

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

952 WRIT PETITION NO.8618 OF 2023

KALAVATI ASHWIN BEHERE
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

...

Advocate for Petitioner : Mr. Londhe Bharat Govindrao
AGP for Respondent No. 1 : Mr. S.B. Yawalkar
Advocate for Respondent No. 2 : Ms. Nayana Patil h/f Mr. Surekha Mahajan
Advocate for Respondent No. 3 : Mr. Sachin Kputekar
Advocate for Respondent No. 4 : Mr. K.T. Taur

CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.

DATE : 06.09.2023

PER COURT :

Heard.

2. The petitioner is seeking correction of the school record and consequent change in the certificates issued by the respondent No. 2-H.S.C. and S.S.S. Board, pursuant to the decision/order of the Education Officer (Secondary) Zilla Parishad Parbhani purportedly communicated to the respondent No. 2-Board vide communication dated 23.11.2023 (Exhibit 'E').

3. The learned advocate for the respondent No. 2-Board, on instructions, submits that no such communication was ever received by the Board.

4. Without going into the details, in our considered view, the writ petition can be disposed of by directing the respondent No. 2-Board to take appropriate decision on the proposal (Exhibit 'E') in accordance with law and in the light of the order passed in the matter of **Janabai d/o Himmatrao Thakur Vs. State of Maharashtra and Ors.**; 2019 (6) Mh.J.J. 769.

5. The Writ Petition is disposed of. The respondent No. 2 shall take appropriate decision on the application/proposal (Exhibit 'E') purportedly issued by the Education Officer (Secondary) Zilla Parishad Parbhani. If the communication is not traceable in the record, Exhibit 'E' shall be treated as that communication and further orders to be passed by the respondent No. 2 as expeditiously as possible and in any case within four weeks.

(SHAILESH P. BRAHME, J.)

(MANGESH S. PATIL, J.)

mkd/-