



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

**WRIT PETITION NO. 7234 OF 2023**

( Dr. Arun s/o Laxman Motghare ..vs.. State of Maharashtra, through its Secretary, Mumbai and others )

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

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Mr. M.G. Bhangde, Senior Counsel assisted by Mr. R.M. Bhangde, Counsel  
for the petitioner.

**CORAM : A.S. CHANDURKAR &  
ABHAY J. MANTRI, JJ.**

**DATED : 25-10-2023**

It is submitted by the learned Senior Counsel for the petitioner that the enquiry report dated 14-3-2022, on the basis of which the impugned action of suspending the approval to the appointment of the petitioner as Principal was never supplied to him. In this regard, attention is invited to Ground (ii) in the writ petition. On this premise it is urged that the impugned communication dated 27-9-2023 having been passed without supplying the said enquiry report is against the principles of natural justice. It is further contended that though the petitioner produced the College Leaving Certificate dated 02-9-1996 before the authorities which indicated his date of birth as 10-7-1967, the same was never further verified before taking the impugned action on the premise that it was a fabricated document.

2. Issue notice to the respondents, returnable in four weeks.

3. Mr. H. Marathe, learned Assistant Government Pleader waives service for respondent Nos. 1 to 3.

4. Since *prima facie* case as regards breach of principles of natural justice has been made out, there shall be *ad interim* relief in terms of prayer clause (II).

(ABHAY J. MANTRI, J.)

(A.S. CHANDURKAR, J.)

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