is dated 30/08/2018, in view of that Government Resolution would not apply.
2. The learned counsel for the Petitioner refers to the judgment of the Division bench of this Court dated 16/03/2022 in Writ Petition No. 6738 of 2021. In light of that, impugned Order is quashed and set aside. The Respondent No. 3 shall reconsider the proposal seeking approval to the

appointment of the Petitioner as 'Junior Clerk' afresh and shall not reject it on the basis of Government Resolution dated 04/05/2020.

3. Needless to state that all other aspects are kept open to be considered by the Education Officer.

4. Writ Petition is accordingly disposed of. No Costs.

[S. M. MODAK, J.]

[S.V. GANGAPURWALA,J.]