

(1)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

43 WRIT PETITION NO.3757 OF 2023

SULBHA ANANDA MEDHE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE
PRINCIPAL SECRETARY AND OTHERS

....

Mr B. S. Doifode, Advocate for Petitioner;
Mr V. M. Kagne, A.G.P. for Respondent Nos.1, 2 & 4
Mr P. P. Pangal, Advocate h/f Mr V. V. Gujar, Advocate for
Respondent No.3

**CORAM : RAVINDRA V. GHUGE
AND
SANJAY A. DESHMUKH, JJ.**

DATE : 3rd April, 2023

PER COURT:

1. The Petitioner has been appointed on compassionate basis on 01/08/2016, since her husband passed away on 19/09/2015. Her proposal for approval dated 28/12/2021, is still pending.

2. In view of the above, this petition is disposed off. We direct Respondent No.4/ Education Officer (Secondary), to decide the Petitioner's proposal for approval within 30 days from today, on it's own merits, keeping in view that she has been appointed on compassionate ground and the law laid down in

(2)

Smt. Yogita Shivsing Nikam Vs. State of Maharashtra and others, 2022 (2) Mh.L.J.370, will be applicable.

3. In the event of there being any discrepancy in the dates, the Education Officer shall get such dates verified with the Head Master within one week, and accordingly pass appropriate orders. Needless to state, after the approval is granted, the Petitioner would be entitled for all monetary benefits.

(SANJAY A. DESHMUKH, J.) (RAVINDRA V. GHUGE, J.)

sjk