

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.2139 OF 2024

Dhirajkumar Vijay SutarPetitioner

versus

The State of Maharashtra through
The Secretary Department of Education
& Sports & Ors.Respondents

Mr. Prashant Bhavake, Advocate for the Petitioner.
Ms. N.M. Mehra, AGP for the Respondent No.1-State.
Mr. Utkarsh Desai, Advocate for Respondent Nos.4 and 5.

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

DATE : 6th FEBRUARY, 2025

P.C. :-

1. The grievance of the Petitioner is that earlier the approval was refused on the ground that the Petitioner did not have the TET qualification. After he acquired the said qualification, now several grounds have been put forth in the second round for rejection of the application. Leave to add grounds as well as the copy of the advertisement.

2. **Issue notice** to the Respondents, returnable on **18th March, 2025**. The learned AGP waives service of notice on behalf of Respondents Nos. 4 and 5. Let the Affidavit-in-Reply be filed at least ten days prior to the returnable date.

3. Considering the law laid down by the Full Bench of this Court in *St Ulai High School vs. Devendraprasad Jagannath Singh*, 2007 (1) Mh.L.J. 597, lack of approval would not be a ground for termination and the employer is restrained from terminating the services of the Petitioner.

4. All office objections to be removed on or before 25th February,, 2025, failing which, the Petition would stand dismissed without reference to the Court, on 26th February, 2025.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)