

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 2746 OF 2018

1. Ajay s/o Dushyantrao Solanke
age 28 years, occ. service as teacher
Muk-Badhir Niwasi Vidyalaya
Umari, Tq. Kaij, Dist. Beed
r/o Gangamasla, Tq. Majalgaon
Dist. Beed.

2. Ankush s/o Vajjnath Solunke
age 35 years, occ. service as peon
Muk-Badhir Niwasi Vidyalaya
Umari, Tq. Kaij Dist. Beed
r/o Kannapur Tq. Kaij
Dist. Beed.

Petitioners

Versus

1 The State of Maharashtra
Through its Principal Secretary
Solcial Welfare Department
Mantralaya, Mumbai

2. The Commissioner of Disabled
Maharashtra State,
Pune

3. The Chief Executive Officer
Zilla Parishad, Beed

4. District Social Welfare Officer
Zilla Parishad, Beed

5. Janartha Shikshan Prasarak
Mandal, Yellamb Ghat
Tq. Kaij, Dist. Beed
Through its Secretary / President

Respondents

Mr. V.A. Bagal, advocate for petitioners.

Mr. P.K. Lakhotiya, AGP for respondents 1 and 2.

Mr. V.M. Chate, Standing Counsel for respondents 3 and 4.

WITH
WRIT PETITION NO. 2747 OF 2018

1. Manoj s/o PUrushottam Wagh
age 33 years, occ. service as teacher
Muk-Badhir Niwasi Vidyalaya
Beed Road, Opp. Shikshak Colony
Kaij, Tq. Kaij, Dist. Beed
2. Parasram s/o Vikram Sirsath
age 32 years, occ. service as teacher
Muk-Badhir Niwasi Vidyalaya
Beed Road, Opp. Shikshak Colony
Kaij, Tq. Kaij Dist. Beed.

Petitioners

Versus

1. The State of Maharashtra
Through its Principal Secretary
Solcial Welfare Department
Mantralaya, Mumbai
2. The Commissioner of Disabled
Maharashtra State,
Pune
3. The Chief Executive Officer
Zilla Parishad, Beed
4. District Social Welfare Officer
Zilla Parishad, Beed
5. Janartha Shikshan Prasarak
Mandal, Yellamb Ghat
Tq. Kaij, Dist. Beed
Through its Secretary / President

Mr. S.B. Solanke, advocate for petitioners.

Mr. P.K. Lakhotiya, AGP for respondents 1 and 2.

Mr. V.M. Chate, Standing Counsel for respondents 3 and 4.

WITH
WRIT PETITION NO. 2748 OF 2018

- 1 Ashok s/o Achyutrao Sonwane
age 39 years, occ. service as peon
Matimand Niwasi Vidyalaya
Kaij, Tq. Kaij, Dist. Beed\
- 2 Narayan s/o Maroti Khandare
age 48 years, occ. service as
Superintendent, Matimand Niwasi
Vidyalaya, Kaij, Tq. Kaij
Dist. Beed.
- 3 Shivhari s/o Gulab Satkar
age 31 years, occ. service as cook
Matimand Niwasi Vidyalaya
Kaij, Tq. Kaij, Dist. Beed
4. Vijay s/o Laxman Gagare
age 38 years, occ. service as
Headmaster, Matimand Niwasi Vidyalaya
Kaij, Tq. Kaij, Dist. Beed

Petitioners

Versus

- 1 The State of Maharashtra
Through its Principal Secretary
Solcial Welfare Department
Mantralaya, Mumbai
2. The Commissioner of Disabled
Maharashtra State,
Pune
3. The Chief Executive Officer
Zilla Parishad, Beed
4. District Social Welfare Officer
Zilla Parishad, Beed
5. Janartha Shikshan Prasarak
Mandal, Yellamb Ghat
Tq. Kaij, Dist. Beed
Through its Secretary / President

Mr. S.B. Solanke, advocate for petitioners.

Mr. S.Y. Mahajan, A.G.P. for respondents 1 and 2.
Mr. B.T. Bodke, advocate for respondents 3 and 4.

**CORAM : R.M.BORDE &
K.K. SONAWANE, JJ.
DATE : 14th MARCH, 2018**

ORAL JUDGMENT : (PER R. M. BORDE, J.)

1. Heard.
2. Rule. Rule made returnable forthwith. Heard finally with the consent of learned counsel for the respective parties.
3. Issue raised in the instant petitions is no more *res integra* and is covered by decision rendered by this Court in Writ Petition no. 4618/2017 and other companion matters decided on 18th December, 2017 as well as Writ Petition No. 1984/2018 and other companion matters decided by this Bench on 23rd February, 2018. Zilla Parishad has no serious issue as regards the proposition laid down in the aforesaid judgments.
4. The facts giving rise to the instant petitions are exactly similar to the facts in the decided matters. In this view of the matter, for the reasons recorded in aforesaid judgments, instant petitions deserve to be allowed and are accordingly allowed.
5. Communication issued by the Chief Executive Officer, Zilla Parishad to the respective management is quashed and set aside. In the event the authorities propose to take any action, the same shall not be taken except after extending an opportunity of hearing to petitioners and in observance of procedure prescribed in that

behalf. Petitioners are entitled to receive salary, if remained unpaid, and the same shall be disbursed to them expeditiously.

6. Rule is accordingly made absolute. No costs.

K. K. SONAWANE
JUDGE

R.M.BORDE
JUDGE

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