

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

WRIT PETITION NO. 5863 OF 2016

**PUNDLIK RAMRAO NAMWAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

Mr.R.D.Biradar, Advocate for the petitioner
Mr.K.N.Lokhande, AGP for the respondent/State.
Mr.U.B.Bondar, Advocate for respondent Nos.3 and 6
Mr.V.S.Panpatte, Advocate for respondent Nos.4 and 5.

**CORAM : S.V.GANGAPURWALA &
S.M.GAVHANE, JJ.**

DATED : 09.10.2018

P.C. :-

The petitioner seeks benefit of the Government Resolution dated 11.11.2011 for grant of B.Ed pay scale. According to the petitioner, the petitioner was in service up to January, 2008. The petitioner relies on the report of the Block Development Officer.

2. Mr. Bondar, learned counsel submits that the school was only from 1st to 4th standard. In view of that the Government Resolution dated 11.11.2011 would not apply.

3. Mr.Panpatte learned counsel submits that the petitioner was in service only up to the year 2004. He further submits that the school is only from 1st to 4th standard. As to the report of the Block Development Officer relied by the petitioner, the petitioner was teaching the 3rd standard and the report also nowhere suggests that the school at the relevant time was not having 1st to 7 standard.

4. In view of the report of Block Development Officer about the teachers from 1st to 4th standard only and as there is nothing on record to show that the school had 5th to 7th standard attached to 1st to 4th standard, the Government Resolution dated 11.11.2011 may not apply.

5. In view of that no relief can be granted to the petitioner. The Writ Petition is disposed of. No costs.

[S.M.GAVHANE, J.]

[S.V. GANGAPURWALA, J.]