



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

Writ Petition No. 8926 / 2021

Balappa s/o Shriram Kharatmol,

Age : 37 years, Occu. Service

R/o Valandi, Tq. Deoni,

Dist. Latur.

...Petitioner

Versus

1. State of Maharashtra
Through it's Secretary,
School Education Department,
Mantralaya, Mumbai.
 2. The Director of Education (Secondary),
Maharashtra State, Pune.
 3. The Deputy Director of Education (Secondary),
Latur Division, Latur.
 4. The Education Officer (Secondary),
Latur Division, Latur.
 5. The Secretary,
Lok Jagruti Shikshan Sanstha,
Valandi, Tq. Deoni, Dist. Latur.
 6. The Head Master,
Vyankatesh Secondary and Higher Secondary Vidyalaya
Valandi, Tq. Deoni, Dist. Latur.
- ..Respondents**

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Advocate for the Petitioner : Mr. Dayanand S. Mali

A.G.P. for Respondents/State : Mr. R.K. Ingole
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**CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.
DATE : 06 AUGUST 2024**

PER COURT :

. Heard.

2. Petitioner's proposal seeking approval to his appointment came to be rejected by the respondent No. 4/Education Officer vide impugned order dated 17.05.2021 only on the ground that the procedure as contemplated by the Government Resolution dated 23.06.2017 was not followed.

3. We have already taken a view by **order dated 10.06.2024 in Writ Petition No. 13150 of 2022** in the matter of **Shaikh Jaweria Khadarsab Vs. The State of Maharashtra and others** that the Education Officer/Deputy Director of Education has to conduct objective scrutiny of the proposal and it cannot be rejected only on the ground that procedure as contemplated by the Government Resolution was not followed.

4. In that view of the matter, we dispose of the petition by quashing the impugned order dated 17.05.2021 and directing the respondent No. 4/Education officer to reconsider the proposal of the petitioner for grant of approval to his appointment on its

own merits. The decision shall be taken as expeditiously as possible and in any case within a period of four (04) weeks from today. However, same shall not be rejected on the grounds mentioned in the impugned order.

SHAILESH P. BRAHME
JUDGE

MANGESH S. PATIL
JUDGE

Majeeb..