

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 2416 OF 2021

Laxman s/o Mukundrao Patil and others ...Petitioners

Versus

The State of Maharashtra and others ...Respondents

Mr V.S. Panpatte, Advocate for Petitioners

Mr S.R. Yadav (Lonikar), A.G.P. for Respondent-State

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

DATE : 8th FEBRUARY, 2021

PER COURT :

1. The petitioners seek modification to the order of approval to the transfer of the petitioners from unaided to aided posts on honorarium of 20 % grant-in-aid.
2. It is the case of the petitioners that the petitioners have worked for more than three years on unaided posts before the transfer to the aided post. They are transferred on 100 % grant-in-aid post. As such, they ought to have been approved on 100 % grant-in-aid from the date of their transfer.
3. In case the petitioners are transferred on 100 % grant-in-aid and they have completed three years on unaided posts before their transfer on aided posts, then approval ought to be granted on 100 % grant-in-aid.

4. In light of the above, the impugned order to the extent of granting approval of honoarium and 20 % grant-in-aid is quashed and set aside.

5. The Education Officer (Secondary) after confirming that the petitioners have been transfered on 100 % grant-in-aid posts shall grant approval to the transfer of the petitioners on 100 % grant-in-aid posts and shall pass the orders accordingly, preferably within a period of two months from today.

6. The writ petition is disposed of. No costs.

[SHRIKANT D. KULKARNI, J.]

[S.V. GANGAPURWALA, J.]

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