

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 15243 OF 2017

Babu Nema Rathod and others

.. **Petitioners**

Versus

The State of Maharashtra and others

.. **Respondents**

Shri Syed Masood Chand, Advocate for the Petitioners.

Shri A. S. Shinde, A.G.P. for Respondent / State.

CORAM : **S. V. GANGAPURWALA &**
A. M. DHAVALA, JJ.

DATE : **1st February, 2018**

PER COURT :

1. The petitioners are Class-IV employees of respondent No. 4

– Matoshri Primary Ashram School under respondent No. 3.

They are claiming A.C.P.S. benefit. The learned advocate relies on the order passed by this court in Writ Petition No. 833 of 2014 dated 13th March, 2014.

2. The learned A.G.P. on going through the said Judgment accepts that the petitioners are covered by the said order.

3. In view of that, we adopt the same course.

4. The respondents are directed to examine the cases of each of the individual petitioner 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 individual petitioners within a period of six months, and extend the benefits to such of the petitioners who are found eligible, as expeditiously as possible preferably, within a period of four months from such scrutiny.

5. The writ petition is disposed of. No costs.

[A. M. DHAVAL, J.]

[S. V. GANGAPURWALA, J.]