

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

**INTERIM APPLICATION NO. 1523 OF 2025
WITH
REVIEW PETITION NO. 31 OF 2025
IN
WRIT PETITION NO. 1333 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION NO. 31 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Pradnya Prasad Joshi & Ors. ... Respondents

**AND
INTERIM APPLICATION (ST.) NO. 5428 OF 2025
IN
REVIEW PETITION (ST.) NO. 5256 OF 2025
IN
WRIT PETITION NO. 1442 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 5256 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Romila Tushar Gaikwad & Ors. ... Respondents

**AND
INTERIM APPLICATION (ST.) NO. 7740 OF 2025
IN
REVIEW PETITION (ST.) NO. 6072 OF 2025
IN
WRIT PETITION NO. 1334 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6072 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Smita Shubhash Dodhad & Ors. ... Respondents

AND

INTERIM APPLICATION (ST.) NO. 7741 OF 2025

IN

REVIEW PETITION (ST.) NO. 5431 OF 2025

IN

WRIT PETITION NO. 1441 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 5431 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Aparna Vikas Bhor & Ors. ... Respondents

AND

INTERIM APPLICATION (ST.) NO. 7742 OF 2025

IN

REVIEW PETITION (ST.) NO. 6063 OF 2025

IN

WRIT PETITION NO. 1445 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6063 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Akshata Suhas Chavan & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO. 7839 OF 2025
IN
REVIEW PETITION (ST.) NO. 7313 OF 2025
IN
WRIT PETITION NO. 1337 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 7313 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Yogita Shantanu Kulkarni & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO. 7841 OF 2025
IN
REVIEW PETITION (ST.) NO. 6070 OF 2025
IN
WRIT PETITION NO. 1336 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6070 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Amit Balasaheb Jawalkar & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO.7846 OF 2025
IN
REVIEW PETITION (ST.) NO.6068 OF 2025
IN
WRIT PETITION NO. 1440 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO.6068 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Vasudha Kailas Waykole & Ors. ... Respondents

AND

INTERIM APPLICATION (ST.) NO. 7847 OF 2025

IN

REVIEW PETITION (ST.) NO. 6069 OF 2025

IN

WRIT PETITION NO. 1443 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6069 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Vaishnavi Ratnakar Borawake & Ors. ... Respondents

AND

INTERIM APPLICATION (ST.) NO. 7849 OF 2025

IN

REVIEW PETITION (ST.) NO. 5423 OF 2025

IN

WRIT PETITION NO. 1339 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 5423 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Rupali Dnyaneshwar Shinde & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO. 7850 OF 2025
IN
REVIEW PETITION (ST.) NO. 5465 OF 2025
IN
WRIT PETITION NO. 1691 OF 2024

The Divisional Chairman,
Maharashtra State Board of Secondary
and Higher Secondary Education & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 5465 OF 2025

The Divisional Chairman,
Maharashtra State Board of Secondary
and Higher Secondary Education & Ors. ... Petitioners
versus
Sudhirkumar Vitthal Gaikwad & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO. 7852 OF 2025
IN
REVIEW PETITION (ST.) NO. 5459 OF 2025
IN
WRIT PETITION NO. 1338 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 5459 OF 2025

The State of Maharashtra & Ors. ... Petitioners
versus
Pradnya Suresh Deshmukh & Ors. ... Respondents

AND
INTERIM APPLICATION (ST.) NO. 7853 OF 2025
IN
REVIEW PETITION (ST.) NO. 6062 OF 2025
IN
WRIT PETITION NO. 1444 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6062 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Chaitali Girish Garge & Ors. ... Respondents

AND

INTERIM APPLICATION (ST.) NO. 7854 OF 2025

IN

REVIEW PETITION (ST.) NO. 5479 OF 2025

IN

WRIT PETITION NO. 9496 OF 2024

Deputy Director of Education, Pune & Ors, ... Applicants

REVIEW PETITION (ST.) NO. 5479 OF 2025

Deputy Director of Education, Pune & Ors. ... Petitioners

versus

The Maharashtra Education Society & Anr. ... Respondents

AND

INTERIM APPLICATION (ST.) NO.7855 OF 2025

IN

REVIEW PETITION (ST.) NO. 6061 OF 2025

IN

WRIT PETITION NO. 1439 OF 2024

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6061 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Tejaswini Mayuresh Gaidhani & Ors. ... Respondents

AND

**INTERIM APPLICATION (ST.) NO. 7857 OF 2025
IN
REVIEW PETITION (ST.) NO. 6415 OF 2025
IN
WRIT PETITION NO. 1341 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6415 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Swapnali Devanand Sonawane & Ors. ... Respondents

**AND
INTERIM APPLICATION (ST.) NO. 7859 OF 2025
IN
REVIEW PETITION (ST.) NO. 6113 OF 2025
IN
WRIT PETITION NO. 1340 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6113 OF 2025

The State of Maharashtra & Ors. ... Petitioners

versus

Dileep Laxman Sonkamble & Ors. ... Respondents

**AND
INTERIM APPLICATION (ST.) NO. 8138 OF 2025
IN
REVIEW PETITION (ST.) NO. 6083 OF 2025
IN
WRIT PETITION NO. 1335 OF 2024**

The State of Maharashtra & Ors. ... Applicants

REVIEW PETITION (ST.) NO. 6083 OF 2025

The State of Maharashtra & Ors. ... Petitioners
versus
Shubhada Vaibhav Phadnis & Ors. ... Respondents

**AND
(NOT ON BOARD)**

**INTERIM APPLICATION (ST.) NO. 5648 OF 2025
IN
WRIT PETITION NO. 1443 OF 2024**

Vaishnavi Ratnakar Borawake ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)**

**INTERIM APPLICATION (ST.) NO. 5641 OF 2025
IN
WRIT PETITION NO. 1445 OF 2024**

Akshata Suhas Chavan ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)**

**INTERIM APPLICATION (ST.) NO. 5647 OF 2025
IN
WRIT PETITION NO. 1442 OF 2024**

Romila Tushar Gaikwad ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)
INTERIM APPLICATION (ST.) NO. 5637 OF 2025
IN
WRIT PETITION NO. 1441 OF 2024**

Aparna Vikas Bhor ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)
INTERIM APPLICATION (ST.) NO. 5656 OF 2025
IN
WRIT PETITION NO. 1440 OF 2024**

Vasudha Kailas Waykole ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)
INTERIM APPLICATION (ST.) NO. 5653 OF 2025
IN
WRIT PETITION NO. 1444 OF 2024**

Chaitali Girish Garge ... Applicant
versus
The Secretary/ Chairman,
Maharashtra Education Society & Ors. ... Respondents

**AND
(NOT ON BOARD)
INTERIM APPLICATION (ST.) NO. 5640 OF 2025
IN
WRIT PETITION NO. 1439 OF 2024**

Tejaswini Mayuresh Gaidhani

... Applicant

versus

The Secretary/Chairman,

Maharashtra Education Society & Ors.

... Respondents

....

Mr.B.V.Samant, Addl.GP with Mr.V.G.Badgujar, AGP for the Applicant/ State in all Interim Applications and the Review Petitions.

Mr.Suresh Pakale, Senior Advocate with Mr.Nilesh Desai for the Respondent.

Mr.Aniruddha Arun Garge i/b. Mr.Kashyap Bhalerao for the Applicants in Interim Application (St.) Nos. 5653 of 2025, 5641 of 2025, 5640 of 2025, 5637 of 2025, 5656 of 2025, 5647 of 2025 and 5648 of 2025/ Original Petitioners in concerned Writ Petitions.

Mr.Neel Helekar for the Petitioners in WP No. 9496 of 2024.

Mr.Irvin D'souza for the Petitioner in WP No. 1691 of 2024.

....

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

DATE : 3rd March, 2025

P.C.:

1. The Interim Applications and the Review Petitions filed by the State of Maharashtra, are not on board. On mentioning, taken on production board. So also, the Interim Applications filed by the Original Petitioners in Writ Petition Nos. 1439 of 2024, 1440 of 2024, 1441 of 2024, 1442 of 2024, 1443 of 2024, 1444 of 2024 and 1445 of 2024 are not on board. On mentioning, taken on board.

This order is corrected vide speaking to the minutes of the order dated 13.03.2025

2. We have heard the learned Senior Advocate, the learned Advocates and the learned Addl.GP, for the respective sides on the Interim Applications seeking condonation of delay.

3. Considering the law laid down by the Hon'ble Supreme Court in the case of *Collector, Land Acquisition, Anantnag v/s Mst.Katiji, AIR 1987 SC 1353* and in the case of *Esha Bhattacharjee v/s Managing Committee of Raghunathpur Nafar Academy, (2013) 12 SCC 649*, and as the delay is neither deliberate, nor inordinate, **all these Interim Applications are allowed.** The delay is condoned.

4. By the consent of the parties, all the Review Petitions are taken up for hearing.

5. The only reason for filing of these Review Petitions is that, a wrong authority is directed to re-decide the issue afresh. The impugned orders in the original Writ Petitions were passed by the Divisional Chairman, Maharashtra State Board of Secondary and Higher Secondary Education, Pune. This Court, by a common order dated 21st October, 2024, set aside the impugned orders for the reasons set out therein and

remitted the matters for issuance of show cause notices and a rehearing with reasonable opportunity to the parties.

6. Inadvertently, when the Divisional Chairman had passed the orders, we were informed that the Deputy Director of Education, Kolhapur Division, Kolhapur will have to hear these matters. Because of this mistake, the State has preferred these Review Petitions.

7. Mr.Pakale, the learned Senior Advocate, submits that because the approvals were granted by the Deputy Director of Education, the matters would lie before the same Authority for rehearing.

8. We are informed by the learned Addl.GP that the said Authority would be the Divisional Chairman, Maharashtra State Board of Secondary and Higher Secondary Education, Pune Divisional Board, Pune.

9. It would be a wasteful exercise if we do not carry out the correction as is pointed out in the Review Petitions. Whether the said Authority has the jurisdiction to cancel the approvals of these Original Petitioners, is a matter to be adjudicated upon by the said Authority.

10. In view of the above, **the Review Petitions are allowed.**

11. Paragraph 6 of the order under review, be corrected by replacing the ‘Office of the Deputy Director of Education, Kolhapur Division, Kolhapur’, with ‘the Divisional Chairman, Maharashtra State Board of Secondary and Higher Secondary Education, Pune Division Board, Pune’. Similar correction would occur in paragraph 7 of the order under review. The same shall be corrected.

12. All contentions, including the issue of whether the said Authority has the jurisdiction, are kept open.

13. Pending Interim Applications filed by the Original Petitioners would not survive and disposed off in light of paragraph 8 of our order dated 21st October, 2024.

14. The ninety days to be calculated from the date of uploading of this order on the official website of the High Court, Bombay.

(M.M. SATHAYE, J.)

(RAVINDRA V. GHUGE, J.)