

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

WRIT PETITION NO. 17598 OF 2024

Mona Kachru Doifode @
Mona Ghanshyam Gite and Others ... Petitioners
versus
The State of Maharashtra and Others ... Respondents

**AND
WRIT PETITION NO. 18631 OF 2024**

Jagan Suresh Dhum and Others ... Petitioners
versus
The State of Maharashtra and Others ... Respondents

Mr.Sanjeev B. Deore a/w Ms. Suchita J. Pawar for the Petitioners in both the Petitions.

Mr.V.G. Badgujar, AGP for Respondent No.1 in WP No. 17598 of 2024.

Mr.A.A.Alaspurkar, AGP for Respondent No.1 in WP No. 18631 of 2024.

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

DATE : 16th DECEMBER, 2024

P.C. :-

1. An interim order passed in Vacation dated 15th May, 2024 in Writ Petition No.7184 of 2024 (***Suresh Tulshiram Mahale & Ors. Vs. The State of Maharashtra & Ors.***), is cited. We do not find that this Court has granted any interim relief or a direction that the Petitioners should be appointed.

2. The fact remains that the Petitioners' names appear in the TET Exam Result Scam and criminal investigation is going on. It is to be left to the employer to verify the antecedents of a probable employee. If antecedents are tainted, this Court cannot issue a Writ of Mandamus to an Employer to grant employment to such an Employee. Hence at this stage, we would not be issuing a Writ of Mandamus for issuance of an appointment order.

3. We find that these candidates had much lesser marks than those actually scored in TET Exam of 2019. In view of the scam, their marks were increased in order to bring them within the minimum marks required for passing the TET Exam. It is this scam in which 7500 students are said to be involved.

4. **Issue notice to the Respondents** returnable on 28th January 2025. The learned AGPs waive service of notice on behalf of Respondent No.1, State respectively.

5. Let the affidavits in reply be filed, if not already filed, at least 10 days prior to the returnable date.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)