

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

WRIT PETITION NO.11317 OF 2024

RAMESHWAR
LAXMAN
DILWALE

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Date: 2024.10.13
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Little Star English Medium School	}	
Nandgaon	}	
Through its Chairman,	}	
Shri. Sanjay Balu Bagul, Age-43 Years,	}	
an Adult Indian Inhabitant, Occu. Business	}	
Having its address at post-Indrayani Nagar,	}	
Chandak Plot, Nandgaon,	}	
Tal. Nandgaon, Dist. Nashik-423016	}	.. Petitioner

Vs.

- | | | |
|---|---|----------------------|
| 1. The State of Maharashtra | } | |
| Primary Education Department, | } | |
| 4 th Floor, Mantralay, Mumbai-400032 | } | |
| 2. The Commissioner of Education | } | |
| Primary Directorate of Education, | } | |
| Maharashtra, Pune. | } | |
| 3. The Director of Education | } | |
| Primary Directorate of Education, | } | |
| Maharashtra, Pune. | } | |
| 4. The Dy. Director Education | } | |
| Nashik Division, Nashik | } | |
| 5. Chief Officer, | } | |
| Zilla Parishad, Nashik | } | |
| 6. The Education Officer (Primary) | } | |
| Zilla Parishad, Nashik | } | . Respondents |

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Mr. Vaibhav D. Kadam with Mr. Aditya Thorat, Mr. Shrinath Badade, Mr. Kalpesh Karkera, Advocates for the petitioner.
Mr. N. C. Walimbe, Additional Government Pleader with Mrs. M. S. Srivastava, Assistant Government Pleader for the respondent-State.

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

DATE : 10th OCTOBER, 2024.

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

1. Leave granted to amend the cause title and correct the description of respondent no.5 as the Chief Executive Officer, Zilla Parishad, Nashik. 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.2 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.5 and 6 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.]