



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.8143 OF 2024

Padmashree Manibhai Desai
Shikshan Prasarak Mandal
Nalwandi, Tq. & Dist. Beed
through its Secretary
Dnyaneshwar s/o Dashrath Raut

... PETITIONER

VERSUS

1. The Union of India
through Secretary
Ministry of Education Department
of School Education and Literacy,
Shastri Bhavan New Delhi
2. The State of Maharashtra,
through its Secretary
Department of School Education
and Sports Mantralaya, Mumbai
3. The Finance Department Government
of MH, through its Secretary
503, (Main) 5th Floor Mantralaya,
Madam Cama Road, Mumbai – 400 032
4. The State of Maharashtra
Primary Education Department,
Dr. Aani Bezant Road Central Building
Pune – 411 001
5. The Education Officer,
Beed Zilla Parishad,
Zilla Parishad Office Beed

... RESPONDENTS

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Advocate for the Petitioner : Mr. Potdar Eklavya Sandesh
Advocate for Respondent No.1 - UOI : Mr. Bhushan Kulkarni
AGP for Respondents/State : Mr. R.S. Wani
Advocate for respondent No.5 : Mr. P.D. Suryawanshi

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CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.

DATE : 01.08.2024

PER COURT:

Issue notices to the respondents for final disposal. Learned advocate Mr. Bhushan Kulkarni waives service for respondent No.1. Learned AGP waives service for respondent Nos.2 and 3. Learned advocate Mr. Suryawanshi waives service for respondent No.5.

2. The petitioner is the Educational Institute running schools. The petitioner is seeking reimbursement of fees in lieu of admitting 25% students under the provisions of Right of Children to Free and Compulsory Education Act, 2009.

3. Though the respondent No.1 - Union of India has taken over burden to share some of such reimbursement, essentially, the State authorities respondent Nos.2 to 5 who are supposed to undertake the scrutiny regarding entitlement of such petitioners seeking reimbursement.

4. In the light of above, the prayers in this petition is innocuous.

5. The writ petition is disposed of directing the respondent Nos.2 to 5 to immediately undertake scrutiny of the proposal of the petitioner, claiming reimbursement, by undertaking necessary inquiry which shall happen, as expeditiously as possible and to be concluded in any case within six weeks. The petitioner shall be reimbursed to the extent found entitled to after such inquiry within four weeks thereafter.

(SHAILESH P. BRAHME, J.)

(MANGESH S. PATIL, J.)