IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

912 WRIT PETITION NO. 9509 OF 2022

Ajay Shamrao Jadhav
VERSUS
The State Of Maharashtra Through The Secretary And Others

913 WRIT PETITION NO. 11389 OF 2022

Satish Shantilal Rathod
VERSUS
The State Of Maharashtra Through Its Secretary And Others
...

914 WRIT PETITION NO. 11658 OF 2022

Swati Vasant Patil
VERSUS
The State Of Maharashtra Through Its Secretary And Others
...

915 WRIT PETITION NO. 11697 OF 2022

Gaurav Pravin Badgujar And Another
VERSUS
The State Of Maharashtra Through Its Secretary And Others
...

916 WRIT PETITION NO. 12880 OF 2022

Shila Damodhar Kankatao @ Shila Ramesh Awchar And Others
VERSUS
The State Of Maharashtra Through Its Secretary And Others
...

917 WRIT PETITION NO. 4002 OF 2023

Gaurav Gajanan Thakare And Another
VERSUS
The State Of Maharashtra Through Its Principal Secretary And Others
...

918 WRIT PETITION NO. 4315 OF 2023

Kaminee Ramsing Thoke
VERSUS
The State Of Maharashtra Through Secretary And Others

...

919 WRIT PETITION NO. 4336 OF 2023

Vikas Ashokrao Deshmukh And Another
VERSUS
The State Of Maharashtra Through Its Secretary And Others

...

920 WRIT PETITION NO. 8838 OF 2023

Farha Yasmeen Zaheer Uddin Syed And Others
VERSUS
The State Of Maharashtra Through Its Secretary And Others

...

921 WRIT PETITION NO. 8848 OF 2023

Sandeep Asaram Khatikmare And Others
VERSUS
The State Of Maharashtra Through Its Secretary And Others

...

922 WRIT PETITION NO. 10384 OF 2023

Kanchan Chandrakant Salunke And Another
VERSUS
The State Of Maharashtra Through Its Principal Secretary And Others

...

923 WRIT PETITION NO. 11227 OF 2023

Shaikh Nusrat Jahan Noor Mohammad And Others
VERSUS
The State Of Maharashtra Through Its Principal Secretary And Others

...

924 WRIT PETITION NO. 14784 OF 2023

Prashant Nagorao Kakle And Another
VERSUS
The State Of Maharashtra Through Its Secretary And Others

...

925 WRIT PETITION NO. 3718 OF 2024

Pournima Ganesh Zope @ Pournima Rajesh Bhole
VERSUS
The State Of Maharashtra Through Secretary And Others

...

926 WRIT PETITION NO. 13114 OF 2024

Mona Ghansham Gite @ Mona Kacharu Doifode
VERSUS
The State Of Maharashtra Through Secretary And Another

...

927 WRIT PETITION NO. 6607 OF 2025

Shaziya Sabha Abdul Sattar And Others
VERSUS
The State Of Maharashtra Through Its Principal Secretary And Others

...

928 WRIT PETITION NO. 14048 OF 2025

Suvarna Balasaheb Gatkal
VERSUS
The State Of Maharashtra Through Secretary And Others

...

35 WRIT PETITION NO. 6087 OF 2023

Sachin Ashok Pawar
VERSUS
The State Of Maharashtra Through Secretary And Others

...

Mr. Abhishek D. Chapule, Advocate h/f Mr. N. P. Patil Jamalpurkar, Mr. A. R. Syed, Mr. Yash A. Jadhav, Advocate h/f Mr. S. R. Sapkal, Advocate for Petitioners in respective matters.
Mr. R. S. Wani, Mr. P. K. Lakhotiya, Mr. K. N. Lokhande, Mr. N. S. Tekale, Mr. P. S. Patil, Mr. S. B. Pulkundwar, AGP's for Respondents-State in respective matters.
Mr. A. R. Nikam, Mr. S. R. Dheple, Mr. V. V. Gujar, Mr. A. D. Aghav, Mr. B. A. Shinde, Mr. P. R. Nangare, Mr. U. B. Bondar, Mr. S. V. Kuptekar, Advocates for respective respondents in respective matters.

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

DATE : 27th OCTOBER, 2026.

PER COURT :-

1. All these petitioners have approached this Court challenging an action taken by the Maharashtra State Council of Examination for the alleged scam in the year 2018-19. It is submitted that all the petitions are squarely covered by the judgment passed by this Court in Writ Petition No. 9430/2022 alongwith other connected petitions dated 30.09.2026.

2. Considering above, the present writ 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 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 all 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 31st December 2027;

(iv) Further, the Council and the State are directed to identify the candidates whose statements were recorded by the police prior to the date of the impugned order dated 3rd August 2022 and who have filed the petitions but have not disclosed the said fact. Insofar as these candidates are concerned, they would not be entitled to any benefit under this order. The impugned order dated 3rd August 2022 passed against them is confirmed in toto.

(v) Petitioners who are in-service on date of introduction of TET and who 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 Vs. State of Maharashtra and Ors.*** dated 29th May 2026;

(vi) Order freezing salary and Shalarth ID of the teachers in-service on the date of TET being made compulsory to continue and if these teachers do not clear TET exams as per timeline granted by the Hon'ble Supreme Court in the case of ***Anjuman's case*** *(supra)*, then their services may be terminated. Inquiry

against these teachers to be initiated and completed on or before 31st December 2027, in accordance with applicable law as per the terms and conditions of service. Respondents to intimate the same to the employers of these petitioners of the present order.

(vii) 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 their 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.

(viii) The candidates who were recruited after the introduction of TET and whose performance has been cancelled by the impugned order are not covered by the extension of time granted by the Hon'ble Supreme Court in the case of ***Anjuman Ishaat-E-Taleem Trust and others*** *(supra)*. However, since they were protected by interim orders passed by this Court, the said protection will continue for a period of eight (08) weeks from today.

(ix) All contentions of all 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.

(x) It is made clear that present judgment and order is restricted to only those candidates who have challenged the action before the Court and not to those who have accepted the orders of the respondents.

3. In terms of the above order, all writ petitions stand disposed of.

4. All pending Civil Applications, if any, are disposed of.

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

P.S.B.