



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Writ Petition No. 2635 of 2024

Irabhan Pote V.J.N.T. Ashram School, Dongarkharda, through its Secretary/President and anr.
..vs.. Dinesh S/o. Shantaramji Kolhe and ors.]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. P N. Shende, Advocate for the petitioners
Mr. P S. Patil, Advocate for respondent no. 1 on caveat
Mr. J. B. Kasat, Advocate for respondent no. 2

CORAM : ANIL L. PANSARE J.

DATED : 22-04-2024

The contention is that the appointment of respondent no. 1 was for the period from 1-9-2005 to 30-4-2007 i.e. for 1½ years and not 2 years and further that the appointment was of temporary nature and, therefore, respondent no. 1 could not get benefit of confirmed appointment in terms of sub-section (2) of Section 5 of the Maharashtra Employees of Private Schools (Condition of Services) Regulation Act, 1977. In support, learned counsel for the appellants has placed reliance upon the judgment of Full Bench of this Court in the case of *Ramkrishna Chauhan Vs. Seth D. M. High School and others* [2013(2) Mh.L.J. 713].

Issue notice, returnable on 3-5-2024.

In the meantime, there shall be stay till next date to the impugned judgment dated 14-3-2024 passed by the School Tribunal, Amravati in Appeal No. 33/2020.

Learned counsel Mr. P. S. Patil waives notice for respondent no. 1 and learned counsel Mr. J. B. Kasat waives notice for respondent no. 2.

(Anil L. Pansare, J.)

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