

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

RAMESHWAR
LAXMAN
DILWALE

WRIT PETITION NO.12457 OF 2024

Digitally signed
by RAMESHWAR
LAXMAN
DILWALE
Date: 2024.10.16
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Krushi Vikas Prathishthan	}	
Devapur Tq. Man Dist. Satara.	}	
through its President,	}	
Vishwambhar S/o Sopan Babar,	}	
Age.60 Years Occu. Agriculturist	}	
R/o, Shikshak Colony Mhaswad,	}	
Tq. Man Dist. Satara.	}	.. Petitioner

Vs.

- | | | | |
|----|--|---|----------------|
| 1. | The State of Maharashtra, through | } | |
| | its Secretary Department of School | } | |
| | Education and Sports Mantralaya, | } | |
| | Mumbai. | } | |
| 2. | The Finance Department Government | } | |
| | of Maharashtra, through its Secretary | } | |
| | 503, (Main) 5 th floor Mantralya, Hutatma | } | |
| | Rajguru Chouk Madam Kama Road, | } | |
| | Mumbai-400 032. | } | |
| 3. | State of Maharashtra, Directorate, | } | |
| | of Primary Education, Dr. Aani | } | |
| | Bezant Road Central Building Pune-411001 | } | |
| 4. | The Education Officer Primary | } | |
| | Zilla Parishad Satara. | } | .. Respondents |

WITH

WRIT PETITION NO.9531 OF 2024

Tirupati Valley English Medium School, Nashik	}	.. Petitioner
Vs.		

The State of Maharashtra,	}	
Thr. Primary Education Department & Ors.	}	.. Respondents

WITH

WRIT PETITION NO.9535 OF 2024

Parvati English Medium School	}	.. Petitioner
Vs.		

The State of Maharashtra & Ors.

}.. Respondents

**WITH
WRIT PETITION NO.12459 OF 2024**

Swami Samarth Shikshan Sanstha
Khamgaon Sakharwadi & Ors.

}
}.. Petitioners

Vs.

The State of Maharashtra & Ors.

}.. Respondents

Mr. Dnyaneshwar B. Pokale, Advocate for the petitioners
WP/12457/2024 & WP/12459/2024.

Mr. Vaibhav D. Kadam with Mr. Aditya Thorat, Mr. Shrinath
Badade, Mr. Kalpesh Karkera, Advocates for the petitioners in
WP/9531/2024 & WP/9535/2024.

Ms. D. S. Deshmukh, Assistant Government Pleader for the
respondent-State.

...

**CORAM : A.S. CHANDURKAR &
RAJESH S. PATIL, JJ**

DATE : 10th OCTOBER, 2024.

ORAL JUDGMENT : { Per A.S. Chandurkar, J. }

1. Leave granted to implead the Chief Executive Officer, Zilla Parishad, Nashik as respondent no.5. The amendment be carried out forthwith.

2. RULE. Rule made returnable forthwith and heard learned counsel for the parties.

3. The petitioners are Educational Institutions seeking reimbursement of grants under the provisions of Section 12(2) of the Right of Children to Free and Compulsory Education Act,

2009. According to the learned counsel for the petitioners, previously part amount of the grant has been reimbursed and now the entitlement is for 25% of such further grant.

4. The learned Assistant Government Pleader, on instructions, submits that the respondent no.3 is the Competent Authority to consider the entitlement of the petitioners.

5. In the aforesaid facts, the writ petition is disposed of by directing respondent nos.2 to 4 to consider the entitlement of the petitioners to reimbursement of grants under Section 12(2) of the Act of 2009. The respondent nos.4 and 5 shall furnish necessary information to the said Authorities, as required. The aforesaid process of considering the entitlement of the petitioners be undertaken and completed within a period of three months of receiving copy of this order. Needless to state that on such entitlement being found, further consequential steps shall be taken by the respondents.

6. Rule is disposed of in aforesaid terms with no order as to costs.

[RAJESH S. PATIL, J.]

[A.S. CHANDURKAR, J.]