

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

WRIT PETITION NO. 4714 OF 2023

Sunil S/o Nilkanthrao Ugle

Vs.

State of Maharashtra, through Secretary, Department of School Education, Mumbai and others

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Shri S.S. Shingane, Advocate for the petitioner
 Shri A.M. Kadukar, AGP for respondent No.1 to 4
 Shri K.P. Mahalle, Advocate for respondent No.5 & 6

CORAM : AVINASH G. GHAROTE AND
SMT M.S. JAWALKAR, JJ.

DATE : 04/04/2024

The learned Counsel for respondent No.1 to 4 states that the matter is covered by the judgment of this Court (page 42) in *Writ Petition No. 3167/2019, Usha Baliram Masal vs. Hind Sewa Mandal*, decided on **30/09/2019**. It is contended that the claim of the petitioner to be appointed as a 'Shikshan Sewak' as per Clause – 8 of the Government Resolution dated 10/06/2005, was forwarded by the Management to Education Officer, who by the impugned order dated 29/07/2022 (page No. 37), has rejected the same on the ground of information not being available as indicated therefrom.

2. It is contended by Shri K.P. Mahalle, learned Counsel appearing for respondent Nos. 5 and 6, that the requisite information has already been supplied by the Management to the Education Officer on 10/08/2022, on

account of which, it is now for the Education Officer to decide the proposal in light of the information received. In view of this, the impugned order dated 29/07/2022, is hereby quashed and set aside and the matter is remitted back to respondent No. 4, to decide the claim of the petitioner in terms of Clause - 8 of the Government Resolution dated 10/06/2005.

JUDGE

JUDGE

Jayashree..