

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION 6190/2022

SATISH BALKRISHNA PATIL

VS

EDUCATION OFFICER (SECONDARY), ZILLA PARISHAD, AMRAVATI AND ANR.

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. P.S. Patil, Advocate for the petitioner
Mrs. Kalyani R. Deshpande, AGP for respondent 1
None for respondent 2

CORAM : ROHIT B. DEO AND
Y.G. KHOBRADE, JJ.

DATED : 03/01/2023

The grievance of the petitioner is that the administrative and financial powers of the post of the Headmaster entrusted to him have been withdrawn by the Education Officer without affording an opportunity of hearing.

2. It is common ground that presently the petitioner is not holding the charge which is handed over to the next senior Teacher.

3. In this situation, we deem it appropriate to direct the Education Officer to give post decisional hearing to the petitioner and pass an appropriate order within next seven days.

4. The petitioner and the Management may appear before the Education Officer on 06.01.2023. The Education Officer shall take an appropriate decision on the entitlement or suitability of the petitioner to be the Incharge Headmaster after hearing the concerned stakeholders. We clarify that we are not disturbing the order impugned at this stage. The order impugned shall be subject to such decision which the Education Officer may take after hearing the parties concerned.

5. Keeping all contentions open, the petition is disposed of.

6. Authenticated copy of this order be supplied to the learned Counsel for the parties.

(Y.G. KHOBRAGADE, J.)

(ROHIT B. DEO J.)

SANDIP
MAHADEV
GATE

Personal Assistant to the
Hon'ble Judge
Digitally signed by
SANDIP MAHADEV GATE
Date: 2023.01.03
18:57:22 +0530