



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

916 WRIT PETITION NO. 3158 OF 2025

PRAJAKTA SANJAY NAGWADE

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS CHIEF SECRETARY AND
OTHERS

...

Advocate for the Petitioner : Mr. Wakade Ramesh I.

AGP for Respondents: Mrs. D.S. Jape

...

CORAM : MANGESH S. PATIL &
PRAFULLA S. KHUBALKAR , JJ.

DATE : 07.03.2025

PER COURT :

The petitioner's proposal for grant of approval to her transfer effected under Rule 41-A of the Maharashtra Employees of the Private Schools (Conditions of Service) Rules, 1981 from partially aided to fully aided division. The proposal is pending with the respondent No.4.

2. The learned advocate for the petitioner submits that even if the decision is still to be taken in the petitioner's matter for grant of approval, it would be appropriate to issue the directions in the light of decision of this Court in the matter of **Mansi Arun Kelkar Vs. The State of Maharashtra and others in Writ Petition No. 1021/2025 decided on 03.02.2025**, since this Court has embarked upon and considered redundancy rather illegality in the Government resolution dated 29.04.2024 and circular dated 03.10.2024.

3. We dispose of the writ petition directing the respondent No.4 to

consider the proposal dated 17.11.2022 (Exhibit-A) on its own merits and in accordance with the law, as expeditiously as possible and in any case within six weeks under intimation to the petitioner without referring to the Government Resolution dated 29.04.2024 and the subsequent circular dated 03.10.2024.

(PRAFULLA S. KHUBALKAR J.)

(MANGESH S. PATIL, J.)

mkd/-