

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.13522 OF 2023

PRIYA DINESH GHUGE
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS

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Mr. V. S. Panpatte, Advocate for Petitioner
Mr. V. M. Kagne, AGP for Respondent Nos. 1 and 2
Mr. S. R. Dheple, Advocate for Respondent Nos. 3 and 4

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CORAM : RAVINDRA V. GHUGE AND
Y. G. KHOBRAGADE, JJ.

DATE : 31.10.2023.

PER COURT :-

1. Heard the learned Advocates for the respective sides.
2. After removing the deficiencies by the management, the proposal has been forwarded to the Deputy Director of Education, Nashik. The same is pending at his doorstep.
3. In view of the above, this **Petition is disposed off** with a direction to Respondent No.2 to consider the proposal, and if, there is no legal impediment, he would proceed to decide the

same by following the due procedure laid down in law and by following the rules and the circulars/statutes applicable to the case, within a period of sixty days.

4. In the meanwhile, the Petitioner shall tender an affidavit undertaking to Respondent No.2 as well as a copy to the employer, stating therein that she would not claim any service benefits/promotions/re-fixation of salary/ increments, etc., till the Hon'ble Supreme Court decides the issue as to whether TET qualification is mandatory to each teacher. If such an affidavit undertaking is filed, his proposal may not be rejected for the reason that she has not passed the TET exam.

[Y. G. KHOBRAGADE, J.]

[RAVINDRA V. GHUGE, J.]

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