IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 38430 OF 2025

IN

WRIT PETITION NO. 3158 OF 2008

Leena Dattatray Mokal Alias ...Applicant
Mrs. Manali Makrand Juikar

IN THE MATTER BETWEEN

Leena Dattatray Mokal Alias ... Petitioner
Mrs. Manali Makrand Juikar

Versus

Hashiware Hitwardhak Mandal And Ors ...Respondents

NAVNATH SITARAM WAGHMARE

Digitally signed by NAVNATH SITARAM WAGHMARE
Date: 2026.10.22 22:56:02 +0530

****

Mr. Manjiri Parasnis i/b Shrushti Kale for the Applicant.

Mr. Mayuresh Lagu a/w Sagar Patil for the Respondents.

****

CORAM : M.M. SATHAYE, J.

DATE : 22nd OCTOBER, 2026

P.C. :

1. Heard learned counsel for the parties.

2. This Application is taken out by original Petitioner seeking direction to Respondent Nos. 1 and 2 (Management and School) to fill-up the vacant post of Assistant Teacher by appointing Applicant/Petitioner and for sending appropriate proposal to Respondent No.3 -Education Authority. Learned counsel for the Applicant states on instructions that Applicant will complete the TET examination. It is recorded as an undertaking to the Court.

3. Learned counsel for Respondent No.1- Management states on instructions that Management is ready to appoint the

Applicant/Petitioner on the vacant post which has recently become available, in terms of the interim order dated 06.05.2008 passed by this Court in present petition.

4. None appeared for Respondent No. 3 / Education Officer.

5. I have perused the order dated 06.05.2008 by which, after hearing learned counsel for the parties (including Education Officer), interim direction is already given that in case sanctioned post is available in the primary school then the Applicant /Petitioner shall have continued benefit of the interim order passed by School Tribunal and management shall submit proposal to the department for disbursement of salary in accordance with law.

6. Considering the statement made by learned counsel for the Respondent No.1- Management and the above interim order, **the application is allowed.** Respondent No.1 is directed to appoint the Applicant/Petitioner on the vacant post made available recently, **within a period of 1 week from today** and forward her proposal (completed in all respect) to the concerned Education Authority **within a period of 4 weeks from today**.

7. Respondent No.3 Education Officer, Primary Section Zilla Parishad, Raigard is directed to consider the proposal forwarded by Respondent No.1 Management keeping in mind the directions issued by this Court on 06.05.2008. Such proposal shall be decided within 6 weeks from receipt thereof.

8. **Interim Application is disposed of in above terms**.

(M.M. SATHAYE, J.)