

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 9061 OF 2024

Vishnu Kashinath Bhamere	...Petitioner
Versus	
The State Of Maharashtra Through The Secretary School Education Dept. And Ors	...Respondents

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Mr. Vinayak Kumbhar, for the Petitioner.

Mr. R. S. Pawar, A.G.P. for the Respondent – State.

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CORAM	:	AVINASH G. GHAROTE, J.
DATE	:	31st JULY, 2024

P.C.:

1. The learned counsel for the petitioner submits that on 01.10.1997 when the petitioner was first appointed, he had already qualification of M.A. B.P. Ed., in view of which it is claimed that the requirement of Schedule 'F' Note 5 of the Maharashtra Employees of Private Schools (Conditions of Service) Regulation Act, 1977, stood satisfied, on account of which, on the date of appointment itself the petitioner stood included in Category 'C' and the seniority of the petitioner ought to have been

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calculated on that basis. The impugned order dated 01.06.2023 by the Education officer, calculated his seniority on the basis of the approval, which according to him is impermissible.

2. Issue notice to the respondents for final disposal returnable on 26.8.2024. The learned AGP waives service of notice for respondent nos. 1 and 2.

(AVINASH G. GHAROTE, J.)