

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.4221 OF 2016

(Shri Uddhao Bapurao Upare vs. The Education Officer (Secondary) and others)

WITH WRIT PETITION NO. 1207 OF 2015

(Ramdas s/o Govindrao Giratkar vs. State of Maharashtra and others)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Writ Petition No.4221/2016

Ms. K. Satpute, Advocate for petitioner.

Ms. A.R. Kulkarni, Assistant Government Pleader for
respondent no.1.

Ms. J. Mahajan, Advocate for respondent no.2.

Shri N. Phadnis, Advocate for respondent no.3.

Writ Petition No.1207/2015

Shri N. Phadnis, Advocate for petitioner.

Ms. A.R. Kulkarni, Assistant Government Pleader for
respondent nos.1 to 3.

Ms. J. Mahajan, Advocate for respondent no.4.

CORAM : B.P. DHARMADHIKARI AND
 MRS. SWAPNA JOSHI, JJ.

DATED : JANUARY 24, 2018

Petitioners in both these petitions claim
seniority over each other.

2) We need not dilate on facts and controversy
as on 14/11/2017 Government Resolution has been
taken out. The respective contentions need to be
evaluated in the backdrop of said Government
Resolution.

3) Adv. Satpute has submitted that she does not
have any instructions on the said Government
Resolution. Ms. Kulkarni, learned Assistant Government

Pleader is also seeking time to verify the same.

4) Petitioner in Writ Petition No. 4221/2016 is protected by this Court on 1/8/2016. This Court on that date while issuing notice directed parties to maintain status quo.

5) We find that relevance of the said Government Resolution can be looked into by respondent no.1 Education Officer. If there is any other Government Resolution, same can also be pressed into service before him by the parties.

6) We, therefore, direct parties to appear before respondent no.1 Education Officer on 12/2/2018 and to abide by his further instructions in the matter. Respondent no.1 shall after considering the said Government Resolution and judgments delivered by this Court, determine the standing in seniority of respective parties within next six weeks. Interim order granted by this Court on 1/8/2016 shall continue till then and shall be subject to it.

7) With above directions, we dispose of both writ petitions. No costs.

JUDGE

JUDGE

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