

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.17462 OF 2025**

Mahendra Chandrakant BandalPetitioner

Versus

The State of Maharashtra & Ors.Respondents

Mr. Ashok B. Tajane a/w. Ms. Kavita P. Shinde for the Petitioner.
Ms. Pooja Patil, AGP for Respondent Nos.1 to 3.

**CORAM : RAVINDRA V. GHUGE
&
ABHAY J. MANTRI, JJ.**

DATE : 4th MARCH, 2026

P.C. :-

1. An advertisement has been published in a practically unknown newspaper, i.e., Dainik Rashtratej, Pune. The learned AGP submits that this is against the mandate of the State Government that the advertisement should be published in at least two widely circulated newspapers.

2. The Petitioner was terminated from service on 2nd May, 2008 after his engagement vide the Resolution dated 19th May, 2006. The appointment was made pursuant to an application made by the Petitioner on 9th June, 2006, and the Management is said to have

passed a Resolution on 19th May, 2006 (before the application had been made). Prior permission of the Education Department was not obtained.

3. We are coming across several such matters wherein the Managements invent different methods of recruiting employees, completely ignoring the existence of the Education Department. After the Petitioner was terminated, he approached the School Tribunal in Appeal No.8 of 2008, which was dismissed by judgment dated 25th February, 2010. The Petitioner then approached the learned Single Judge Bench in Writ Petition No.5363 of 2010. However, Consent terms were arrived at between the Petitioner and the Management, keeping the Education Department in the dark. The learned Single Judge disposed off the Petition vide order dated 13th February, 2023, taking the consent terms on record.

4. **Issue notice to the Respondents**, returnable on 8th April, 2026. The learned AGP waives service of notice on behalf of Respondent Nos.1 to 3.

5. The Management shall produce the entire original selection record of the selection process through which the Petitioner was purportedly selected and appointed. We would scrutinize the entire file pertaining to the said selection process.

6. Considering that, *prima facie*, we find that the selection and appointment of the Petitioner is under weird circumstances, and for which the School Tribunal had also dismissed his Appeal challenging his termination, and the parties settled the matter amongst themselves keeping the Education Department in the dark, we do not find any reason to grant any interim order in this matter.

(ABHAY J. MANTRI, J.)

(RAVINDRA V. GHUGE, J.)