

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

**WRIT PETITION NO. 5363 OF 2004  
WITH  
CA/990/2006 IN WP/5363/2004**

**BHANUKUMAR WAMANRAO MAHAJAN & ORS.  
VERSUS  
STATE OF MAHARASHTRA & ORS.**

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Mr.D.R.Irale Patil, Advocate for petitioners

Mr.S.W.Mundhe, AGP for respondent no.1

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**CORAM : T.V. NALAWADE AND  
SANGITRAO S. PATIL, JJ.**

**DATE : JUNE 07, 2017**

**PER COURT :**

Heard the learned Counsel for the  
petitioners for some time.

2. The copy of Circular dated 08.02.2007  
tendered by the learned Counsel for the petitioner  
is taken on record.

3. Now the impugned Circular dated  
18.03.2006 has been cancelled by the State  
Government by issuing new circular dated

08.02.2007. The learned Counsel for the petitioners submits that though the impugned circular has been cancelled, the dispute still remains, as other department of the State Government viz., Rural Development Department, has given directions, which are inconsistent with the policy of the Education Department, which can be seen in the Government Resolutions dated 08.02.2007 and 14.11.1994 so also the letter dated 21.05.2004 of the Rural Development Department.

4. In view of the these circumstances, the State Government is expected to file affidavit-in-reply so the things would be clear.

5. Stand over to 22.06.2017. By the next date, the learned AGP shall file reply.

6. Authenticated copy of this order be provided to the learned AGP.

7. Civil Application No.990 of 2006 filed for fixing early date of hearing of the petition, stands disposed of.

**[SANGITRAO S. PATIL, J.]**

**[T.V. NALAWADE, J.]**

kbp