

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

57 WRIT PETITION NO. 3776 OF 2018

GANPAT SAMBHAJI CHOTAVE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioners : Mr. Patil Kuldeep S
AGP for Respondent Nos. 1 to 4 : Mrs. A.V.Gondhalekar
Advocate for Respondent No. 5 & 6 : Mrs. Mohale
(Choudhari) Rekha M.

...

CORAM : S.V.GANGAPURWALA
AND
SUNIL K.KOTWAL, JJ.

DATE : JULY 5, 2018

O R D E R :

The petitioners are the members of non-teaching staff of respondent nos. 5 and 6. The petitioners are working as Class C and D employees and seek ACPS benefit.

2. The issue is no longer res integra in view of the judgment of this Court in Writ Petition No. 7256 of 2013 with connected Writ Petitions, decided by the judgment of this Court, dated 2.12.2013.

3. In the light of above, the respondents are directed to examine the cases of the petitioners for deciding whether they satisfy the criteria laid down for claiming benefits under the ACPS to the private aided Government schools under the Government Resolution dated 30th April 1998, as modified from time to time, and if it is found that the petitioners are entitled to claim benefits under the Scheme, and they satisfy the eligibility criteria, the respondents shall extend the benefits to the petitioners. The respondents shall scrutinize the cases of the petitioners within a period of six months, and extend them the benefits as expeditiously as possible, and preferably within a period of six months from such scrutiny.

4. Writ petition is disposed of. No costs.

[**SUNIL K.KOTWAL, J.**] [**S.V.GANGAPURWALA, J.**]

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