



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

912 WRIT PETITION NO. 4225 OF 2025

MAHATMA PHULE GRAMIN SHIKSHAN PRASARAK MANDAL THROUGH
ITS SECRETARY AND OTHERS

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE SECRETARY AND OTHERS

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Advocate for the Petitioner : Mr. Tripathi Manish Purushottam
AGP for Respondents: Mr. S.R. Wakale

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CORAM : MANGESH S. PATIL &
Y. G. KHOBRAGADE, JJ.

DATE : 28.03.2025

PER COURT :

By the impugned order the Education Officer (Secondary) has refused to grant approval to the petitioner's appointment as a 'Shikshan Sevak' on a proposal forwarded by the respondent-headmaster, by the communication dated 07.02.2025, only on the ground that his appointment was not made through the *Pavitra Portal* pursuant to the government resolution dated 07.02.2019.

2. We have heard both the sides.

3. As is being demonstrated in several matters this Court has concluded that the *Pavitra Portal* was not in effective operation and has disapproved this ground of rejection of the proposal for grant of approval. Suffice for the purpose to refer to the decision in the matter of **in Writ Petition No. 13150 of 2022 (Shaikh Jaweria Khadarsab Vs. The State of Maharashtra and others, dated 10.06.2024)**.

4. It was expected that the Education Officer ought to have considered the proposal on all counts and could not have simply refused to grant

approval by referring to the mode by which the petitioner was appointed. For failure of which, the only course available would be to remand the matter for reconsideration of the proposal.

5. The writ petition is allowed partly.
6. The impugned order/communication is quashed and set aside.
7. The respondent-Education Officer (Secondary) shall consider the proposal afresh, on its own merits, but shall not reject it on the grounds mentioned in the impugned communication.
8. The decision shall be taken as expeditiously as possible and in any case within six weeks.

(Y. G. KHOBRADE, J.)

(MANGESH S. PATIL, J.)

mkd/-