

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

WRIT PETITION NO. 2421 OF 2019

Sachin s/o Wasudedo Gaikwad and another

...Versus...

The State of Maharashtra, through its Secretary, Department of Education,

Mantralaya, Mumbai and others

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

Court's or Judge's orders

Ms. Smita S. Dashputre, Advocate for the petitioners.
Shri I.J. Damle , AGP for the respondent Nos. 1 and 2.
Shri A.D. Mohgaonkar, Advocate for respondent Nos.2 and 3.

**CORAM : R. K. DESHPANDE AND
AVINASH G. GHAROTE, JJ.**

DATE : 04/11/2020

Hearing was conducted through Video Conferencing and the learned Counsel agreed that the audio and visual quality was proper.

2. The petitioners have filed appeals under Section 9 of the Maharashtra Employees of Private Schools (Conditions of Services) Regulation Act, 1977 challenging their termination from service. Hence, question of refusal to grant the approval to their appointments can be considered by the School Tribunal. The another relief claimed in this petition is to direct the respondents to release the regular salary from the date of their appointments. The petitioners shall be at liberty to file a civil suit claiming arrears of salary.

Hence, all questions are left open and can be agitated in such proceedings.

3. In view of above this writ petition is dismissed.
No order as to costs.

4. This order be communicated to the counsel appearing for the parties, either on the e-mail address or on WhatsApp or by such other mode, as is permissible in law.

JUDGE

JUDGE

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