



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

WRIT PETITION NO.2154/2021

Adarsha Shikshan Sanstha and Ors. Vs. State of Maharashtra and Ors.

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

Court's or Judge's orders

Mr. P. N. Shende, Advocate for petitioners.
Mr. N. R. Patil, AGP for respondent(s)/State.

CORAM : SANDEEP K. SHINDE AND
MRS.VRUSHALI V. JOSHI,JJ.

DATED : 14/12/2022.

. Heard Mr. Shende, learned Counsel for the petitioners and Mr. Patil, learned A.G.P. for the State.

2. The petitioner No.3 was appointed as a Part time Librarian on 26.06.1995 in the petitioner School. On 23.06.2007, he was appointed as a Full Time Librarian. Deputy Director of Education, Nagpur Division, Nagpur addressed a communication to Under Secretary conveying that from the academic year 2007-2008 in view of the strength of students, one Full Time Librarian post was admissible to the petitioner School. Thus, suggested petitioner No.1 to forward the proposal for granting approval to appointment of petitioner No.3 as Full Time Librarian. A letter dated 10.04.2019 issued by the Education Officer (Secondary), Zilla Parishad, Bhandara fortifies this fact. In spite of a recommendation by the Deputy Director of Education, Nagpur Division, Nagpur to grant approval to the appointment of petitioner No.3 on the post of Full Time Librarian, Under Secretary, Education Department declined the same on the ground that



petitioner No.3's initial appointment on the post of Part Time Librarian was not approved. *Prima facie*, order declining the approval is contrary to communications dated 24.04.2009, 20.04.2019 and 10.04.2019. The letter dated 10.04.2019 recommending petitioner No.3's appointment on the post of Full time Librarian is not produced for consideration. Therefore, let the respondents produce that letter before us for consideration.

3. Stand over to 11.01.2023.

(MRS. VRUSHALI V. JOSHI, J.)

(SANDEEP K. SHINDE, J.)