

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CONTEMPT PETITION NO. 624 OF 2024
IN
WRIT PETITION NO. 2923 OF 2022**

Nilima Prabhudas Padavi ... Petitioner
versus
The State of Maharashtra & Ors. ... Respondents

....
Mr.Chetan Patil with Mr.Vishwesh Gadage i/b. Mr.Mandar Bagkar for
the Petitioner.
Mr.P.P.Kakade, Addl.GP with Ms.Pooja Joshi Deshpande for
Respondent No.1-State.
....

**CORAM : RAVINDRA V. GHUGE
&
ASHWIN D. BHOBE, JJ.**

DATE : 29TH NOVEMBER, 2024

P.C.:

1. We have perused the order dated 15th March, 2022 passed by
this Court in Writ Petition No. 2923 of 2022. The Petition was allowed
in terms of prayer clause (a) and a specific direction was issued in
paragraph no. 6, which reads as under :

*“6. It is directed that the name of the Petitioner
shall be entered in Shalarth ID within a period of
one week from the date of receipt of copy of the
order. Salary be released to the Petitioner within
a period of two weeks from allotting the
Shalarth ID to the Petitioner”.*

2. However, despite the above plain and simple direction, Shri Mahesh Chothe, Deputy Director of Education, Kolhapur Division, Kolhapur, Respondent No.5 herein, has declined to pass an order after conducting a hearing, on the plea that an issue pertaining to the requirement of Teacher Eligibility Test (TET) certificate is pending before the Hon'ble Supreme Court.

3. *Prima facie*, we find that Respondent No.5 was legally obliged to obey the direction of this Court. If he had anything to point out to the Court, he should have preferred an Interim Application and sought further directions. Without doing so, he cannot pass an order which indicates his desire to overbear the authority of the Court.

4. In view of the above, **issue notice** to Respondent No.5, in the format prescribed under the Contempt of Courts Act, 1971 returnable on 18th December, 2024.

(ASHWIN D. BHOBE,J.)

(RAVINDRA V. GHUGE, J.)