

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

**BENCH AT AURANGABAD**

**WRIT PETITION NO. 715 OF 2008**

Renuka Education Society, Renapur, Through Its Secretary  
Shri. Panditrao S/o Baliram Ugile and others .. Petitioners

**Versus**

The State of Maharashtra and others .. Respondents

**WITH**

**WRIT PETITION NO. 3348 OF 2009**

Rehmaniya Taleemi Society,  
Nilanga Tq. Nilanga Dist. Latur,  
Through Its Secretary and another .. Petitioners

**Versus**

The State of Maharashtra and others .. Respondents

**WITH**

**WRIT PETITION NO. 3351 OF 2009**

Rehmaniya Taleemi Society,  
Nilanga Tq. Nilanga Dist. Latur,  
Through Its Secretary and another .. Petitioners

**Versus**

The State of Maharashtra and others

..

Respondents

Shri. V. D. Gunale, Advocate for Petitioners.

Shri. S. B. Joshi, A.G.P. for Respondent Nos. 1 to 4.

**CORAM : S.V. GANGAPURWALA AND****S. M. GAVHANE, JJ.****DATED : 29<sup>th</sup> September, 2018****PER COURT:**

. Mr. Gunale, the learned counsel for petitioners submits that the petitioners were granted permission on permanent no grant basis in the year 2002, whereas some institutions were granted permission on no grant basis. The government can not indulge in discrimination. According to the learned counsel petitioners are also entitled for permission on no grant basis since the year 2002.

2. Mr. Joshi, the learned A.G.P. submits that policy of the government is clear. As per the Government Resolution dated 20.07.2009, excluding the English Medium schools other schools are treated on no grant basis, the word permanent is deleted as per the Government Resolution dated 20.07.09. In the year 2002, the policy was to grant permission on

permanent no grant basis.

3. We have considered the submissions.

4. The affidavit is filed by a Superintendent in the office of Education Officer, Zilla Parishad, Latur to the effect that on 24.11.2001 the Cabinet decided to grant permission on permanent no grant basis from the year 2002.

5. In view of the policy decision of the State, it would not be appropriate to interfere in the present petition. Now subsequently policy has undergone change and since year 2009 the word permanent is deleted. Naturally the petitioners if are complying the terms and conditions of the said Government Resolution, the petitioners would also be brought on no grant basis as per the Government Resolution dated 20.07.2009. Of course, on compliance of all terms and conditions. With these observations writ petitions are disposed of. Rule discharged. No costs.

**[ S. M. GAVHANE, J. ]**

**[ S. V. GANGAPURWALA, J. ]**