

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

950 WRIT PETITION NO.5649 OF 2021

Manisha Wd/o. Nandkumar Deshmukh,
Age: 40 years, Occu.: Housewife,
R/o.: Janwal, Tq.:Chakur,
District: Latur

.. Petitioner

Versus

1. The State of Maharashtra,
Through its Secretary,
Social Welfare Department,
Mantralaya, Mumbai
 2. The Director,
V.J.N.T., OBC and SBC Special
Assistant Department, Maharashtra
State, Pune
 3. The Regional Deputy Commissioner,
Social Welfare Latur Division, Latur
 4. The Assistant Commissioner,
Social Welfare Department,
Latur
 5. Kai.Janardhanrao Rajemane Primary
Ashram School, Janwal, Tq.: Chakur,
District: Latur
Through Headmaster
- .. Respondents**

...

Advocate for Petitioner: Mr. Taur Mahesh S
AGP for Respondents/State: Mr. P. K. Lakhotiya
Advocate for Respondent No. 5: Mr. A. B. Rajkar

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954 WRIT PETITION NO.5657 OF 2021

Tarabai w/o. Govindrao More,
Age: 45 years, Occ.: As Assistant Cook,
Kai.Janardhanrao Rajemane Primary
Ashram School, Janwal, Tq.: Chakur,
District: Latur, R/o.: Janwal,
Tq.: Chakur, District: Latur .. **Petitioner**

Versus

1. The State of Maharashtra,
Through its Secretary,
Social Welfare Department,
Mantralaya, Mumbai
2. The Director,
V.J.N.T., OBC and SBC Special
Assistant Department, Maharashtra
State, Pune
3. The Regional Deputy Commissioner,
Social Welfare Latur Division, Latur
4. The Assistant Commissioner,
Social Welfare Department,
Latur
5. Kai.Janardhanrao Rajemane Primary
Ashram School, Janwal, Tq.: Chakur,
District: Latur
Through Headmaster .. **Respondents**

...

Advocate for Petitioner: Mr. Taur Mahesh S
AGP for Respondents/State: Mr. A. S. Shinde
Advocate for Respondent No.5: Mr. A. B. Rajkar

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**CORAM: S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATE: 01st APRIL, 2021

ORAL JUDGMENT (*Per S. V. Gangapurwala, J.*):

1. Rule. Rule returnable forthwith. With the consent of learned Counsel for respective parties matters are taken up for final hearing.

2. We have heard learned Counsel for the petitioners and the learned A.G.P.

3. The issue involved in the present petitions is no longer *res-integra* in view of the decision of this Court in catena of matters. Reference can be had to the Judgment dated 02.12.2013 in Writ Petition No. 7256 of 2011 with connected writ petition.

4. The petitioners are seeking Assured Career Progress Scheme (ACPS) benefits. They are members of the non-teaching staff of the Ashram School.

5. For the reasons stated in the Judgment dated 02.12.2013 in Writ Petition No. 7256 of 2011, we follow the same course.

6. The respondents are directed to examine the cases of each of the individual petitioner for deciding whether they satisfy the criteria laid down for claiming benefits under the ACPS to the private aided Government Schools under the Government Resolution dated 30.04.1998, as modified from time to time, and if it is found that the petitioners are entitled to claim benefits under the scheme, and they satisfy the eligibility criteria, the respondents shall extend the benefits to the petitioners. The respondents shall scrutinize the cases of individual petitioners within a period of six months, and extend the benefits to such of the petitioners who are found eligible, as expeditiously as possible preferably, within a period of four (04) months from such scrutiny.

Rule made absolute in above terms. Both the writ petitions stand disposed of in above terms.

[SHRIKANT D. KULKARNI, J.]

[S. V. GANGAPURWALA, J.]

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