



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH AT NAGPUR**

**WRIT PETITION NO.1248/2022**

**Ku. Nisha D/o Raghunathji Dhoke**

**...Versus...**

**The State of Maharashtra, Department of School Education through its**  
**Secretary, Mantralaya, Mumbai – 32 and others**

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders or directions  
and Registrar's orders  
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Court's or Judge's orders

Ms. S.S. Dashputre, Advocate for petitioner  
Ms Tajwar Khan, AGP for respondent Nos.1 and 2  
Mr. S.S. Dhengale, Advocate for respondent Nos.3 and 4  
Mr. K.N. Jain, Advocate for respondent Nos.5 and 6

**CORAM : AVINASH G. GHAROTE AND**  
**ABHAY J. MANTRI, JJ.**

**DATE : 03/03/2025**

1. The claim for being appointed with the respondent Nos.3 and 4, is an appointment order dated 24/09/2013 (pg.23), on the basis of which it is now being claimed that the petitioner is entitled to be absorbed/transferred in the respondent No.4 – School on 100% grant-in-aid from 31/03/2018 and the rejection of the approval by the Education Officer dated 27/07/2021.

2. We find that the very basis of the petition, is the order dated 24/09/2013, on the basis of which this claim has been made. The said appointment order, dated 24/09/2013 merely appoints the petitioner in leave vacancy and nothing else. There is neither an averment in the petition that

subsequent thereto the petitioner was appointed on a regular post by following due process of law or any such appointment was ever approved thereafter.

3. List the matter on 04/03/2025 for the learned Counsel for the petitioner to address this Court on the issue about regular appointment of the petitioner by following due process of law and the approval in pursuance thereto by the Education Department for such appointment.

**(ABHAY J. MANTRI, J.)**

**(AVINASH G. GHAROTE, J.)**