



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

931 WRIT PETITION NO. 119 OF 2023
WITH
CIVIL APPLICATION NO. 2303 OF 2024
IN RAST/4012/2024

SYED SALIM SYED RAHIM AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS

...
Advocate for the Petitioner : Mr. M.N. Shaikh h/f Mr. Kazi S. S.
AGP for Respondent nos. 1 to 3 : Mr. D.R. Korde
Advocate for Respondent No. 4 : Mr. B.A. Shinde

...
CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.

DATE : 13.06.2024

PER COURT :

Heard.

2. The petitioners who are stated to be serving with respondent no. 5, which is a minority institute, are aggrieved by the fact that for want of their clearing a TET examination their names have not been included in *Shalarth Pranali*.

3. Admittedly, the issue regarding applicability of the condition/qualification of TET to the staff of the minority institute is pending before the Supreme Court. This Court has been, for the time being directing the names of similarly placed teachers of the minority institute to be included in the *Shalarth Pranali*, subject to the final outcome of the matter before the Supreme Court.

4. The Writ Petition is partly allowed. The impugned order is quashed and set aside. The respondent-Deputy Director shall consider the petitioners cases for including their names in the *Shalarth Pranali* independent of the fact that they have not cleared the TET. The petitioners shall file affidavits undertaking to forgo such benefits and if called upon to do so to repay the salaries if so directed depending upon the final outcome of the decision before the Supreme Court.

5. Leave granted to withdraw the Review Application(Civil) (ST)/4012/2023.

6. Pending Civil Application No. 2303/2024 is disposed of.

(SHAILESH P. BRAHME, J.)

(MANGESH S. PATIL, J.)

mkd/-