

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

WRIT PETITION NO. 5291 OF 2025

Prajakta Niranjana Jadhav & Anr.

...Petitioners

Versus

The State of Maharashtra & Ors.

...Respondents

Mr. Narendra Bandiwadkar, Sr. Advocate a/w Mr. Vinayak Kumbhar, Mr. Rajendra Khaire, Mr. Aniket Phapale i/by Ms. Ashwini Bandiwadkar, Advocate for the Petitioners.

Mr. P.P. Kakade, Addl. G.P. a/w Mr. A.K. Naik AGP for Respondent Nos.1 to 3/State.

**CORAM : RAVINDRA V. GHUGE
&
M. M. SATHAYE, JJ.**

DATE : 4th JULY, 2025

P.C. :-

1. The contention is that Petitioner No.1 has been appointed on a permanent sanctioned post on 26th August, 2024, as a Special Teacher. The procedure required to be followed while making such selection and appointment, including the obtaining of the No Objection Certificate from Respondent No.1, has been followed and Petitioner No.1 has been appointed. Now when her proposal for approval is pending, Respondent No.4 is directed to be

absorbed on the post which is already occupied by Petitioner No.1, apparently on the presumption that the said post is vacant.

2. **Issue notice** to the Respondents, returnable on **4th August, 2025**. The learned Additional G.P. waives service of notice on behalf of Respondent Nos.1 to 3. Let the affidavit in reply be filed, at least one week, prior to the returnable date.

3. Until further orders, the status quo as existing today, shall be maintained.

(M. M. SATHAYE, J.)

(RAVINDRA V. GHUGE, J.)