

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

60 WRIT PETITION NO.12132 OF 2023

MANISHA NARENDRA KHANJODKAR
VERSUS
STATE OF MAHARASHTRA THROUGH SECRETARY AND OTHERS

...
Advocate for Petitioner : Mr. Maniyar Irfan D.
AGP for Respondents/State : Mr. S.G. Karlekar
...

CORAM : RAVINDRA V. GHUGE &
Y.G. KHOBRADE, JJ.
DATE : 3rd October, 2023

PC. :-

1. The Petitioner contends that she was at sr.no.3 in the seniority list dated 15.11.2017. The teachers at sr.nos.1 and 2 have superannuated. After the filing of this petition the candidate at sr.no.4, namely Manohar Bhagwan Mahajan has been appointed by the Management as a Headmaster and the Petitioner has been superseded.

2. Considering the above, the Petitioner has a statutory remedy of approaching the School Tribunal under Section 9 of the Maharashtra Employees of Private Schools (Conditions of Service) Regulation Act, 1977.

3. In view of the above, **this petition is disposed off** with liberty to the Petitioner to approach the School Tribunal.

4. At this juncture, the learned advocate for the Petitioner submits that since approval has not been granted to Shri Mahajan, the Education Officer may consider the representation tendered by the Petitioner dated 24.07.2023 praying that approval may not be granted to his appointment.

5. We grant liberty the Petitioner to avail of a remedy as may be advised. In the event he desires to pursue his representation, the Education Officer may consider the same within a period of 60 days.

[Y.G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]