

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 15054 OF 2025

Alankar Kanha Warghade & Ors. ... Petitioners.

V/s.

The State of Maharashtra & Ors. ... Respondents.

Ms. Preeti Walimbe, a/w. Ms. Vaishnavi Nagargoje, Advocate for
Petitioners.

Mr. Shreeshail Sakhare, Advocate for Respondent Nos. 3 and 4.

Mr. V.G. Badgujar, AGP for Respondent/State.

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

DATE : 18th NOVEMBER, 2025

P.C. :

1. Leave to add the name of Mr. Rajkumar Vitthal Kadav, who
desired to be a Petitioner, but was inadvertently left out. Addition be
carried out forthwith, along with payment of Court fees and
vakalatnama.

2. Leave to correct the description of Respondent No. 4, to be
carried out forthwith.

3. We have heard the learned Advocates for the Petitioners and the Zilla Parishad, Thane. From the submissions made by the learned Advocate on instructions from the Zilla Parishad and in the light of a communication by the Zilla Parishad dated 31/10/2025, addressed to the Principal Secretary, School Education and Sports Department, we have developed an ex-facie impression that the Zilla Parishad Authorities have not read the law laid down by the Hon'ble Supreme Court in its Judgment dated 1/9/2025 in Civil Appeal No. 1385 of 2025 and connected Appeal (*Anjuman Ishaat-E-Taleem Trust v/s. The State of Maharashtra & Ors.*) (2025 LiveLaw (SC) 861) and the Judgment delivered by this Court in Writ Petition No. 7943 of 2024 and connected Petitions, decided on 11/9/2025 (*Sagar Dattatray Chorghe v/s. State of Maharashtra & Ors.*). Had these judicial pronouncements be read by the Authorities, the advise that they are seeking from the Principal Secretary, would not be unwarranted.

4. Issue notice to the Respondents, returnable on **22nd December, 2025**. The learned AGP waives service of notice on behalf of Respondent Nos. 1 and 2. Mr. Sakhare, learned Advocate waives service of notice on behalf of Respondent Nos. 3 and 4.

5. Let the CEO of the Zilla Parishad file an affidavit in reply under his own signature, and not by delegating authority to any other officer, in the light of the above stated judicial pronouncements and deal with every contention set out by the Petitioners in this Petition. Affidavit in reply be filed at least 10 days prior to the returnable date.

6. By way of ad-interim relief, we direct the Zilla Parishad, not to promote any candidate who does not have TET or CTET or Graduate plus B.Ed. Qualifications. Those having such qualifications and whose names are not involved in the TET Exam Result Scam of 2018 or 2019, as the case may be, should be considered for the promotion.

7. List this Petition on the supplementary board.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)