IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

917 WRIT PETITION NO. 9546 OF 2022

Sushilkumar Bhanudas Patil
VERSUS
The State Of Maharashtra Through Its Secretary And Others

Mr. Yash A. Jadhav h/f Mr. S. R. Sapkal, Advocate for Petitioner.
Mr. P. K. Lakhotiya, AGP for Respondent/State.
Mr. A. R. Nikam, Advocate for Respondent Nos. 3 and 4.

AND

918 WRIT PETITION NO. 11899 OF 2023

Ashutosh Bhima Rasal And Another
VERSUS
The State Of Maharashtra Through Its Secretary And Others

Mr. Yash A. Jadhav h/f Mr. S. R. Sapkal, Advocate for Petitioner.
Mr. N. S. Tekale, AGP for Respondent/State.
Mr. A. R. Nikam, Advocate for Respondent Nos. 3 and 4.
Mr. S. R. Dheple, Advocate for Respondent No.7.

AND

WRIT PETITION NO. 12027 OF 2024

Pallavi Rajendra Badgujar
VERSUS
The State Of Maharashtra Through Its Secretary And Others

Mr. R. I. Wakade, Advocate for Petitioners.
Mr. K. N. Lokhande, AGP for Respondent/State.
Mr. A. R. Nikam, Advocate for Respondent No. 3 and 4.
Mr. D. A. Karnik, Advocate or Respondent Nos. 8 and 9.

CORAM : KISHORE C. SANT AND
JITENDRA JAIN, JJ.

DATE : 23rd OCTOBER, 2026.

PC :-

1. Writ Petition No.12027 of 2024 is not on board. Upon mentioning, taken on board.

2. Heard the learned advocate for the petitioners.

3. These petitioners happen to be persons against whom action is sought to be taken by the authorities for conducting the malpractice in the TET examination held in the year 2019-2020. This Court has already dealt with all such matters and delivered the judgment in Writ Petition No. 9430/2022 alongwith other connected petitions on 30.09.2026. All the parties accept that present matters are covered by the judgment passed by this Court in Writ Petition No. 9430/2022 alongwith other connected petitions dated 30.09.2026.

4. Considering above, present petitions stand disposed of in terms of following order :

ORDER

i] Action of respondents to cancel results of TET-2018 and TET-2019 exams of the petitioners is upheld;

ii] Action of respondents to debar the petitioners permanently from appearing in TET exams is set-aside on the ground of breach of natural justice and on that count being unreasonable.

iii] However, respondents are at liberty to initiate fresh action against the petitioners for imposing punishment/penalty after complying with principles of natural justice and in accordance with law. Such action, if taken, to be completed on or before 31.12.2027.

iv] If it is found that the petitioners have suppressed any fact or have made any misstatement in the petitions, then the order dated 03.08.2022 to stand as it is.

v] If the petitioners are in service on date of introduction of TET and wish to clear TET exam may do so in accordance with the decision of the Hon'ble Supreme Court in the case of ***Anjuman Ishaat-E-Taleem Trust and others*** dated 29th May 2026;

vi] If petitioners have cleared other exams like CTET, TAIT, etc. to qualify as teacher then cancellation of TET – 2018 and TET – 2019 results will not come in his way in continuing with the job of teaching but the penal action, if the State initiates, would not be protected and said action can go on. However, if clearing TET exam is pre-condition for acquiring another qualification then the present decision will not be applicable.

vii] All contentions of the parties are kept open insofar as penalty/punishment proceedings are concerned, if initiated in future and merely because cancellation of result is upheld, same would not come in the way of the petitioners and the respondents in the adjudication of the penalty proceedings.

viii] It is made clear that present judgment and order is restricted to the extent of petitioners who have challenged the action before the Court and not to those who have accepted the orders of the respondents.

5. The writ petitions stand disposed of. No order as to costs.

6. In view of disposal of writ petitions, civil applications also stand disposed of.

(JITENDRA JAIN, J.) **(KISHORE C. SANT, J.)**

DAE