

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

WRIT PETITION NO.9531 OF 2016

1. Raghunath Daulat Shinde,
Age : Major,
Occ. Service (Kamathi),
r/o.V.J.N.T. Primary
Ashram School, Navalnagar,
Tq. and Dist. Dhule
2. Pating Kanhu Chavan,
Age : 56 years,
Occ. Service (Helper),
r/o.V.J.N.T. Primary
Ashram School, Navalnagar,
Tq. and Dist. Dhule
3. Ushabai Chindha Wagh,
Age: Major,
Occ. Service (Helper),
r/o. Bhagabai VJNT Primary
Ashram School, Morane,
Tal. and Dist. Dhule
4. Vandana Arjun Ahire,
Age: Major,
Occ. Service (Cook),
r/o. Bhagabai VJNT Primary
Ashram School, Morane,
Tal. and Dist. Dhule
5. Lata Kisan Pawar,
Age: Major,
Occ. Service (Cook),
r/o. Bhagabai VJNT Primary
Ashram School, Morane,
Tal. and Dist. Dhule

6. Premsing Nandusing Pawar,
Age: Major,
Occ. Service (Kamathi),
r/o. VJNT Primary
Ashram School, Chabhara Tanda,
Tal. Hadgaon, Dist. Nanded
7. Anandrao Pruthiviraj Kamble,
Age: Major,
Occ. Service (Helper),
r/o. VJNT Primary
Ashram School, Chabhara Tanda,
Tal. Hadgaon, Dist. Nanded
8. Meera Khandoji Karhade,
Age: Major,
Occ. Service (Cook),
r/o. VJNT Primary
Ashram School, Chabhara Tanda,
Tal. Hadgaon, Dist. Nanded
9. Laxman Kachru Jadhav,
Age: Major,
Occ. Service (Cook),
r/o. VJNT Primary
Ashram School, Chabhara Tanda,
Tal. Hadgaon, Dist. Nanded
10. Trambak Sitaram Kalbhile,
Age: Major,
Occ. Service (Helper),
r/o. VJNT Primary
Ashram School, Dhavada,
Tal. Bhokardan, Dist. Jalna
11. Rukhaman Dhanu Borade,
Age: Major,
Occ. Service (Cook),
r/o. VJNT Primary
Ashram School, Dhavada,
Tal. Bhokardan, Dist. Jalna

12. Yogiraj Natuba Kale,
Age: Major,
Occ. Service (Cook),
r/o. VJNT Primary
Ashram School, Dhavada,
Tal. Bhokardan, Dist. Jalna
13. Ratan Bhimrao Borse,
Age: Major,
Occ. Service (Kamathi),
r/o. VJNT Primary
Ashram School, Dhavada,
Tal. Bhokardan, Dist. Jalna
14. Zumberbai Tarachand Pise,
Age: Major,
Occ. Retired (Cook),
r/o. VJNT Primary
Ashram School, Navalnagar,
Tal. and Dist. Dhule
15. Dhanabai Uttam Bhil,
Age: Major,
Occ. Retired (Helper),
r/o. VJNT Primary
Ashram School, Sondale,
Tal. Shindhakheda Dist. Dhule
16. Chandrakant Pitamber Bagal,
Age: Major,
Occ. Retired (Jr. Clerk),
r/o. VJNT Primary
Ashram School, Sondale,
Tal. Shindhakheda Dist. Dhule
17. Prabhakar Jagannath Sonovane,
Age: Major,
Occ. Retired (Kamathi),
Bhagabai Wagh Primary
Ashram School, Morane,
Tal. and Dist. Dhule

18.Mangal S/o Bhivsan Koli,
Age: Major,
Occ. Service (Kamathi),
Shriram Mandir Committee
Nadgaon, VJNT Primary
Ashram School, Nadgaon,
Tal. Bhusaval Dist. Jalgaon

19.Smt. Shobha Echaram Sarode,
Age: Major,
Occ. Service (Helper),
Shriram Mandir Committee
Nadgaon, VJNT Primary
Ashram School, Nadgaon,
Tal. Bhusaval Dist. Jalgaon

..Petitioners

Vs.

The State of Maharashtra,
Through Principal Secretary,
Social Justice and Special
Assistance Department,
Mantralaya, Mumbai – 32
and others

..Respondents

AND

WRIT PETITION NO.9890 OF 2016

1. Vitthal s/o. Totaram Chavan,
Age : Major,
Occu : Service (Field Servant),
r/o. Post Basic Ashram School,
Nagaonhill, Vidyawadi,
Tq. and Dist. Dhule

2. Prahlad S/o Kisan Jadhav,
Age: Major, Occ. Service (Peon),
r/o. Post Basic Ashram School,
Nagaonhill, Vidyawadi,
Tal. and Dist. Dhule

3. Kailas S/o Shankar Chilvante,
Age : Major, Occu. Service (Kamathi),
r/o. Post Basic Ashram School,
Nagaonhill, Vidyawadi,
Tal. and Dist. Dhule
4. Bilkisbi Salim Shaikh,
Age : Major, Occ. Service (Cook),
r/o. Post Basic Ashram School,
Nagaonhill, Vidyawadi,
Tq. and Dist. Dhule
5. Meerabai Ratansing Rathod,
Age : Major Occ. Service (Cook),
R/o. Kai Pranyawant Annasaheb Ashram
S.S. Patil, V.J.N.T. Primary
School, Loancharam Tanda,
Tq. Amalner, Dist. Jalgaon.
6. Sahebrao S/o Chindha Wagh,
Age : Major, Occ. Service (Cook),
r/o. Kai Pranyawant Annasaheb,
S.S. Patil, V.J.N.T. Primary Ashram School,
Loancharam Tanda,
Tq. Amalner, Dist. Jalgaon.
7. Bhagwan S/o Pitamber Patil(Old Name)
@ Dattatrya S/o Dhudku Patil,
Age : Major, Occ. Service (Cook),
Kai Pranyawant Annasaheb,
S.S. Patil, V.J.N.T. Primary Ashram School,
Loancharam Tanda,
Tq. Amalner, Dist. Jalgaon.
8. Anil S/o Prahlad Jadhav,
Age : Major, Occ. Service (Kamathi),
Kai Pranyawant Annasaheb,
S.S. Patil, V.J.N.T. Primary
Ashram School,
Loancharam Tanda,
Tq. Amalner, Dist. Jalgaon

9. Kalpanabai Babulal Patil,
Age : Major, Occ. Service (Cook),
V.J.N.T. Primary Ashram School,
Titavi, Tal. Parola,
Dist. Jalgaon.
10. Sunil S/o Himatrao Patil,
Age : Major, Occ. Service (Helper),
V.J.N.T. Primary Ashram School,
Titavi, Tal. Parola,
Dist. Jalgaon.
11. Sunil S/o Bhagwan Patil,
Age : Major, Occ. Service (Kamathi),
V.J.N.T. Primary Ashram School,
Titavi, Tal. Parola,
Dist. Jalgaon.
12. Pandit S/o Soma Rathod,
Age : 50 Years, Occ. Service (Helper),
Haribhau Chavan Primary Ashram School,
Lonje, Tal. Chalisgaon,
Dist. Jalgaon
13. Chotibai Hainsraj Chavan,
Age : 62 Years, Occ. Retired (Cook),
Haribhau Chavan Primary Ashram School,
Lonje, Tal. Chalisgaon,
Dist. Jalgaon.
14. Jijabai Shivaji Gaikwad,
Age : 61 Years, Occ. Retired (Cook),
Haribhau Chavan Primary Ashram School,
Lonje, Tal. Chalisgaon,
Dist. Jalgaon.
15. Hainsraj Magan Chavan,
Age : 63 Years, Occ. Retired (Cook)
Haribhau Chavan Primary Ashram School,
Lonje, Tal. Chalisgaon,
Dist. Jalgaon

Vs.

The State of Maharashtra,
Through Principal Secretary,
Social Justice and Special
Assistance Department,
Mantralaya, Mumbai – 32
and others

..Respondent

AND

WRIT PETITION NO.12211 OF 2016

Seema Vinayakrao Sathe,
Age : Major, Occ. Service (Cook),
r/o. V.J.N.T. Primary Ashram
School, Nimbhora, Tq. Amalner,
Dist. Jalgaon

..Petitioner

Vs.

The State of Maharashtra,
Through Principal Secretary,
Social Justice and Special
Assistance Department,
Mantralaya,
Mumbai – 32
and ors.

..Respondent

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Mr.P.B.Patil, Advocate for petitioners
Ms.R.P.Gour, AGP for respondents

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**CORAM : T.V. NALAWADE AND
SANGITRAO S. PATIL, JJ.
DATE : FEBRUARY 16, 2017**

ORAL JUDGMENT (Per T.V.Nalawade, J.) :

Rule, made returnable forthwith. With the
consent of the parties, heard finally.

2. These petitions are filed for giving directions to the respondents to consider the claim of the petitioners for giving benefits of Assured Career Progress Scheme, as the petitioners have completed twelve years of service on their respective posts.

3. The petitioners are relying on the decision of this Court at its Principal Seat at Bombay in **Writ Petition No.2358 of 2013 (Kiran Namdeo Shinde and ors. Vs. The State of Maharashtra and ors.)** and other companion petitions decided on 21.09.2013. The learned Counsel for the petitioners submits that the point involved in the present petitions is covered by the said judgment.

4. Since the point involved in the present petitions is no more *res-integra*, we pass the following order :-

(i) The respondents are hereby directed to consider the claim of the petitioners for giving

the benefits of the Assured Career Progress Scheme taking into consideration the relevant Government Resolutions, within a period of four months from today.

(ii) Rule made absolute accordingly. The Writ Petitions stands disposed of.

[SANGITRAO S. PATIL, J.]

[T.V. NALAWADE, J.]

kbp