

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

WRIT PETITION NO. 2866 OF 2017

SHIKSHAN PRASARAK MANDAL MASKAWAD THROUGH CHAIRMAN
D N CHAUDHARI AND ANOTHER

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioners : Mr.Bhokarikar Madhav M
AGP for Respondents 1 to 3 : Smt. M.A.Deshpande

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CORAM : S.V.GANGAPURWALA & K.L.WADANE, JJ.

DATED : 6th MARCH, 2017

O R D E R :

Heard Mr. M.M.Bhokarikar, learned counsel
for the petitioners and learned A.G.P. for
respondent nos. 1 to 3.

2. Learned counsel submits that the
petitioner has already relieved respondent no.4
and respondent nos. 1 to 3 are required to take
steps to absorb respondent no.4. Learned counsel
further submits that the Education Officer has
already passed the order as against respondent
no.4 to join another school.

3. It is submitted by learned counsel and it is also stated in the Writ Petition that respondent no.4 has already filed Writ Petition against the order declaring respondent no.4 as surplus and this Court has ordered status-quo to be maintained.

4. When respondent no.4 has already challenged the said order declaring respondent no.4 as surplus and directing her to be absorbed in some other school, then there cannot be any contrary order in other Writ Petition. The petitioner is also party in the said Writ Petition. The petitioner may put forth his case in the pending Writ Petition.

5. Writ Petition accordingly disposed of with the aforesaid clarification. No costs.

(K.L.WADANE, J.) (S.V.GANGAPURWALA, J.)