

Urmila Ingale

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5441 OF 2016

Sarvodaya Shikshan Sanstha .. Petitioner
Vs.
The State of Maharashtra and anr. .. Respondents

Mr.N.V.Bandiwadekar, for the Petitioner.
Mr.Vikas Mali, AGP for State.

**CORAM : SHANTANU.S.KEMKAR &
M.S.KARNIK, JJ.
DATE : 02nd SEPTEMBER, 2016**

P.C. :

. Office is directed to detag this Petition from other matters listed today which are Writ Petition No. 1694 of 2016, Writ Petition No. 7877 of 2016, Writ Petition No. 7994 of 2016 and Writ Petition (L) No. 17258 of 2016.

2. Parties through their Counsel.

3. It has not been disputed by the learned Counsel appearing for the respondents – State that question involved in this Petition has already been considered and decided by various orders passed by this Court including in the case of *Parbhani*

Education Society, Parbhani Vs. the State of Maharashtra in Writ Petition No. 3707 of 2013 decided on 02/09/2013 as also in the case of Vinod Laxman Shelkar and anr. Vs. State of Maharashtra and anr. in Writ Petition No. 2207 of 2016 decided on 31/03/2016 in Writ Petition No. 2207 of 2016 and in view of order dated 04/05/2016 passed in Writ Petition No. 5440 of 2016.

4. In view of the aforesaid, we set aside the impugned order by directing respondent No.2 to consider afresh the proposal submitted by the petitioner for approval to the appointment of Ms.Phulabai Annappa Karande as Shikshan Sevak in the petitioner's institution in the light of the observations made in the aforesaid cases.

5. The decision as aforesaid be taken by the 2nd respondent within a period of 4 weeks from the date of the receipt of the copy of this order.

6. Parties to act upon authenticated copy of this order.

(M.S.KARNIK, J.)

(SHANTANU.S.KEMKAR, J.)