

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

37 WRIT PETITION NO.14658 OF 2023

DIPALI VASUDEO WARKE  
VERSUS  
THE STATE OF MAHARASHTRA  
THROUGH ITS SECRETARY AND OTHERS  
AND  
38 WRIT PETITION NO.14659 OF 2023

GAYATRI RAMDAS KANKHARE  
VERSUS  
THE STATE OF MAHARASHTRA  
THROUGH ITS SECRETARY AND OTHERS

...

Advocate for Petitioners : Ms. Seema Gaikwad h/for Mr. Talhar Ajay G.  
AGP for Respondents State: Ms. Priya Bharaswadkar

CORAM : RAVINDRA V. GHUGE &  
Y. G. KHOBRAGADE, JJ.  
DATE : 4th December, 2023

**ORDER:**

1. The proposal seeking approval to the appointment of the Petitioners has been rejected vide the impugned order dated 02.08.2022 only for the reason that there is a dispute in the Management.

2. In several cases, we have held that the Education Officer would concentrate on the material aspects in a matter and only in the event of the signatory to the appointment order being suspicious or disputed, that he may cause a detailed inquiry into the affairs of the management. He is expected to pass a reasoned order.

3. In view of the above, **these Petitions are partly allowed** only for the reason set out herein above. The impugned order dated 02.08.2022 is quashed and set aside and the matter is restored to the file of Respondent No.2 -Education Officer who shall follow the due procedure laid down in law by issuing notices to all the stakeholders and after due verification of the record, pass a reasoned order within 90 days.

( Y. G. KHOBRAGADE, J. )

( RAVINDRA V. GHUGE, J. )

JPChavan