

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 15641 OF 2022

Head Master, Utkarsh Prathamik and Uccha
Prathamik Vidyalay and Others.

... Petitioners.

Versus

State of Maharashtra and Another.

... Respondents.

— —

Ms. Vishakha Patel i/by Ujwala Karpe, Advocates for the
Petitioners.

Smt. A.A. Purav, AGP for Respondent No.1-State.

Ms.Priyanka Chavan, for Respondent No.2.

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**CORAM : NITIN W. SAMBRE &
SHARMILA U. DESHMUKH, JJ.**

DATE : December 20, 2022.

P C. :

1. Heard.

2. After the appointment of Petitioner Nos.2 and 3, the
Respondent No.2-Education Officer (Primary) granted approval
from 15th October, 2015 on no-grant basis.

3. It appears that the Petitioner Nos. 2 and 3 have
completed five years of service and as such their services are
sought to be transferred against vacant posts in aided category.
Accordingly, the proposals was forwarded to the Education Officer
i.e. Respondent No.2 to the present writ petition. It is informed that

the proposal of the Petitioners are not decided till date for grant of approval.

4. In the backdrop of fact that the Petitioner Nos.2 and 3 are appointed as Assistant Teachers in the Petitioner No.1-School and they have completed the service for five years, it will be appropriate, in our opinion, to direct the Respondent No.2-Education Officer to decide the proposals forwarded by the Petitioner No.1-School on 9th May, 2022 and 3rd March, 2022 in relation to the grant of approval to the aforesaid two Petitioners in aided category, as expeditiously as possible and in any case within a period of three months from today.

5. The writ petition is partly allowed.

[Sharmila U. Deshmukh, J.]

[Nitin W. Sambre, J.]