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## शिवाजी विद्यापीठ, कोल्हापूर

### परिपत्रक

३२/२०२६

**विषय :** प्रकरणाशी संबंधित नसलेल्या (त्रयस्थ) व्यक्तींकडून प्राप्त होणाऱ्या तक्रारी / अर्ज / निवेदने तसेच माहिती अधिकार अंतर्गत प्राप्त अर्जाबाबत कायदा, शासन निर्देश व न्यायालयीन आदेशांची काटेकोर अंमलबजावणी करण्याबाबत.

#### संदर्भ :

१. राजकीय सेवा विभाग, शासन अधिसूचना क्र.ओएफसी१०५८-बी, दि. ०३.१२.१९५८.
२. सामान्य प्रशासन विभाग परिपत्रक क्र. संकीर्ण-२०१९/प्र.क्र.७१/१८(र.व.का.), दि. १४.१०.२०१९.
३. मा. उच्च न्यायालय, औरंगाबाद खंडपीठ, रिट याचिका क्र. २४९२/२०२४ मधील दि. २३.१०.२०२४ रोजीचा आदेश.
४. उच्च व तंत्र शिक्षण विभाग यांचे क्र.संकीर्ण-२०२४/HTED-२०११/३३/२०२४-MHT/समन्वय कक्ष दि.१६/०१/२०२४ रोजीचे पत्र
५. महाराष्ट्र शासन, उच्च व तंत्र शिक्षण विभाग, शासन परिपत्रक क्र. आस्था-२०२५/ई-९१४६९५/विशेष-१, दि. १८.०२.२०२५.
६. शिवाजी विद्यापीठाचे जा.क्र.आस्थापना/११५७ दि.०४ /०६/२०२५ रोजीचे परिपत्रक
७. शिवाजी विद्यापीठाचे जा.क्र.आस्थापना/१७९८ दि.०३ /०९/२०२५ रोजीचे परिपत्रक
८. माहितीचा अधिकार अधिनियम, २००५ मधील कलम ८.

शिवाजी विद्यापीठातील सर्व अधिविभाग, प्रशासकीय विभाग तसेच सर्व जनमाहिती अधिकारी व प्रथम अपिलीय अधिकारी यांना कळविण्यात येते की, विद्यापीठात प्रकरणाशी संबंधित नसलेल्या (त्रयस्थ) व्यक्तींकडून विद्यापीठातील अधिकारी/कर्मचारी यांच्या नियुक्तीबाबत अथवा इतर तक्रारी / अर्ज / निवेदने अथवा धमक्या तसेच माहिती अधिकार कायदा अंतर्गत माहिती मागणी अर्ज प्राप्त होत आहेत. याबाबत कश्या प्रकारे कार्यवाही करावी यासंबंधित उपरोक्त संदर्भाधीन शासन परिपत्रक व मा. उच्च न्यायालयाच्या आदेशामध्ये स्पष्ट मार्गदर्शक सूचना देण्यात आलेल्या आहेत.

मा. उच्च न्यायालयाने विविध प्रकरणांमध्ये असे नमूद केले आहे की, संबंधित विषयाशी कोणताही प्रत्यक्ष संबंध नसलेल्या व्यक्ती, तथाकथित सामाजिक कार्यकर्ते किंवा इतर बाह्य व्यक्ती यांच्या तक्रारींवर आधारित भटकंती स्वरूपाच्या (Roving Inquiry) चौकशा सुरू करणे योग्य नाही. अशा तक्रारींचा वापर कर्मचारी, शिक्षक, अधिकारी अथवा संस्थांना अनावश्यक त्रास देण्यासाठी होऊ शकतो, असेही न्यायालयाने नमूद केले आहे.

त्यानुसार महाराष्ट्र शासनाने दि. १८.०२.२०२५ रोजी जारी केलेल्या परिपत्रकाद्वारे प्रकरणाशी संबंधित नसलेल्या व्यक्तींकडून प्राप्त तक्रारी, अर्ज, निवेदने अथवा धमक्या विचारात घेऊ नयेत, असे स्पष्ट निर्देश दिले आहेत.

तसेच, विद्यापीठातील सर्व जनमाहिती अधिकारी व प्रथम अपिलीय अधिकारी यांनी माहितीचा अधिकार अधिनियम, २००५ अंतर्गत प्राप्त होणाऱ्या अर्जांवर कार्यवाही करताना **कलम ८** मधील अपवादात्मक तरतुदींचे पालन करणे आवश्यक आहे. कोणत्याही कर्मचारी, अधिकारी अथवा तृतीय पक्षाशी संबंधित वैयक्तिक माहिती, सेवाविषयक अभिलेख, गोपनीय माहिती अथवा सार्वजनिक हिताशी संबंध नसलेली माहिती कायद्यातील तरतुदीनुसार उघड करता येणार नाही.

उपरोक्त बाबी विचारात घेऊन खालील प्रमाणे कार्यवाही करावी.

१. प्रकरणाशी कोणताही प्रत्यक्ष संबंध नसलेल्या व्यक्तींकडून प्राप्त होणाऱ्या तक्रारी, अर्ज किंवा निवेदनांचा विचार करताना शासन परिपत्रक दि. १८.०२.२०२५ व न्यायालयीन आदेशांचा संदर्भ घेण्यात यावा.
२. अशा तक्रारींवर कोणतीही चौकशी, कार्यवाही किंवा पत्रव्यवहार सुरू करण्यापूर्वी तक्रारदाराचा संबंधित विषयाशी प्रत्यक्ष संबंध आहे किंवा नाही याची खातरजमा करावी.

३. केवळ त्रयस्थ व्यक्तीच्या तक्रारीच्या आधारे कोणत्याही अधिकारी, कर्मचारी, शिक्षक अथवा विभागाविरुद्ध कार्यवाही करू नये.
  ४. माहिती अधिकार अधिनियमांतर्गत प्राप्त अर्जावर कार्यवाही करताना कलम ८ तसेच इतर लागू तरतुदींचे काटेकोर पालन करावे.
  ५. कर्मचारी, अधिकारी अथवा तृतीय पक्षांच्या वैयक्तिक माहितीबाबत माहिती देताना संबंधित कायदेशीर तरतुदींचे पालन करावे.
  ६. शासन परिपत्रक, न्यायालयीन आदेश अथवा माहिती अधिकार अधिनियमातील तरतुदींशी विसंगत कार्यवाही होणार नाही याची सर्व विभाग प्रमुखांनी दक्षता घ्यावी.
  ७. अनावश्यक, पुनरावृत्ती स्वरूपाच्या, तथ्यहीन अथवा विषयाशी संबंध नसलेल्या तक्रारींमुळे विद्यापीठाच्या प्रशासकीय कामकाजावर परिणाम होणार नाही याची सर्व संबंधितांनी खबरदारी घ्यावी.
- उपरोक्त सुचनाचे योग्य व काटेकोर अंमलबजावणी सर्व विभागप्रमुख, अधिकारी व कर्मचारी यांनी करावी.



(डॉ. व्ही. एन. शिंदे)

कुलसचिव

शिवाजी विद्यापीठ, कोल्हापूर

जा. क्र. आस्थापना / ८८६

दि. ०४ JUL २०२६

प्रति,

- १) मा. कुलगुरु, मा. प्र.-कुलगुरु, मा. कुलसचिव, मा. अधिष्ठाता, मा. संचालक, परीक्षा व मुल्यमापन मंडळ, मा. वित्त व लेखा अधिकारी, सर्व संचालक यांचे कार्यालय
- २) सर्व अधिविभागप्रमुख, समन्वयक, शिक्षक, रेक्टर, प्रशासकीय अधिकारी, सेवक
- ४) सर्व जनमाहिती अधिकारी व प्रथम अपिलीय अधिकारी
- ३) इंटरनेट विभाग — सदरचे परिपत्रक विद्यापीठाच्या संकेतस्थळावर प्रसिध्द करावे.

अधिविभाग/प्रशासकीय विभाग प्रमुख यांनी सदरचे परिपत्रक सर्व शिक्षक, प्रशासकीय अधिकारी, जनमाहिती अधिकारी व प्रथम अपिलीय अधिकारी सेवक, यांचे निदर्शनास आणावे.

*Applications to Government :*

Rules for the preparation, submission and disposal of the —

GOVERNMENT OF BOMBAY.

POLITICAL AND SERVICES DEPARTMENT.

Resolution No. OFC. 1058-B.

201601051152275007

Sachivalaya, Bombay, 3rd December 1958.  
Agrahayana 12, 1880.

*RESOLUTION.*

In order to have a uniform procedure for all the areas of this State, and in supersession of the orders contained in Government Resolution, Political and Services Department, No. 2034/34 of 14th August 1950, and of all the orders that may have been issued in this respect by the former States of Madhya Pradesh, Hyderabad, Saurashtra and Kutch, Government is pleased to prescribe the accompanying rules\* for the preparation, submission and disposal of applications to Government. Attention is particularly invited to the Rule 3 of the Rules which lays down that anonymous applications are to be investigated when specific instances, which are of sufficient public importance and capable of verification are mentioned therein.

2. The Rules should be published in the *Bombay Government Gazette* in the form of Notification.

3. The Examiner of Books and Publications to the Government of Bombay should arrange for the translation of the Rules into the recognised regional languages of the State, viz., Marathi, Gujarati and Hindi (in Devnagri script) and to forward the translation to the Director, Government Printing and Stationery, Bombay, who should arrange for their printing.

4. The Director, Government Printing and Stationery, should be requested to keep in stock sufficient number of copies of the Rules in English and in the recognised regional languages for sale to the public and for supply to offices requesting additional copies.

5. The Departments and offices of Government should observe the instructions strictly with a view to achieve the object of curtailing avoidable work in Government Departments and offices. Steriotyped replies in respect of applications which need not be attended to, should be cyclostyled or printed in order to reduce the typing work. At the same time, whatever applications are required to be attended to should be dealt with promptly and efficiently, and with the fullest possible understanding and sympathy so as to do adequate justice to the applicants.

By order and in the name of the Governor of Bombay,

N. T. MONE,  
Chief Secretary to the Government of Bombay,  
Political and Services Department.

To

The Secretary to the Governor,  
 The Private Secretary to the Chief Minister,  
 The Personal Assistants to the Ministers and Deputy Ministers,  
 The Clerk-typist to the Parliamentary Secretary to the Chief  
 Minister,  
 The Director of Publicity, Government of Bombay,  
 The Examiner of Books and Publications to the Government of  
 Bombay,  
 All the Commissioners,  
 All the Collectors,  
 All the Departments of the Secretariat,  
 All the Heads of Departments and Offices under the several  
 Departments of the Secretariat,  
 \*The Registrar, High Court (Appellate Side), Bombay,  
 \*The Prothonotary and Senior Master, High Court, Bombay,  
 The Director, Government Printing and Stationery, Government  
 of Bombay.

\*By letter.

No. \_\_\_\_\_ of 1958.

Copy forwarded for information and guidance to  
 \_\_\_\_\_

**Accompaniment to Government Resolution, Political and Services  
 Department, No. OFC. 1058-B, dated the 3rd December 1958/  
 Agrahayana 12, 1880.**

POLITICAL AND SERVICES DEPARTMENT.

Sachivalaya, Bombay, 3rd December 1958.  
Agrahayana 12, 1880.

#### NOTIFICATION.

No. OFC. 1058-B.—Government is pleased to prescribe the follow-  
 ing revised rules for the preparation, submission and disposal of  
 applications to Government :—

#### RULES FOR THE PREPARATION, SUBMISSION AND DISPOSAL OF APPLICATIONS TO GOVERNMENT.

For the purpose of these rules the term "Application" shall include  
 all letters or communications containing grievances, complaints,  
 representations and requests for advice and assistance and which are  
 in the nature of applications, appeals or memorials.

#### PART I—*Instructions to applicants.*

1. Applications regarding personal grievances should be accepted  
 only from the persons aggrieved. Applications to Government made  
 by or through agents will ordinarily be left unnoticed.
2. Applications must either be delivered personally or forwarded  
 through the Post Office. When forwarded through the Post Office  
 postage must be invariably paid.

3. (a) Every application should be authenticated by the signature of the applicant (or applicants if it is a joint application). If the applicant is unable to sign, he should authenticate his application by the thumb impression (or thumb impressions in case of a joint application). Anonymous applications will be filed without taking any action thereon except when specific instances capable of verification are mentioned and are of sufficient public importance to be investigated.

(b) When a signed application is proved to be pseudonymous it will be treated in the same manner as an anonymous application.

4. An application will be disregarded if it is presented by a person manifestly possessing no claim or advancing a claim of an obviously unsubstantial character or is so belated that its consideration is clearly impossible.

5. Every application to Government should be written as concisely as the nature of the case admits of. It should at the same time contain all material statements and arguments relied upon by the applicant, be complete in itself and end with a specific request. Government will not entertain an application if it is found to be illegible, unnecessarily prolix or couched in unintelligible exaggerated, disrespectful or improper terms. Such applications will be returned to the parties concerned for amendment.

6. Applications will not be received by Government regarding any matters which form the subject of judicial proceedings in the Courts, or which properly fall within the jurisdiction of the Courts; nor will Government receive applications containing complaints relating to the administration of Civil or Criminal justice, under circumstances which leave other modes of obtaining redress open under the regulations.

7. In the case of private persons appeals in administrative matters outside the law are not admissible where the person concerned cannot allege that he has been treated unjustly or has sustained any actual loss, but merely claims some pecuniary or other concession as a matter of grace.

8. Any person having cause of complaint against the proceedings of any Civil Officer of Government is, in the first instance, to seek redress from that Officer's immediate superior, who, if he declines compliance, is to give the applicant a written endorsement or order, setting forth the grounds upon which the request is refused. If the applicant is dissatisfied with this order, he is at liberty to address the Chief Local Authority and eventually the superior civil authority by whom the Chief Local Authority is controlled, or, in the event of there being no such intermediate controlling authority; Government:

Provided that where the issue turns on a question of fact there shall be only one appeal in respect of the proceedings of any gazetted officer or of a decision in appeal by such an officer.

9. The preceding rule is not to be interpreted as precluding the Chief Local Authority or controlling authority from using their discretion regarding the presentation, direct to themselves, of applications and complaints which have not been previously submitted to officers subordinate to them.

10. Government will not however receive an application on any matter, unless it shall appear that the applicant has already applied to the Chief Local Authority, and, where such exists, to the controlling authority. The applications to the Chief Local Authority and to the controlling authorities, or copies of them and the answers to, or orders upon, those applications, in original, or copies of them, must be annexed to all applications addressed to Government. The copies required by these rules are not required to be certified copies. Applications by telegraph will in most cases violate these rules and will not generally be answered or be attended to.

11. No notice will be taken by Government and its officers of applications from communal organisation and political matters.

12. An application should be addressed to only one individual in Government, either the Minister or the Secretary of the Department concerned. If it is found that the application is addressed to different individuals in the same or different Departments concerning the same matters, no notice will be taken of such applications.

13. Applications for situations in the gift of local or controlling authorities or for admission into the public service except those received in response to an advertisement, will as a rule, be left unnoticed.

14. Government will not entertain an appeal from a person in the employment of a local board, a municipality, a notified area committee, or a sanitary committee, in respect of any action or decision on the part of the authority employing him, affecting the terms of his employment.

This rule does not apply to the employees of School Boards, the terms of whose employment are regulated by the Education Department.

15. (a) Applications to Government from persons in the service of Government relating to any matter affecting their official position will not be entertained unless forwarded through their official superiors. Government servants who may have occasion to address applications of appeal to the Ministers may however send an advance copy of the application to the Minister concerned. None-the-less a Government servant should not forward an advance copy of an application to the Minister if his original application is not addressed to the Minister but is addressed only to an officer of Government.

(b) Every officer in civil employ wishing to apply to Government should do so individually.

16. When a Government servant desires to put his case personally before the Minister he should first ask for permission for a interview with the Minister concerned through the proper channel and on such permission being granted, he may see the Minister. Heads of Offices and Departments should not withhold such applications for interviews when addressed to the Ministers through them, for this purpose.

17. Government servants who are personally acquainted with the Ministers are free to visit the Ministers without obtaining permission through the usual channel, but it will be expected that during such visits no representation will be made regarding official matters in which they are personally concerned.

18. Government servants are not expected to ventilate their grievances through extra-departmental authorities and private bodies or individuals. If applications on official matters from Government servants are received through any channel other than official superiors, they will be returned.

19. No appeal is admissible from a person in the service of Government when the action desired by such person is in the nature of a favour and not of a right or when such person has failed to obtain an appointment to which considerations of seniority are not usually held to apply. When an application of appeal of this nature is received, it will be returned to the applicant with an endorsement referring him to this rule.

20. Government after passing a final order on an appeal made to it, will not notice a second application on the same subject, unless new matter requiring special consideration is introduced.

21. The exercise of special revisionary power by Government or any high officer of Government will be restricted to cases where it is necessary to remedy some fragrant irregularity.

22. When an application is to be returned as not being drawn up or presented in conformity with the preceding rules, it will be returned with a forwarding letter specifically pointing out which of the rules has been infringed. A copy of the particular rule infringed by the applicant will be attached to the forwarding letter.

PART II—*Instructions for the guidance of Government Departments.*

23. (a) All applications from private or non-official persons or bodies as well as from officers not in the service of Government which are received direct by a Government Department should at once be acknowledged with an intimation that they will be considered.

(b) When a person forwards an application by a messenger with a delivery book or form the entry in the book or form should be signed by the Receipt Clerk so that the person sending the application may be satisfied that the application has been delivered appropriately by the messenger. Formal acknowledgment letters should be issued in such cases also.

(c) When a department which receives an application, the subject matter of which pertains to another department, the department which first receives the application should acknowledge it before transferring it to the department concerned for disposal, intimating at the same time to the applicant that the application has been transferred to a particular department and that he should address all further correspondence in the matter to the department to which his application is transferred. If the applicant continues to address his communications on the same matter to the original department without giving sufficient reasons, such communications should be disregarded.

24. The following classes of applications should not be acknowledged :—

(a) Applications by telegrams, other than those on subjects of general public interest received from public bodies or recognised associations.

(b) Applications once acknowledged and returned to the applicants under the rules which are received back after compliance with the Rules.

(c) Applications for situation in the gift of local or controlling authority or for admission into public service.

(d) Applications against orders already declared to be final.

25. In the case of applications such as those referred to in the preceding rule, no further action will ordinarily be required except in the following cases :—

(a) Applications which deal with subjects which have not been fully considered by Government or upon which no orders have been passed ;

(b) Applications which recite new facts which were not within the cognisance of Government when they were first considered or orders were passed thereon ;

(c) Applications which relate to specific grievances not brought to the notice of Government before.

26. (a) Applications should be read carefully and dealt with promptly, expeditiously and satisfactorily. If delay in their disposal is likely to occur, the applicants should be informed accordingly and given an indication when a reply can be expected. It should be borne in mind that every Government servant is a servant of the public and that the public have a right to expect courtesy and care in the disposal of applications for advice and assistance.

(b) All applications should be labelled "Urgent" by an authority not below the rank of an Assistant Secretary. The Assistant Secretary should himself supervise the disposal of the case at every stage and should see that no avoidable delay occurs. Every application marked "Urgent" should be submitted by the Branch or Section dealing with it within a week of its receipt unless the time is extended by the Assistant Secretary in any particular case.

(c) If any matter requires to be seen and considered by more than one department of the Secretariat the papers should not be tossed for several days or weeks from one department to another, but they should be disposed of within a week ordinarily by discussion between Secretaries or Deputy Secretaries. Arrangements should be made for such discussion regularly twice or thrice a week between the departments concerned. The department dealing with the matter should see that this is done.

(d) If replies are not received promptly from the District Officers such cases should be put up for disciplinary action. The District Officers will be held personally responsible for delay occurring in offices under their control.

27. When an application is received against a Government servant from a private individual making definite allegations against him regarding corruption, dishonesty, favouritism, immorality, etc., and where some instances likely to lead to a successful enquiry are quoted, only the purport of the complaint should be forwarded for report. In case it is felt that mere purport of complaint is not likely to help the officer concerned to make an enquiry, a copy of the complaint may be sent, but in that case the name of the complainant or any other information which is likely to lead to identification of the complainant should not be given unless it is considered that the enquiry would suffer in the absence of these details.

28. In case an application is addressed by a person (either an official or a non-official) to Government through a subordinate officer, the officer through whom the application is forwarded should pass it on to Government only if the officer concerned himself is not fully competent to take action thereon.

29. When an application is addressed to Government by a private party either directly or through a subordinate officer of Government the orders of Government on the application should be communicated to the party concerned direct and not through the local officer. The local officer concerned should, of course, be informed separately of the orders passed by Government if the application was received through him.

30. Applications written in a recognised regional language of the State or applications written in English but signed in a recognised regional language of the State would be replied to in the language in which they are written or signed. " (Applications written or signed in Hindi in Urdu script should be replied to in Hindi in Devnagri script) ".— (vide Government Resolution, Political and Services Department, No. OFC. 1059-B, dated the 17th July 1959.)

31. (a) The words "Petition" and "Petitioners" should not be used in official business in connection with any communication which is of the nature of an application or memorial.

(b) Applications should not be replied to except in the letter form.

By order and in the name of the Governor of Bombay,

N. T. MONE,  
Chief Secretary to the Government of Bombay,  
Political and Services Department.

वैयक्तिक गा-हाण्यासंबंधीच्या अर्जावरील  
कार्यवाहीबाबत स्पष्टीकरण.

महाराष्ट्र शासन

सामान्य प्रशासन विभाग

शासन परिपत्रक क्रमांक: संकीर्ण - २०१९ / प्र. क्र. ७१ / १८ (र.व का.)

हुतात्मा राजगुरु चौक, मादाम कामा मार्ग,

मंत्रालय, मुंबई ४०० ०३२.

दिनांक : १४ ऑक्टोबर, २०१९.

रेपत्रक :

असे निदर्शनास आले आहे की, काही त्रयस्थ व्यक्ती / संस्था अन्य व्यक्तींच्या वैयक्तिक गा-हाण्यासंबंधी पत्रव्यवहार तसेच पाठपुरावा करतात. अशा पत्रांची दखल घ्यावी किंवा कसे, या बाबत अनेक विभागांकडून या विभागास विचारणा होत असते. सबब यासंदर्भात करावयाच्या कार्यवाहीबाबत स्पष्टता आणण्याची बाब शासनाच्या विचाराधीन होती.

शासनास करावयाचे अर्ज तयार करणे, सादर करणे व त्याची विल्हेवाट लावणे याविषयीच्या दिनांक ३ डिसेंबर, १९५८ च्या अधिसूचनेन्वये, याबाबतचे नियम विहित करण्यात आले असून यातील अनुक्रमांक १ येथील नियमान्वये, वैयक्तिक गा-हाण्यासंबंधीचे अर्ज, ज्या व्यक्तीवर अन्याय झालेला असेल त्याच्याकडून स्वीकारण्यात यावेत. एजंटांकडून किंवा त्यांच्यामार्फत शासनास करण्यात आलेल्या अर्जांची सामान्यतः दखल घेण्यात येऊ नये, अशी तरतूद करण्यात आलेली आहे.

सबब सर्व मंत्रालयीन विभाग तसेच क्षेत्रिय कार्यालयांना सूचित करण्यात येते की, त्रयस्थ व्यक्ती / संस्था यांचेकडून अन्य व्यक्तींच्या वैयक्तिक गा-हाण्यासंबंधी पत्रव्यवहार किंवा पाठपुरावा करण्यात आल्यास उक्त नियमानुसार कार्यवाही करण्यात यावी.

हे परिपत्रक महाराष्ट्र शासनाच्या [www.maharashtra.gov.in](http://www.maharashtra.gov.in) या संकेतस्थळावर उपलब्ध करण्यात आले असून त्याचा संकेतांक २०१९१०१५१५२९०८२९०७ असा आहे. हे परिपत्रक डिजिटल स्वाक्षरीने साक्षांकित करून काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

**Rajesh Bhaskar**  
**Gaikwad**

( रा. भा. गायकवाड )

कक्ष अधिकारी , सामान्य प्रशासन विभाग

Digitally signed by Rajesh Bhaskar Gaikwad  
DN: cn=IN, o=Government Of Maharashtra, ou=General Administration  
Department, postalCode=400032, st=Maharashtra,  
2.5.4.20=5b1378a498c4ff3fd9ea5370b71fae3eca97e85924d0e44375  
8ade5f0221f9a,  
serialNumber=26e171ec96c63f6333217d12fb6da1c5a800ce18a7a6fd  
59abf19b8ed3f02a91, cn=Rajesh Bhaskar Gaikwad  
Date: 2019.10.15 15:32:14 +05'30'

३. सर्व मंत्री / राज्यमंत्री यांचे खाजगी सचिव, मंत्रालय, मुंबई ४०० ०३२,
४. मा.विरोधी पक्षनेता, विधान परिषद/ विधान सभा, महाराष्ट्र विधानमंडळ सचिवालय, मुंबई,
५. सर्व सन्माननीय संसद सदस्य, विधानसभा व विधानपरिषद सदस्य,
६. सचिव, राज्य निवडणूक आयोग, मुंबई, ( पत्राने ),
७. मा.मुख्य सचिव यांचे वरिष्ठ स्वीय सहायक, मंत्रालय, मुंबई ४०० ०३२,
८. सर्व अपर मुख्य सचिव / प्रधान सचिव / सचिव, मंत्रालयीन प्रशासकीय विभाग,
९. प्रबंधक, मा. लोकायुक्त व मा. उप लोकायुक्त यांचे कार्यालय, नवीन प्रशासन भवन, हुतात्मा राजगुरु चौक, मंत्रालय, मुंबई,
१०. सचिव, महाराष्ट्र लोकसेवा आयोग, मुंबई, ( पत्राने ),
११. प्रधान सचिव, विधानमंडळ सचिवालय, विधान भवन, मुंबई,
१२. मा.मुख्य माहिती आयुक्त, राज्य माहिती आयोग, मुंबई,
१३. सर्व विभागीय आयुक्त,
१४. सर्व जिल्हाधिकारी,
१५. सर्व जिल्हा परिषदांचे मुख्य कार्यकारी अधिकारी,
१६. सर्व मंत्रालयीन विभागांच्या अधिपत्याखालील सर्व विभाग प्रमुख / प्रादेशिक प्रमुख / कार्यालय प्रमुख,
१७. अधिदान व लेखा अधिकारी, मुंबई,
१८. निवासी लेखापरीक्षा अधिकारी, मुंबई,
१९. महासंचालक, माहिती व जनसंपर्क महासंचालनालय, मुंबई,
२०. प्रादेशिक प्रमुख / कार्यालय प्रमुख,
२१. भारतीय जनता पार्टी, महाराष्ट्र प्रदेश, सी. डी. ओ. बॅरेक नं.१, योगक्षेम समोर, वसंतराव भागवत चौक, नरिमन पॉईंट, मुंबई-४०० ०२१,



Estd. 1962

'A++' Accredited by NAAC (2021) With CGPA 3.52

## शिवाजी विद्यापीठ, कोल्हापूर

परिपत्रक

३४/२०२५

विषय - विभागाच्या अधिनस्त संस्था व महाविद्यालय यांच्याशी संबंधित नसलेल्या अर्जादारांकडून प्राप्त झालेल्या अर्जावर करावयाच्या कार्यवाहीबाबत..

संदर्भ - १) मा. उच्च न्यायालय, मुंबई येथील रिट याचिका क्रमांक २४९२/२०२४ या प्रकरणी दिलेल्या दिनांक २३/१०/२०२४ चा न्यायनिर्णय

२) उच्च व तंत्र शिक्षण विभाग यांचे क्र.संकीर्ण-२०२४/HTED-२०११/३३/२०२४-MHT/समन्वय कक्ष दि.१६/०१/२०२४ रोजीचे पत्र

३) शिवाजी विद्यापीठाचे जा.क्र.आस्थापना/११५७ दि.०४ जून, २०२५

सर्व अधिविभागप्रमुख, संचालक, समन्वयक, शिक्षक, अधिकारी, व प्रशासकीय सेवक तसेच संलग्नित महाविद्यालये व मान्यता प्राप्त संस्था यांचे प्राचार्य/संचालक, अधिकारी व सेवकांना आदेशान्वये कळविण्यात येते की, शैक्षणिक संस्था / विद्यापीठे / महाविद्यालये यांच्याकडे त्यांच्याशी संबंधित नसलेल्या व्यक्तींकडून संस्थेविषयी / विद्यापीठ / कर्मचाऱ्यांविरुद्ध केलेल्या तक्रारीचे अर्ज प्राप्त होत असतात. अश्या तक्रार अर्जाबाबत करावयाच्या कार्यवाही करीता मा. उच्च न्यायालय येथे दाखल रिट याचिका क्र.२४९२/२०२४ मध्ये दि.२३/१०/२०२४ रोजी न्यायनिर्णय दिला असून सदर न्याय निर्णयानुसार व उच्च व तंत्र शिक्षण विभाग यांचे उपरोक्त संदर्भीय क्र.२ च्या पत्रानुसार कार्यवाही करण्यास विद्यापीठ अधिकार मंडळाने मान्यता दिलेली आहे.

त्यानुसार विद्यापीठातील सर्व अधिविभाग, प्रशाला, अध्यासन, सेंटर व सर्व प्रशासकीय विभागातील विभाग प्रमुख, संचालक यांनी आपल्या विभागात तसेच, संलग्नित महाविद्यालये व मान्यता प्राप्त संस्था यांचे प्राचार्य/संचालक, यांनी आपल्या स्तरावर उपरोक्त शासन पत्रामध्ये नमूद केल्यानुसार व मा. उच्च न्यायालयाच्या निर्णयानुसार कार्यवाही करावी.

  
कुलसचिव

शिवाजी विद्यापीठ, कोल्हापूर

जा.क्र. आस्थापना/ 1798

दि. 03 SEP 2025

प्रति,

- १) सर्व अधिविभागप्रमुख, संचालक, समन्वयक, शिक्षक, प्रशासकीय अधिकारी, व सेवक
  - २) मा. कुलगुरु, मा. प्र-कुलगुरु, मा. कुलसचिव, मा. अधीष्ठाता, मा. संचालक परीक्षा व मुल्यमापन मंडळ, मा. वित्त व लेखा अधिकारी, यांचे कार्यालयास.
  - ३) जनसंपर्क कार्यालय - मा. उच्च न्यायालयाच्या निर्णय व शासन पत्रास ठळक प्रसिध्दी देण्यात यावी.
  - ४) संलग्नित महाविद्यालये व मान्यता प्राप्त संस्था यांचे प्राचार्य/संचालक
  - ५) इंटरनेट विभाग - सदरचे परिपत्रक विद्यापीठाच्या संकेस्थळावर प्रसिध्द करावे.  
- यांना माहितीसाठी व पुढील योग्य त्या कार्यवाहीसाठी.
- विभागप्रमुख यांनी सदरचे परिपत्रक सर्व शिक्षक व सर्व प्रशासकीय अधिकारी/सेवकांच्या निदर्शनास आणावे.



Estd. 1962

\*A++\* Accredited by NAAC (2021) With CGPA 3.52

## शिवाजी विद्यापीठ, कोल्हापूर

परिपत्रक

25/2025

विषय - विभागाच्या अधिनस्त संस्था व महाविद्यालय यांच्याशी संबंधित नसलेल्या अर्जदारांकडून प्राप्त झालेल्या अर्जावर करावयाच्या कार्यवाहीबाबत..

- संदर्भ - १) मा. उच्च न्यायालय, मुंबई येथील रिट याचिका क्रमांक २४९२/२०२४ या प्रकरणी दिलेल्या दिनांक २३/१०/२०२४ चा न्यायनिर्णय  
२) उच्च व तंत्र शिक्षण विभाग यांचे क्र.संकीर्ण-२०२४/HTED-२०११/३३/२०२४-MHT/समन्वय कक्ष दि.१६/०१/२०२४ रोजीचे पत्र

सर्व अधिविभागप्रमुख, संचालक, समन्वयक, शिक्षक, अधिकारी, व प्रशासकीय सेवक तसेच संलग्नित महाविद्यालये व मान्यता प्राप्त संस्था यांचे प्राचार्य/संचालक, अधिकारी व सेवकांना आदेशान्वये कळविण्यात येते की, शैक्षणिक संस्था / विद्यापीठे / महाविद्यालय यांच्याकडे त्यांच्याशी संबंधित नसलेल्या व्यक्तींकडून संस्थेविषयी / विद्यापीठ / कर्मचाऱ्यांविरुद्ध केलेल्या तक्रारीचे अर्ज प्राप्त होत असतात. अशा तक्रार अर्जाबाबत करावयाच्या कार्यवाही करिता मा. उच्च न्यायालय येथे दाखल रिट याचिका क्र.२४९२/२०२४ मध्ये दि.२३/१०/२०२४ रोजी न्यायनिर्णय दिला असून सदर न्याय निर्णयाची प्रत सोबत माहितीस्तव व उचित कार्यवाहीसाठी जोडलेली आहे.

  
कुलसचिव

शिवाजी विद्यापीठ, कोल्हापूर

जा.क्र. आस्थापना/ 1157

दि. 04 JUN 2025

प्रति,

- १) सर्व अधिविभागप्रमुख, संचालक, समन्वयक, शिक्षक, प्रशासकीय अधिकारी, व सेवक
- २) मा. कुलगुरु, मा. प्र-कुलगुरु, मा. कुलसचिव, मा. अधीष्ठाता, मा. संचालक परीक्षा व मूल्यमापन मंडळ, मा. वित्त व लेखा अधिकारी, यांचे कार्यालयास.
- ३) संलग्नित महाविद्यालये व मान्यता प्राप्त संस्था यांचे प्राचार्य/संचालक
- ४) इंटरनेट विभाग - सदरचे परिपत्रक विद्यापीठाच्या संकेतस्थळावर प्रसिध्द करावे.  
- यांना माहितीसाठी व पुढील योग्य त्या कार्यवाहीसाठी.

➤ विभागप्रमुख यांनी सदरचे परिपत्रक सर्व शिक्षक व सर्व प्रशासकीय अधिकारी/सेवकांच्या निदर्शनास आणावे.



महाराष्ट्र शासन

उच्च व तंत्र शिक्षण विभाग, मंत्रालय विस्तार,  
मादाम कामा मार्ग, हुतात्मा राजगुरु चौक, मुंबई-४०० ०३२

Email ID:- do.asthahite-mh@gov.in



क्रमांक: संकीर्ण-२०२४/ HTEED-2019/33/2024-MHT/समन्वय कक्ष दिनांक :- १६.०१.२०२४  
प्रति,

१. आयुक्त, राज्य सामाईक प्रवेश परीक्षा कक्ष, ८ वा मजला, न्यू एक्सलसिअर इमारत, ए. के. नायक मार्ग, फोर्ट, मुंबई-४०००११.
२. सचिव, प्रवेश नियामक प्राधिकरण, ८ वा मजला, न्यू एक्सलसिअर इमारत, ए. के. नायक मार्ग, फोर्ट, मुंबई-४०००११.
३. संचालक, महाराष्ट्र राज्य तंत्र शिक्षण मंडळ, ४९, खेरवाडी, बांद्रा (पू), मुंबई-४०००५१.
४. संचालक, (उच्च शिक्षण/तंत्र शिक्षण/कला/ग्रंथालय), महाराष्ट्र राज्य, मुंबई/पुणे.
५. कुलसचिव, उ. व त. शि विभागांतर्गत येणारी विद्यापीठे
६. संचालक, (उच्च शिक्षण/तंत्र शिक्षण/कला/ग्रंथालय), महाराष्ट्र राज्य, मुंबई/पुणे.
७. कुलसचिव, डॉ. बाबासाहेब आंबेडकर तंत्रशास्त्र विद्यापिठ, लोणेरे, ज्ञा. माणगांव, जि. रायगड.

विषय - विभागाच्या अधिनस्त संस्था व महाविद्यालय यांच्याशी संबंधित नसलेल्या अर्जाद्वाराकडून प्राप्त झालेल्या अर्जावर करावयाच्या कार्यवाहीबाबत.

संदर्भ - मा. उच्च न्यायालय, मुंबई येथील रिट याचिका क्रमांक २४९२/२०२४ या प्रकरणी दिलेल्या दिनांक २३.१०.२०२४ चा न्यायनिर्णय.

महोदय,

उच्च व तंत्र शिक्षण विभाग व शालेय शिक्षण विभागाकडे तसेच या विभागांतर्गत येणाऱ्या शैक्षणिक संस्था / विद्यापीठे / महाविद्यालय यांच्याकडे त्यांच्याशी संबंधित नसलेल्या व्यक्तीकडून संस्थेविषयी / विद्यापीठ / कर्मचाऱ्याविरुद्ध केलेल्या तक्रारीचे अर्ज प्राप्त होत असतात, अशा तक्रार अर्जाबाबत करावयाच्या कार्यवाही करीता मा. उच्च न्यायालय येथे दाखल रिट याचिका क्र. २४९२/२०२४ मध्ये दिनांक २३.१०.२०२४ रोजी न्यायनिर्णय दिला असून सदर न्याय निर्णयाची प्रत सोबत जोडली आहे.

मा. न्यायालयाच्या सदर निर्णयातील परिकल्पेद ५ ते १० मध्ये खालील बाबी नमूद केले आहेत.

- ५. Time and again, we have cautioned the State Authorities not to entertain the applications filed by social workers or bystanders or persons unconnected with the organization and who have not suffered any personal legal injury.
- ६. In several cases, we have noticed that the persons describing themselves as social workers, lodge complaints against teachers and professors working in Schools, Colleges and Universities and hold out threats to the education department to compel them to commence roving inquiries against such employees. We have directed that such complaints should not be entertained. In some matters, we have also held that, Writ Petitions filed by such persons who intend to settle a personal score or pray for roving inquiries, should not be entertained.
- ७. The learned Senior Advocate appearing for the Petitioners submits that Respondent No. ५ herein, has lodged several complaints against the Petitioner Institution and has also started filing RTI applications seeking personal information about the employees and the management of the Institution, though he is completely unknown and unconnected with the Institution.
- ८. Respondent No. ६ - Dr. Bhausaheb B. Ohavan, who is the Deputy Director of Education, Nashik, has tendered an affidavit in reply from page १०१, along with several documents, upto page १५५. He has tendered an apology and has categorically stated that the impugned orders and the impugned notices issued by him, stand withdrawn, forthwith. He further submits that after noticing several orders passed by this Court, which have been referred to herein above, he has stopped entertaining the complaints filed by strangers or bystanders and would not entertain such complaints anytime in future.
- ९. We were contemplating suo moto action against Respondent No. ६, since we find that though he was aware of our earlier orders referred to in the above paragraphs, for reasons best known to him, he has wholeheartedly entertained the applications of Respondent No. ५ and has highhandedly issued an order to register an FIR against one senior member of the Management to register Management.
- १०. Respondent No. ५ appears to be habituated to holding out threats of self immolation, before various Deputy Directors of Education. Some of such complaints are placed before us by Respondent No. ६, along with his affidavit in reply. These threats are aimed at terrorising the Government Officials. In view of

such circumstances, we permit Respondent No.6 to lodge police complaints against Respondent No.4, whenever he holds out a threat of self-immolation or any such precipitative action or threat of fasting, etc., more so, in the light of the judgment delivered by this Court [Coram: Abhay S.Oka: (as His Lordship then was) and Sandeep K.Shinde, JJ], on 02.05.2016, in Writ Petition no. 2960 of 2014. Balasaheb Vitthalrao Tikke v/s The state and another at the principal seat

मा. उच्च न्यायालयात दिलेल्या न्यायनिर्णयाबाबत आपल्या अधिनस्त संस्था/महाविद्यालय यांचा अवगत करावी, ही विनंती.

आपला,  
~~विशाल साठे~~  
(विशाल साठे)  
कक्ष अधिकारी, महाराष्ट्र शासन

प्रति,

१. मा. अस्पर मुख्य सचिव, उच्च व तंत्र शिक्षण विभाग, यांचे स्वीय सहायक, मंत्रालय, मुंबई.
२. निवड नस्ती (समन्वय कक्ष).

मुख्य सचिवांचे कार्यालय  
मंत्रालय, मुंबई-३३  
दिनांक २७ DEC 2024  
C-7673223

Chief Secretary Office

Please peruse a letter received from the Registrar (Judicial-1), High Court, Appellate Side, Bombay, dated 14.11.2024 communicating the order of the Hon'ble High Court dated 23.10.2024 passed in Writ Petition No. 2492/2024, (Nishant Namdeorao Galkal and Anr. Versus- The State of Maharashtra and Ors.) received on 27.11.2024.

The Hon'ble High Court, vide order dated 23.10.2024, has inter-alia observed and directed as follows:-

5. Time and again, we have cautioned the State Authorities not to entertain the applications filed by social workers or bystanders or persons unconnected with the organization and who have not suffered any personal legal injury.

6. In several cases, we have noticed that the persons describing themselves as social workers, lodge complaints against teachers and professors working in Schools, Colleges and Universities and hold out threats to the education department to compel them to commence roving inquiries against such employees. We have directed that such complaints should not be entertained. In some matters, we have also held that Writ Petitions filed by such persons who intend to settle a personal score or pray for roving inquiries, should not be entertained.

7. The learned Senior Advocate appearing for the Petitioners submits that Respondent No. 5 herein, has lodged several complaints against the Petitioner Institution and has also started filing RTI applications seeking personal information about the employees and the management of the Institution, though he is completely unknown and unconnected with the Institution.

8. Respondent No. 6 - Dr. Bhausaheb B. Chavan, who is the Deputy Director of Education, Nashik, has tendered an affidavit in reply from page 101, along with several documents, upto page 155. He has tendered an apology and has categorically stated that the impugned orders

d/c  
२७/१२/२०२४  
मुख्य सचिव, मंत्रालय,  
मुंबई-३३

and the impugned notices issued by him, stand withdrawn, forthwith. He further submits that after noticing several orders passed by this Court, which have been referred to herein above, he has stopped entertaining the complaints filed by strangers or bystanders and would not entertain such complaints anytime in future.

9. We were contemplating suo moto action against Respondent No.6, since we find that though he was aware of our earlier orders referred to in the above paragraphs, for reasons best known to him, he has wholeheartedly entertained the applications of Respondent No. 5 and has highhandedly issued an order to register an FIR against one senior member of the Management.


10. Respondent No.5 appears to be habituated to holding out threats of self immolation, before various Deputy Directors of Education. Some of such complaints are placed before us by Respondent No.6, along with his affidavit in reply. These threats are aimed at terrorising the Government Officials. In view of such circumstances, we permit Respondent No.6 to lodge police complaints against Respondent No.5, whenever he holds out a threat of self-immolation or any such precipitative action or threat of fasting, etc., more so, in the light of the judgment delivered by **this Court [Coram: Abhay S Oka (as His Lordship then was) and Sandeep K Shinde, JJ], on 12.12.2018, in Writ Petition no. 8987 of 2018 (Balasaheb Vitthalrao Tidke v/s The State and another), at the Principal seat.**

14. We direct the Registrar (Judicial) to place a copy of this order before the Chief Secretary of the State of Maharashtra, as well as, the Principal Secretaries, General Administration Department and the School and College Education Department, in order to issue strict directions to all the Education Departments and the Statutory Authorities to refrain from entertaining such complaints/applications/representations or of threats, by unconnected people, more so, in view of the Notification dated 3rd December 1958, the Circular dated 26th December, 2019 and the Government Resolution dated 14th October, 2019 referred to herein above."

Considering the directions passed by the Hon'ble High Court issued vide order dated 23.10.2024, referred hereinabove, the General Administration Department may be requested to issue strict directions to all the Statutory Authorities, as well as the School Education Department and the Higher & Technical Education Department may be requested to issue strict directions to all the officers/authorities under these departments, to refrain from entertaining complaints/applications/representations or threats, by unconnected people, more so, in view of the Notification dated 03.12.1958, the Circular dated 26.12.2019 and the Government Resolution dated 14.10.2019.

A copy of the directions issued by the departments (GAD, School Education and Higher & Technical Education) shall be forwarded to the Chief Secretary Office.

Submitted for approval.

  
12.12.24  
DS (Law) (CSO)

~~JS (CSO)~~

  
12.11.2024

~~Hon. CS~~

  
16.12.24

ACS (GAD) (Services)

PS (Sch. Edu.)

PS (Hig. & Tech. Edu)

Tel & Fax No. 022-22673619 (O)  
Email: rgjudl-bhc@nic.in

O.W.No. R (J-1)/663/2024  
Date: 14<sup>th</sup> November 2024

From  
H. M. BHOSALE  
Registrar (Judicial-I),  
High Court, Appellate Side, Bombay.

To

1. The Chief Secretary,  
State of Maharashtra,  
Mantralaya, Mumbai.
2. The Principal Secretary  
General Administration Department  
Mantralaya, Mumbai.
3. The Principal Secretary  
School and College Education Department,  
Mantralaya, Mumbai.

Subject: Compliance of directions issued by the Hon'ble Court  
in Civil Writ Petition No. 2492 of 2024 vide order  
dated 23<sup>rd</sup> October 2024,....

Sir,

Apropos the subject, Civil Writ Petition No. 2492 of 2024 (Nishant Nanddeorao Gadkal & Anr. Vs. The State of Maharashtra & Ors.) was listed before the Hon'ble Court (Coram: Ravindra V. Ghuge and M. M. Sathaye, JJ) on 23<sup>rd</sup> October 2024. The Hon'ble Court is pleased to pass the order dated 23<sup>rd</sup> October 2024.

I am further to state that in the said order, the Hon'ble Court has issued directions to your goodselves.

In turn, I am directed to forward the copy of the said order dated 23<sup>rd</sup> October 2024 to your goodselves for necessary action at your end.

Accordingly, I am enclosing herewith a copy of the said order dated 23<sup>rd</sup> October 2024, which is self explanatory, with a request to do the needful as per the directions of the Hon'ble Court.

Yours faithfully,

  
Registrar (Judicial-I)

Encl: Copy of order dated 23/10/2024

THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2492 OF 2024

Nishant Namdeorao Galkal and Another ..... Petitioners  
versus

The State of Maharashtra and Others ..... Respondents

Mr. Narendra V. Bandiwadekar, Senior Advocate with Mr. Vinayak Kumbhar, Mr. Rajendra B. Khaire and Mr. Aniket S. Phapale i/b. Ms. Ashwini N. Bandiwadekar for the Petitioners.

Mr. Vikas M. Mali, AGP for Respondent Nos. 1 to 3- State.

Ms. Ronita Bhattacharya Bector for Respondent No. 5.

Mr. Akshay S. Karlekar for Respondent No. 6.

Dr. Bhausaheb B. Chavan, Deputy Director, Nashik Division present in person.

CORAM : RAVINDRA V. GHUGE &  
M.M. SATHAYE, JJ.

DATE : 23<sup>RD</sup> OCTOBER, 2024

P.C.:-

1. On 18<sup>th</sup> October, 2024, we had passed the following order :

*"1. A glaring conduct of Dr. B. B. Chavan, Deputy Director of Education, Nashik Division, Nashik and his repeated disobedience of the High Court's orders, practically showing signs of overbearing the majesty of law, is prima facie indicated through the records before us. It is in this backdrop that we*

are permitting the Petitioners to add Dr. B. B. Chavan.

Deputy Director of Education, Nashik Division, Nashik as Respondent No. 6 in this proceeding.

2. The learned AGP submits that he would take appropriate instructions and advise Dr. B. B. Chavan, Deputy Director of Education, Nashik Division, Nashik to remain present before the Court, on 22/10/2024.

3. The order dated 05/07/2024, placed before us, is marked as "X-1" for identification.

4. In the meanwhile, the order dated 28/12/2023 and order dated 05/07/2024, passed by Dr. B. B. Chavan, Deputy Director of Education, Nashik Division, Nashik shall stand stayed. Travel and tours.

5. Stand over to 22/10/2024, at 2:30 P.M.

2. The learned Senior Advocate for the Petitioners relies upon the following judgments/orders delivered by this Court, at the Principal seat and at the Aurangabad Bench:-

(i) Judgment dated 8<sup>th</sup> December, 2023 delivered by this Court at Aurangabad in *Writ Petition No. 7740 of 2021 (Sandeep Chudaman Shinde and Another V/s. The State of Maharashtra and Others)*;

(ii) Order dated 13<sup>th</sup> September, 2024 delivered by this Court at Aurangabad in *Writ Petition No. 9740 of 2024 (Vaishali Prakash Upasani alias Vaishali Pravin Deshpande and Others Versus The State of Maharashtra and Others)*;

(iii) Order dated 16<sup>th</sup> July, 2024 delivered by this Court at Aurangabad in *Writ Petition No. 7230 of 2024 (Kashinath Rajaram Patil and Others Versus*

*The State of Maharashtra, through Its Principal Secretary and Others);*

*(iv) Order dated 6<sup>th</sup> August, 2024 delivered by this Court at Aurangabad in Writ Petition No. 4893 of 2024 (Pratidnya Trimbakrao Chavan and Others Versus The State of Maharashtra through Its Secretary and Others);*

*(v) Order dated 23<sup>rd</sup> June, 2021 delivered by this Court at Aurangabad in Writ Petition No. 5973 of 2020 (Hemraj Jagannath Pegade Versus The State of Maharashtra and Others);*

*(vi) Order dated 01<sup>st</sup> August, 2024 delivered by this Court at Aurangabad in Writ Petition no. 7964 of 2024 (Vikas Dharma Sonawane and others Versus The State of Maharashtra and Others);*

3. He also points out a Government Notification, dated 14<sup>th</sup> October, 2019 issued by the General Administration Department, Mantralaya, State of Maharashtra, directing all concerned not to entertain complaints or applications received from those who have no connection with any institution or through agents etc. He further points out a Circular issued by the Commissionerate of Education, Maharashtra State, dated 26<sup>th</sup> December, 2019 specifically issuing instructions that the applications regarding personal grievances should be accepted only from persons who are themselves aggrieved and not through agents or strangers. He also relies upon a Notification dated 3<sup>rd</sup> December, 1958 which introduced the Rules for the preparation, submission and disposal

of the applications to the Government.

4. We have considered the submissions of the learned Advocates for the respective sides, including the learned Advocate representing Respondent No. 5, original Complainant.

5. Time and again, we have cautioned the State Authorities not to entertain the applications filed by social workers or bystanders or persons unconnected with the organization and who have not suffered any personal legal injury.

6. In several cases, we have noticed that the persons describing themselves as social workers, lodge complaints against teachers and professors working in Schools, Colleges and Universities and hold out threats to the education department to compel them to commence roving inquiries against such employees. We have directed that such complaints should not be entertained. In some matters, we have also held that, Writ Petitions filed by such persons who intend to settle a personal score or pray for roving inquiries, should not be entertained.

7. The learned Senior Advocate appearing for the Petitioners

submits that Respondent No. 5 herein, has lodged several complaints against the Petitioner Institution and has also started filing RTI applications seeking personal information about the employees and the management of the Institution, though he is completely unknown and unconnected with the institution.

8. Respondent No. 6- Dr.Bhauasaheb B. Chavan, who is the Deputy Director of Education, Nashik, has tendered an affidavit in reply from page 101, along with several documents, upto page 155. He has tendered an apology and has categorically stated that the impugned orders and the impugned notices issued by him, stand withdrawn, forthwith. He further submits that after noticing several orders passed by this Court, which have been referred to herein above, he has stopped entertaining the complaints filed by strangers or bystanders and would not entertain such complaints anytime in future.

9. We were contemplating *suo moto* action against Respondent No.6, since we find that though he was aware of our earlier orders referred to in the above paragraphs, for reasons best known to him, he has wholeheartedly entertained the applications of Respondent No.5 and has highhandedly issued an order to register an FIR against one senior

member of the Management.

10. Respondent No.5 appears to be habituated to holding out threats of self-immolation, before various Deputy Directors of Education. Some of such complaints are placed before us by Respondent No.6, along with his affidavit in reply. These threats are aimed at terrorising the Government Officials. In view of such circumstances, we permit Respondent No.6 to lodge police complaints against Respondent No.5 whenever he holds out a threat of self-immolation, or any such precipitative action or threat of fasting, etc., more so, in the light of the judgment delivered by this Court [Coram: Abhay S Oka (as His Lordship then was) and Sandeep K Shinde, JJ], on 12.12.2018, in *Writ Petition no. 3987 of 2018 (Balasabeb Vitthalrao Tidke v/s The State and another)*, at the Principal seat.

11. The learned Advocate representing Respondent No.5, graciously submits that she has already advised Respondent No.5 to refrain from indulging in such acts, hereinafter.

12. Considering that Respondent No.6 has recalled the impugned orders, as well as, the order dated 05.7.2024, this Writ Petition

is disposed off. Needless to state, the salary bills of the Petitioners, which are not generated or not accepted for ten months, shall be generated and acted upon, forthwith, by the concerned, for payment of arrears and regular monthly payments.

13. Considering the unconditional apology tendered by Dr. B. B. Chavan, we would render a quietus to the said issue.

14. We direct the Registrar (Judicial) to place a copy of this order before the Chief Secretary of the State of Maharashtra, as well as, the Principal Secretaries, General Administration Department and the School and College Education Department, in order to issue strict directions to all the Education Departments and the Statutory Authorities to refrain from entertaining such complaints/applications/representations or of threats, by unconnected people, more so, in view of the Notification dated 3<sup>rd</sup> December 1958, the Circular dated 26<sup>th</sup> December, 2019 and the Government Resolution dated 14<sup>th</sup> October, 2019 referred to herein above.

(M.M. SATHAYE, J.)

(RAVINDRA V. GHUGE, J.)

प्रकरणाशी संबंधित नसलेल्या  
व्यक्ती (त्रयस्थ व्यक्ती) अथवा  
तत्संबंधितांकडून प्राप्त झालेल्या  
तक्रारी/ अर्ज / निवेदनांबाबत.

महाराष्ट्र शासन  
उच्च व तंत्र शिक्षण विभाग,  
शासन परिपत्रक क्रमांक आस्था-२०२५/ई ९१४६९५/ विशि-१  
मादाम कामा मार्ग, हुतात्मा राजगुरु चौक,  
४ था मजला (विस्तार), मंत्रालय, मुंबई- ४०० ०३२.  
दिनांक: -१८ फेब्रुवारी, २०२५.

**संदर्भ:-**

- १) राजकीय सेवा विभाग, शासन अधिसूचना क्रमांक ओएफसी १०५८-बी, दिनांक ३ डिसेंबर, १९५८.
- २) सामान्य प्रशासन विभाग परिपत्रक क्रमांक संकीर्ण-२०१९/प्र.क्र.७१/१८(र.व का.)  
दिनांक १४ ऑक्टोबर, २०१९.
- ३) मा.उच्च न्यायालय, औरंगाबाद खंडपीठ यांनी रिट याचिका क्रमांक २४९२/२०२४ (याचिकाकर्ता श्री.निशांत गटकळ) या प्रकरणी दिनांक २३ ऑक्टोबर, २०२४ रोजी पारित केलेले आदेश.

**प्रस्तावना:-**

त्रयस्थ व्यक्तींकडून प्राप्त होणाऱ्या संदर्भावर कश्या प्रकारे कार्यवाही करावी याची कार्यपध्दती संदर्भीय अधिसूचना आणि परिपत्रक याद्वारे विहित करण्यात आली आहे. तथापि, सदर कार्यपध्दतीचा अवलंब करण्यात येत नसल्याची बाब निदर्शनास आल्याने मा.उच्च न्यायालयाने संदर्भीत न्यायालयीन प्रकरणी नाराजी व्यक्त केली आहे.

०२. शाळांमधील शिक्षकांच्या नियुक्तीसंदर्भात, त्रयस्थ व्यक्तींनी केलेल्या तक्रारीच्या अनुषंगाने मा.उच्च न्यायालय, खंडपीठ औरंगाबाद येथे विविध याचिका दाखल झाल्या होत्या. मा. उच्च न्यायालयाने त्रयस्थ व्यक्तींकडून प्राप्त झालेल्या तक्रार / अर्जावर करण्यात आलेल्या कार्यवाहीबाबत वेळोवेळी खालीलप्रमाणे निर्देश दिले आहेत / निरीक्षण नोंदविले आहे:-

1) Hemraj Jagannath Fedade v/s The State of Maharashtra and Others (5973/2020) paragraph number 4:-

We are not convinced by the credentials of the petitioner. In service jurisprudence, a lay person cannot be permitted to question matters which fall within the realm of the Education Department. Neither any co-employee nor the Educational Institution, who can be said to be stake holders, are arrived by the approvals granted to the teachers pursuant to the order of this Court dated 13<sup>th</sup> April 2016.

2) Combined order in Pratidhya chavan v/s The State of Maharashtra and Others (5973/2020) and Jyoti Biradar chavan v/s The State of Maharashtra and Others (5973/2020) para number 7:-

We direct the Deputy Director of Education- Shri Anil Sampatrao Sabale, not to entertain any complaint from any political outfits, bystanders or those wholly unconnected with the Educational Institutions, until further orders from this Court. If the Deputy Director desires to go into the approval granted to any teacher, he shall first verify the records and he shall refrain from entertaining complaints from any strangers as directed above.

3) Sandeep Chudaman Shinde v/s The State of Maharashtra and Others (7740/2021) paragraph number 18:-

A G.R. dated 26.12.2019 has been issued by the Education Department of the State of Maharashtra directing all Education Authorities and other Authorities, not to entertain such complaints from strangers and unconnected persons. We, therefore, conclude that the Education Department should refrain from entertaining complaints from strangers. It has to be extremely alert and diligent, more so, to avoid the department being used for torturing employees or jeopardizing the career of teachers / employees

4) Vaishali Upasani v/s The State of Maharashtra and Others (9740/2024) paragraph number 2:-

In similar circumstances, this Court had dealt with the action initiated by the Deputy Director of Education on the basis of complaints made by such bystanders/political outfits, in Writ Petition No.4893/2024 and Writ Petition No.4901/2024. By passing an interim order for protecting the interests of the Petitioners, the Deputy Director of Education was directed not to proceed with the inquiries that were initiated pursuant to the complaints filed by such bystanders.

5) अश्याच स्वरुपाचे निरिक्षण मा.उच्च न्यायालय, औरंगाबाद खंडपीठ यांनी श्री.काशिनाथ पाटील विरुद्ध महाराष्ट्र शासन (७३४०/२०२४) आणि विकास सोनावणे विरुद्ध महाराष्ट्र शासन (७९६४/२०२४) या प्रकरणी नोंदविले आहे.

०३. मा.उच्च न्यायालयाने रिट याचिका क्रमांक २४९२/२०२४ (याचिकाकर्ता श्री.निशांत गटकळ) या प्रकरणी दिनांक २३ ऑक्टोबर, २०२४ रोजी पारित केलेल्या आदेशातील कार्यात्मक भाग पुढीलप्रमाणे आहे:-

"5. Time and again, we have cautioned the State Authorities not to entertain the applications filed by social workers or bystanders or persons unconnected with the organization and who have not suffered any personal legal injury.

6. In several cases, we have noticed that the persons describing themselves as social workers, lodge complaints against teachers and professors working in Schools, Colleges and Universities and hold out threats to the education department to compel them to commence roving inquiries against such employees. We have directed that such complaints should not be entertained. In some matters, we have also held that, Writ Petitions filed by such persons who intend to settle a personal score or pray for roving inquiries, should not be entertained.

7. The learned Senior Advocate appearing for the Petitioners submits that Respondent No. 5 herein, has lodged several complaints against the Petitioner Institution and has also started filing RTI applications seeking personal information about the employees and the management of the Institution, though he is completely unknown and unconnected with the institution.

8. Respondent No. 6 - Dr.Bhauasaheb B. Chavan, who is the Deputy Director of Education, Nashik, has tendered an affidavit in reply from page 101, along with several documents, upto page 155. He has tendered an apology and has categorically stated that the impugned orders and the impugned notices issued by him, stand withdrawn, forthwith. He further submits that after noticing several orders passed by this Court, which have been referred to herein above, he has stopped entertaining the complaints filed by strangers or bystanders and would not entertain such complaints anytime in future.

9. We were contemplating suo moto action against Respondent No.6, since we find that though he was aware of our earlier orders referred to in the above paragraphs, for reasons best known to him, he has wholeheartedly entertained the applications of Respondent No. 5 and has highhandedly issued an order to register an FIR against one senior member of the Management.

10. Respondent No.5 appears to be habituated to holding out threats of self immolation, before various Deputy Directors of Education. Some of such complaints are placed before us by Respondent No.6, along with his affidavit in reply. These threats are aimed at terrorising the Government Officials. In view of such circumstances, we permit Respondent No.6 to lodge police complaints against Respondent No.5, whenever he holds out a threat of self-immolation or any such precipitative action or threat of fasting, etc., more so, in the light of the judgment delivered by this Court [Coram: Abhay S Oka (as His Lordship then was) and

Sandeep K Shinde, 3], on 12.12.2018, in Writ Petition no.8987 of 2018 (Balasaheb Vitthalrao Tidke v/s The State and another), at the Principal seat.

14. We direct the Registrar (Judicial) to place a copy of this order before the Chief Secretary of the State of Maharashtra, as well as, the Principal Secretaries, General Administration Department and the School and College Education Department, in order to issue strict directions to all the Education Departments and the Statutory Authorities to refrain from entertaining such complaints/ applications/ representations or of threats, by unconnected people, more so, in view of the Notification dated 3rd December 1958, the Circular dated 26<sup>th</sup> December, 2019 and the Government Resolution dated 14th October, 2019 referred to herein above."

०४. माननीय उच्च न्यायालयाने पारित केलेले वरील आदेश तसेच, मा.मुख्यसचिव, महाराष्ट्र राज्य यांच्या कार्यालयाकडून प्राप्त झालेल्या सुचना विचारात घेऊन संबंधितांना स्पष्ट निर्देश देण्याची बाब शासनाच्या विचाराधीन होती.

### शासन परिपत्रक:-

दिनांक ३ डिसेंबर, १९५८ ची अधिसूचना आणि दिनांक १४ ऑक्टोबर, २०१९ च्या परिपत्रकान्वये त्रयस्थ व्यक्तीकडून प्राप्त तक्रारींवर करावयाच्या कार्यवाहीची कार्यपध्दती विहित करण्यात आली आहे. सदर कार्यपध्दती / तरतुदी विचारात घेऊन, तसेच, वर नमूद केलेले विविध न्यायालयीन आदेश विचारात घेता, प्रकरणाशी संबंधित नसलेल्या व्यक्ती (त्रयस्थ व्यक्ती) अथवा तत्संबंधितांकडून प्राप्त झालेल्या तक्रारी/ अर्ज / निवेदने अथवा धमकी विचारात घेऊ नये, असे स्पष्ट निर्देश देण्यात येत आहेत. विशेषतः अश्या प्रकरणी कार्यवाही करताना ती कोणत्याही न्यायालयीन निर्णयाशी विसंगत होणार नाही, याची दक्षता विभागातील सर्व अधिकाऱ्यांनी घ्यावी.

सदर शासन निर्णय महाराष्ट्र शासनाच्या [www.maharashtra.gov.in](http://www.maharashtra.gov.in) या वेबसाईटवर उपलब्ध करण्यात आला असून त्याचा संकेतांक २०२५०२९८१७५०१७८६०८ असा आहे. हा आदेश डिजीटल स्वाक्षरीने साक्षांकित करुन काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

Digitally signed by PRATAP PANDURANG LUBAL  
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06ae4609d631d0, postalCode=400032, st=Maharashtra,  
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(प्रताप पां. लुबाळ)

उपसचिव, महाराष्ट्र शासन

प्रति:-

१. मा. मंत्री, उच्च व तंत्रशिक्षण यांचे खाजगी सचिव, मंत्रालय, मुंबई.
२. मा. राज्यमंत्री, उच्च व तंत्र शिक्षण यांचे खाजगी सचिव, मंत्रालय, मुंबई.
३. मुख्य सचिव, मराष्ट्र राज्य, मंत्रालय, मुंबई.
४. अप्पर मुख्य सचिव (सेवा), सामान्य प्रशासन विभाग, मंत्रालय, मुंबई
५. अप्पर मुख्य सचिव, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई
६. प्रधान सचिव, शालेय शिक्षण व क्रीडा विभाग, मंत्रालय, मुंबई.
७. सर्व सहसचिव/उपसचिव, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई.
८. संचालक (उच्च शिक्षण/तंत्र शिक्षण/ कला/ ग्रंथालय), पुणे/ मुंबई.
९. सर्व कुलसचिव, अकृषि विद्यापीठे.

१०. सर्व विभागीय सहसंचालक, उच्चशिक्षण/तंत्रशिक्षण.
११. सर्व सहायक संचालक / जिल्हा ग्रंथालय अधिकारी.
१२. सर्व कार्यासने, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई.
१३. निवड नस्ती.