

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 14669 OF 2017

Aditya Pratisthan Karushi Nagar
 at Parbhani, Through its Secretary
 Rama Arun Shejawale .. **Petitioner**

Versus

The State of Maharashtra and another .. **Respondents**

WITH

WRIT PETITION NO. 9703 OF 2017

Matoshri Bhauddeshiya Sevabhavi Sanstha
 Ambad, Through its President,
 Ashok Verchand Dharmashi and another .. **Petitioners**

Versus

The State of Maharashtra and another .. **Respondents**

WITH

WRIT PETITION NO. 9902 OF 2017

Vidya Vikas Mandal's Sanstha at Vaijapur,
 Through its Secretary
 Shilpa Dineshinha Pardeshi and another .. **Petitioners**

Versus

The State of Maharashtra and another .. **Respondents**

WITH

WRIT PETITION NO. 14670 OF 2017

Mankavati Shikshan Sanstha Chinchwan,
 Through its President,
 Balaji Mahipatrao Kotule and another .. **Petitioners**

Versus

The State of Maharashtra and another .. **Respondents**

WITH
WRIT PETITION NO. 14671 OF 2017

Swami Vivekanad Pratishthan, Loni,
Through its Chairman,
Sominath Kashinath Dandekar

.. **Petitioners**

Versus

The State of Maharashtra and another

.. **Respondents**

Shri Dnyaneshwar B. Pokale, Advocate for the Petitioners.
Mrs. A. V. Gondhalekar, Addl. G. P. for Respondents.

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

DATE : **26th February, 2018**

PER COURT :

1. Heard.
2. The learned A.G.P. accepts notice for both the respondents.
3. The grievance of the petitioners is that the proposals submitted by them for starting English Primary Schools and for upgradation of the existing school, have been rejected. The said proposals were filed seeking permission on Self Finance basis for the academic year 2015-16.
4. The learned counsel for the petitioners submits that without assigning any reason, the proposals are rejected. He

relies on the order dated 6th March, 2017, passed by the Division Bench of this Court in Writ Petition No. 10675 of 2016 with connected Writ Petition.

5. The learned A.G.P. submits that as the said proposals were for the academic year 2015-16 and there were lacunae in the said proposals, the same have been rejected.

6. We have considered the submissions canvassed on behalf of both sides.

7. The impugned order rejecting the proposals submitted by the petitioners are bereft of any reason and a general order is passed, rejecting the said proposals. While rejecting the said proposals, the Authority concerned was expected to assign the reason/s. In absence of any reason being detailed in the impugned order, it would not be possible to sustain the said order.

8. It would be appropriate for the Authority to re-consider the proposals of the petitioners on its own merits. In the result, we pass the following order:-

9. The respondents-Authority shall re-consider the proposals of the petitioners afresh for the academic year 2018-19. The petitioners may appear before the Authority on 14th March, 2018. The Authority shall take the decision on the proposals of the petitioners expeditiously and preferably within two months, after hearing the petitioners.

10. The Writ Petitions are disposed of in the above terms. No costs.

[A. M. DHAVALA, J.]

[S. V. GANGAPURWALA, J.]

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