

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1763 OF 2022

Pratibha Ganpati Babar,
Bahadurwadi, Walwa, Dist. Sangli
and ors. ... Petitioners
Vs.
The State of Maharashtra and anr. ... Respondents

WITH
WRIT PETITION NO.5455 OF 2022

Sandip Raghunath Gorde,
Bahadurwadi, Walwa, Dist. Sangli
and anr. ... Petitioners
Vs.
The State of Maharashtra and anr. ... Respondents

Mr Narendra V. Bandiwadekar, Advocate with Mr Vinayak
Kumbhar, Advocate for petitioners.
Mr S. B. Kalel, Assistant Government Pleader for respondents.

CORAM : A. S. CHANDURKAR AND G.A.SANAP, JJ.
DATED : May 05, 2022

P.C.

Heard. Rule.

Rule made returnable forthwith and heard the learned
counsel for the parties.

Learned Assistant Government Pleader waives notice for the
respondents.

The challenge raised in these writ petitions is to the
communication dated 06/08/2021 issued by the Education Officer
(Secondary) returning the proposal for grant of approval to the

appointment of the petitioner No.1 for the reason that the said proposal should be submitted in a Camp organized for such purposes.

Perusal of the impugned order indicates that the proposal had not been considered and the same has been returned for being presented in the Camp to be held. We do not find any justification for such course of action nor the learned Assistant Government Pleader is in a position to substantiate the same. There does not appear to be any reason to postpone consideration of the proposal on its merits.

In view of aforesaid the communication dated 06/08/2021 is set aside.

The petitioner No.1 alongwith the Management shall submit a fresh proposal seeking approval to the appointment of the petitioners to the respondent No.2 within a period of fifteen days from today. The respondent No.2 shall take a decision on the same within a period of four weeks from receipt of the same in accordance with law.

Writ Petitions are disposed of in aforesaid terms. No order as to costs.

(G. A. Sanap, J.)

(A. S. Chandurkar, J.)