

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

BENCH AT AURANGABAD.

WRIT PETITION NO.12163 OF 2017

Balasaheb Ramrao Landge ... Petitioner.

Versus

The State of Maharashtra
and others. ... Respondents.

...

Mr.Anand V. Patil (Indrale), advocate for the
petitioner.

Mr.A.S.Shinde, A.G.P. for the State.

Mr.D.B.Rode, advocate for Respondent No.5.

...

**CORAM : S.V.GANGAPURWALA AND
A.M. DHAVAL, JJ.**

Date : 26.03.2018.

PER COURT :

1. The learned Assistant Government Pleader accepts
notice for respondent Nos. 1 to 4.

2. Mr.Rode, learned counsel accepts notice for

Respondent No.5.

3. The petitioner is the member of the non-teaching staff of primary and secondary Ashram school run by Social Welfare Department for V.J. & N.T. Category. He is claiming benefit of A.C.P.S. Scheme.

4. The issue involved in the present Petition is no longer *res-integra*, as has been decided in various writ petitions such as Writ Petition No.3861/2014 with connected Writ Petitions on 25/4/2014; Writ Petition No.7256/2011 with connected Writ Petitions decided on 2/12/2013. In light of above, we pass following order :

I] The respondents are directed to examine the case of the petitioner for deciding whether he satisfies the criteria laid down for claiming benefit 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 petitioner is entitled to claim benefit under the Scheme, and he satisfies the eligibility criteria, the respondents shall extend the benefit to the petitioner. The respondents shall scrutinize the case of petitioner within a period of six months, and extend the benefit to the petitioner who is found eligible, as expeditiously as possible

preferably, within a period of four months from such scrutiny.

5. The writ petition stands disposed of in above terms.
No costs.

(A.M.DHAVAL, J.)

(S.V.GANGAPURWALA, J.)

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