

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

**WRIT PETITION NO. 10995 OF 2016
WITH WP/10996/2016**

**RAMESH KISANRAO TODKAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

Mr.Gaurav L. Deshpande, Advocate for the petitioner
Mr.Umesh S. Mote, Advocate for respondent Nos.2 to 4
Smt. Pratibha J. Bharad, Advocate for respondent
No.5
Mr.N.T.Bhagat, AGP for the respondent/State

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

DATED : 28.08.2018

P.C. :-

. Under order dated 05.07.2018 we had directed the Commissioner to resolve the anomalous situation that has been created. The petitioners were working with Zilla Parishad, Hingoli. The petitioners were relieved on the request of inter-district transfer and the petitioners were directed to be absorbed with Zilla Parishad, Beed.

2. It is the case of the Zilla Parishad, Beed that vacancies does not exist and already 65 Assistant Teachers are in excess.

3. The Divisional Commissioner pursuant to our order had considered the matter and had directed the Chief Executive Officer, Zilla Parishad, Hingoli to allow the petitioners to join in Zilla Parishad, Hingoli.

4. Needless to state that as it is not fault of the petitioners, the petitioners would be entitled for the continuity in the service. As far as the salary for the intergnum period is concerned, the petitioner may apply to the Education Officer, Hingoli, which application shall be considered by the Education Officer on its own merits. The Zilla Parishad, Hingoli shall take immediate steps to join the petitioners pursuant to the order passed by the Commissioner.

5. Writ petitions stand disposed of. No costs.

[S.M.GAVHANE, J.]

[S.V. GANGAPURWALA, J.]