



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

961 WRIT PETITION NO. 7701 OF 2025

VISHVAS BHAUSAHEB WADAGE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
962 WRIT PETITION NO. 7702 OF 2025

BAPUSAHEB SAKHAHARI PULATE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
963 WRIT PETITION NO. 7703 OF 2025

SAGAR SHEKAR DIGHE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
964 WRIT PETITION NO. 7704 OF 2025

VINOD SAHADU PALGHADMAL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
968 WRIT PETITION NO. 7715 OF 2025

NARAYAN NANASAHEB GULVE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
972 WRIT PETITION NO. 7723 OF 2025

ARJUN DHONDIBA TAGAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
975 WRIT PETITION NO. 7727 OF 2025

SHITAL DILIPRAO BHAWAR ALIAS SHITAL NITIN SHINDE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
976 WRIT PETITION NO. 7728 OF 2025

SUNIL BHAGWAT DHANWATE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
977 WRIT PETITION NO. 7729 OF 2025

ASHOK DASHARATH SALVE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
978 WRIT PETITION NO. 7730 OF 2025

YOGESH BABASAHEB NIRMAL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
979 WRIT PETITION NO. 7731 OF 2025

BHAUSAHEB ANNASAHEB THETE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
980 WRIT PETITION NO. 7732 OF 2025

BALASAHEB EKNATH GHORPADE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
981 WRIT PETITION NO. 7733 OF 2025

PRANJALI SANDIP GITE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
982 WRIT PETITION NO. 7734 OF 2025

RAHUL BHAGWAT BRAHMANE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
983 WRIT PETITION NO. 7735 OF 2025

VILAS BABAN TAMBE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
987 WRIT PETITION NO. 7739 OF 2025

DADA NAMDEV GAIKWAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
997 WRIT PETITION NO. 7753 OF 2025

SHAILA KANIFNATH CHAUDHARI
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
998 WRIT PETITION NO. 7754 OF 2025

SWATI ANIL WAKCHOURE ALIAS SWATI KAPIL TAMAHANE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
1000 WRIT PETITION NO. 7756 OF 2025

DILIP NAMDEV PHAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

AND
1018 WRIT PETITION NO. 7810 OF 2025

SHAIKH ANJUM ABDUL KADAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Mr. S. S. Thombre, Advocate for the Petitioners
Mr. A. V. Hon, Advocate for Respondent Nos. 4 and 5 in all Petitions
Mr. R. K. Ingole, Ms Neha B. Kamble, Mr. S. P. Sonpawale, Mr. V. M.
Kagne AGPs for the Respondents – State in respective Petitions

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CORAM : MANISH PITALE AND
Y. G. KHOBRADE, JJ.

DATE : 02.07.2025

PER COURT :-

1. All these Writ Petitions can be disposed of conveniently by a common order as identical issues have been raised.

2. The Petitioners are seeking appropriate directions to the Deputy Director of Education, to decide the proposals for their transfer from unaided post to aided post. Reliance is placed on the orders passed in earlier such Petitions including ***Writ Petition No.5628 of 2025 (Shetkari Shikshan Prasarak Mandal Vs. The State of Maharashtra and others)***. By an order dated 29.04.2025, this Court referred to Rules 41 and 41A of the Maharashtra Employees of Private Schools (Conditions of Service) Rules, 1981, and allowed the said Writ Petition in the following terms:-

*“3. Though by the Government Resolution dated 29.04.2024 and subsequent Circular dated 03.10.2024, the Government has directed all such proposals seeking approval to the transfer effected under aforementioned rules to be forwarded to the State Government for taking approval to the decision, in the matter of **Friends Social Circle and Ors. Vs. State of Maharashtra and Ors.; 2023 (5) ALL MR 601** as followed by subsequent decision, the relevant clause from the Government Resolution dated 29.04.2024 has been held to be inconsistent with the aforementioned rules which empower the Deputy Directors of Education and Education Officer to take appropriate decision on such proposal, have quashed and set aside the clause and consistently the several benches have been directing the proposals for approval to be considered de hors the Government Resolution and the Circular.*

4. In the light of the above, the writ petition is allowed. The respondent No.3 – Education Officer (Secondary) shall consider all the proposals (Exhibit - D collectively) himself without

referring to the Government Resolution dated 29.04.2024 and Circular dated 03.10.2024 on its own merits, as expeditiously as possible and in any case within six weeks under intimation to the Management.”

3. Since identical issues are raised in these Petitions and similar directions are sought, **these Petitions are also allowed** by directing the Deputy Director of Education, Pune, to consider the proposals of the Petitioners herein without referring to the Government Resolution 29.04.2024 and circular dated 03.10.2024, on its own merits, as expeditiously as possible and in any case within six weeks from today.

[Y. G. KHOBRADE, J.]

[MANISH PITALE, J.]

SMS