

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

WRIT PETITION NO.2345 OF 2014

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its Secretary,
Shri. Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur. ...Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 400 032.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.

6. The Deputy Director of Education,
(Secondary and Higher Secondary),
Kolhapur Division, Kolhapur.
7. The Deputy Director of Education,
(Secondary and Higher Secondary),
Pune Division, Pune.
8. The Deputy Director of Education,
(Secondary and Higher Secondary),
Nashik Division, Nashik.
9. Education Officer (Primary),
Zilla Parishad, Solapur.
10. Education Officer (Secondary),
Zilla Parishad, Solapur.
11. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
12. Education Officer (Secondary),
Zilla Parishad, Raigad.
13. Education Officer (Secondary),
Zilla Parishad, Sindhudurg.
14. Education Officer (Secondary),
Zilla Parishad, Satara.
15. Education Officer (Secondary),
Zilla Parishad, Sangli
16. Education Officer (Secondary),
Zilla Parishad, Nashik.
17. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur
18. The Superintendent, (Secondary),

Pay and provident Fund Unit,
Zilla Parishad, Solapur.

19. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.
20. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Sindhudurg.
21. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Satara.
22. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Sangli
23. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
24. Education Officer (Primary),
Zilla Parishad, Sangli.
25. Education Officer (Secondary),
Zilla Parishad, Kolhapur.
26. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Sangli.
27. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.

...Respondents

**WITH
WRIT PETITION NO.4296 OF 2014**

- 1 Kalpana Khirappa Patil
- 2 Pol Ujawala Chandrakant
- 3 Jagatap Latika Ankush
- 4 Dilip Pandurang Kirmate
- 5 Gadale Sujata Shivaji
- 6 Bagul Jyoti Vasudev
- 7 Kulkarni Sandhya Narsingh
- 8 Toravane Minakshi Sahebrao
- 9 Tambe Vaishali Hemant
- 10 Gandhale Rupali Govind

All residing At & Post: Shirwal,

Taluka: Khandala, District: Satara.

...Petitioners

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032.
3. The Secretary,
Government of Maharashtra,

Department of School
Education and Sports,
Mantralaya, Mumbai – 400 032.

4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
6. The Deputy Director of Education,
(Secondary and Higher Secondary),
Kolhapur Division, Kolhapur.
7. Education Officer (Secondary),
Zilla Parishad, Satara.
8. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Satara.

...Respondents

WITH
WRIT PETITION NO.5180 OF 2019

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its Executive President,

Shri. Dattatray Narayan Patil
 At & Post: Bhamate,
 Taluka: Karveer, District: Kolhapur.

...Petitioner

Versus

1. The State of Maharashtra,
 Through its Chief Secretary,
 General Administration Department,
 Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
 Through the Secretary,
 Ministry of Finance,
 Mantralaya, Mumbai – 400 032
3. The Secretary,
 Government of Maharashtra,
 Department of School Education
 and Sports, Mantralaya,
 Mumbai – 32.
4. The Secretary,
 Government of Maharashtra,
 Rural Development Department,
 Mantralaya, Mumbai – 400 032.
5. Government of India,
 Ministry of Finance
 (Department of Economic Affairs),
 ECB & PR Division, New Delhi.
 Through the Central Govt. Advocate,
 Ministry of Law & Affairs,
 Aaykar Bhawan,
 Mumbai-22.
6. The Director of Education,
 (Secondary and Higher Secondary),
 State of Maharashtra, Pune.
7. The Deputy Director of Education,

Mumbai Division, Mumbai.

8. The Deputy Director of Education,
Pune Division, Pune.
9. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
10. The Deputy Director of Education,
Nashik Division, Nashik.
11. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
12. The Deputy Director of Education,
Latur Division, Latur.
13. Education Inspector,
Municipal Corporation of Greater Mumbai,
Western Zone, Mumbai (W).
14. Education Inspector,
Municipal Corporation of Greater Mumbai,
North Zone, Mumbai.
15. Education Officer, (Primary),
Thane Municipal Corporation
School Board, Thane.
16. Administrative Officer, (Primary),
Education Board,
Pimpri-Chinchwad Municipal Corporation,
Pimpri, Pune-18.
17. Education Officer, (Primary)
Zilla Parishad, Pune.
18. Education Officer, (Secondary)
Zilla Parishad, Pune.
19. Education Officer (Primary),

Zilla Parishad, Thane.

20. Education Officer (Secondary),
Zilla Parishad, Thane.
21. Education Officer (Secondary),
Zilla Parishad, Palghar
22. Education Officer (Primary),
Zilla Parishad, Raigad.
23. Education Officer (Secondary),
Zilla Parishad, Raigad.
24. Education Officer (Primary),
Zilla Parishad, Kolhapur.
25. Education Officer (Secondary),
Zilla Parishad, Kolhapur.
26. Education Officer (Secondary),
Zilla Parishad, Solapur.
27. Education Officer (Primary),
Zilla Parishad, Sangli.
28. Education Officer (Secondary),
Zilla Parishad, Sangli.
29. Education Officer (Primary),
Zilla Parishad, Satara.
30. Education Officer (Secondary),
Zilla Parishad, Satara.
31. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
32. Education Officer,(Primary),
Zilla Parishad, Nashik.

33. Education Officer,(Secondary),
Zilla Parishad, Nashik.
34. Education Officer (Secondary),
Zilla Parishad, Aurangabad.
35. Education Officer (Primary),
Zilla Parishad, Beed.
36. Education Officer (Secondary),
Zilla Parishad, Beed.
37. Education Officer (Primary),
Zilla Parishad, Jalgaon.
38. Education Officer (Secondary),
Zilla Parishad, Jalgaon.
39. Education Officer (Secondary),
Zilla Parishad, Nandurbar.
40. Education Officer (Primary),
Zilla Parishad, Osmanabad.
41. Education Officer (Secondary),
Zilla Parishad, Osmanabad.
42. Education Officer (Primary),
Zilla Parishad,Parbhani.
43. Education Officer (Secondary),
Zilla Parishad,Parbhani.
44. The Superintendent,
Municipal Corporation of Greater Mumbai,
Western Zone, Mumbai (W).
45. The Superintendent,
Municipal Corporation of Greater Mumbai,
North Zone, Mumbai.

46. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
47. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
48. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
49. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
50. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
51. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
52. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
53. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
54. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
55. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
56. The Superintendent, (Primary),

Pay and Provident Fund Unit,
Zilla Parishad, Sangli.

57. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Sangli.
58. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Satara.
59. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Satara.
60. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.
61. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
62. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
63. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Aurangabad.
64. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
65. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
66. The Superintendent, (Primary),

- Pay and Provident Fund Unit,
Zilla Parishad, Parbhani.
67. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Parbhani.
68. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Osmanabad.
69. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Osmanabad.
70. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
71. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
72. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nandurbar.
73. Education Officer, (Primary)
Zilla Parishad, Dhule
74. Education Officer (Secondary),
Zilla Parishad, Dhule
75. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Wardha.
76. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Dhule.
- ...Respondents

**WITH
WRIT PETITION NO.8504 OF 2022**

Swati Sharad Sawant,
Age: 61 years, Residing at: B/3, 203,
Panchsheel Co-op. Housing Society,
Indraprastha Complex, Navghar Road,
Bhayandar (E) – 401 105.

... Petitioner

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
 2. The Administrative Officer,
Mira-Bhayandar Municipal Corporation School Board,
Chhatrapati Shivaji Maharaj Marg,
Thane 401 101.
 3. The Education Officer (Primary),
Thane Zilla Parishad, Thane.
 4. The Superintendent (Primary)
Pay and Provident Fund Unit,
Thane Zilla Parishad, Thane.
 5. Nutan Balshikshan Sangh:
Vikaswadi, Kosbad Tekvdi
Tal: Dahanu, Dist:- Palghar-401703
 6. Vikaswadi Primary School,
Vikaswadi, Kosbad, Tekvdi.
Tal: Dahanu, Dist: Palghar-401703
- ...Respondents

**WITH
WRIT PETITION NO.11794 OF 2018**

1. Shree Ingole Laxman Shankar
Age-47 years,
Working as Assistant teacher. At
Madhyamik School at Poyanje,
Post : Poyanje, Taluka: Panvel,
District- Raigad.
2. Smt. Magare Sangeeta Bhaskar
Age-47 years,
Working as Assistant teacher. At,
Madhamic School, Kopara, Post: Kopara,
Taluka: Panvel, District- Raigad.
3. Smt. Patil Sae Ajay
Alias Patil Ssairandri Laximan
Age-53 years,
Working as Assistant teacher. At
K.A. Bhantia High School, at New Panvel,
Taluka: Panvel, District-Raigad.
4. Shree Patil Jayendra Bama
Age-49 years,
Working as Assistant teacher at
Adya Karantiveer Vasudeo Balavant
Phadake Madhyamik Vidyalaya,
Shiradhane, Tal: panvel, Dist; Raigad.
5. Shree Amarnath Mahadev patil
Age-50 years,
Working as Assistant teacher. At
Working as Assistant teacher at
Madhyamik School at Poyanje,
Post: Poyanje, Taluka:Panvel,
District: Raigad.
6. Shree Gunjal Sunil Ramant
Age-45 years,
Working as Assistant teacher. At
Working as Assistant teacher at
Adya Karantiveer Vasudeo Balvant

Phadake Madhyamik Vidyalaya,
Shiradhane, Tal: Panvel, Dist; Raigad.

7. Smt. Patil Kalpana Raghunath
Alias Kalpana Shivaji Durge
Age-46 years,
Working as Assistant teacher at
Adya Karantiveer Vasudeo Balvant
Phadake madhyamik Vidyalaya,
Shiradhane, Tal: Panvel, Dist; Raigad.
 8. Shree Kanvade Savelram Gangadhar
Age-50 years,
Working as Assistant teacher. At
Madhyamik School at Poyanje,
Post: Poyanje, Taluka: Panvel,
District-Raigad
- ... Petitioners

Versus

1. Chief Secretary,
General Administration Department,
The State of Maharashtra,
Mantralay, Mumbai-400032.
2. The Secretary,
Ministry of Finance,
The State of Maharashtra,
Mantralay, Mumbai-400032.
3. The Secretary,
Government of Maharashtra,
Department of School Education,
And Sports, Mantralay,
Mumbai-400032.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,

Mantralay, Mumbai-400032.

5. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
6. The Deputy Director of Education,
(Secondary and Higher Secondary),
Charni Road, Mumbai.
7. The Education Officer, (Secondary),
Raigad Zilla Parishad, Alibag.
8. The Superintendent (Secondary),
Pay & Provident Funds Unit,
Raigad Zilla Parishad, Alibag. ...Respondents

**WITH
WRIT PETITION NO.8357 OF 2024**

Mrs. Alka Kishor Argade
Age-58, Occu-working as Assistant
Teacher, Sidheshwar High School
Solapur, District-Solapur ...Petitioner

Versus

1. The State of Maharashtra
Through its Chief Secretary
Ministry of Finance Department,
State of Maharashtra, Mantralaya,
Mumbai-400032
2. The State of Maharashtra

Through Secretary of School Education
Department, State of Maharashtra
Mantralaya, Mumbai-400032

3. Director of Education, Directorate of Education, Maharashtra State, Pune having Office at Central Building, Pune
4. Deputy Director of Education, Pune Region, having address at 17, Dr. Ambedkar Marg, Pune-01
5. The Superintendent, Pay & Provident Fund Unit (Secondary), Pune Region.
6. Education Officer, (Secondary) Zilla Parishad, Solapur
7. Head Master/Principle Sidheshwar Girls High School Solapur, District-Solapur.
8. Head Master/Principle Sidheshwar High School Solapur, District-Solapur
9. Sidheshwar Doesthan Shaikshanik Samiti, through its Secretary Solapur, District-Solapur ...Respondents

**WITH
WRIT PETITION NO.3484 OF 2016**

Mrs. Meenakshi Dinesh Medpalli,
age about 38 years, Occu. Service,
residing at Chanakyanagar, Plot
No. 108B, Vijapur Road, Jule

Solapur-2.

...Petitioner

Versus

1. The State of Maharashtra
through its Secretary,
Finance Department,
Mantralaya, Mumbai-400032;
2. The Deputy Director of
Education, Pune Division,
Pune.
3. The Principal, Swami
Vivekanand Prashala and
Junior college, Madha
Society, Jule Solapur

...Respondents

**WITH
WRIT PETITION NO.19453 OF 2024**

Tukaram Dattu Waingade,
Aged 59 Years, Occ. Retired Teacher,
R/o. Sambare, Tal. Gadhinglaj,
Dist. Kolhapur-416504.

Versus

1. The State of Maharashtra,
Through the Secretary,
School Education Department,
Mantralaya, Mumbai-400032.
2. The Accountant General,

Maharashtra State, Mumbai,
Having Office at Pratisthan Bhavan,
101, Maharshi Karve Marg,
2nd Floor, Mumbai-400020.

3. The Education Officer
[Secondary], Zilla Parishad,
Kolhapur.
4. Janata Shikshan Sanstha,
Ajara, Tal. Ajara, Dist. Kolhapur,
through its Chairman/ Secretary.
5. Ajara High School,
Ajara, Tal. Ajara, Dist. Kolhapur,
through its Head Master.

**WITH
WRIT PETITION NO.3375 OF 2014**

1. Kusumade Uttam Murlidhar
Age: 47 years, Occ: Teacher,
R/o. A-37, Bhagya Laxmi Park,
Near Indian Model School,
Jule, Solapur, Dist: Solapur
2. Jadhav Chandrakant Jyotiba
Age: 40 years, Occ: Teacher,
R/o. A-15, Bhagya Laxmi Park,
Near Indian Model School,
Jule, Solapur, Dist: Solapur
3. Kate Jyotiba Vithal
Age: 41 years, Occ: Teacher,
R/o. 157, Raghvendra Nagar,

Near Saiful, Vijapur Road,
Solapur – 4.

4. Mrs. Adsul Archana Vijay)
Age: Adult, Occ: Teacher,)
R/o. 5, Purnima Housing Society,
Behind Mahila Hospital,
Near BSNL Office, Hotgi Road,
Solapur-3

... Petitioners

Versus

1. The State of Maharashtra
Through its Chief Secretary
General Administration Department
Mantralaya, Mumbai- 400 032
2. The State of Maharashtra
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai - 400 032
3. The Secretary
Government of Maharashtra
Department of School Education,
And Sports, Mantralaya, Mumbai
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai - 400 032
5. The Director of Education
(Secondary and Higher Secondary)
State of Maharashtra, Pune

6. The Deputy Director, Education,
(Secondary and Higher Secondary
Solapur Division, Solapur
7. The Education Officer (Secondary)
Zilla Parishad, Solapur
8. The Superintendent, (Secondary
Pay and Provident Fund Unit,
Zilla Parishad, Solapur
9. Chandrabhagabai Yalgulwar Prashala
And Higher Secondary School,
Vikas Nagar, Hotgi Road, Solapur ...Respondents

**WITH
WRIT PETITION NO.9241 OF 2024**

Smt. Snehlata Rajendra Gad
Age: 60 Years, Occ. Retired,
At Post- Phonda Ghat (Haveli Nagar)
Taluka- Kankavali,
District- Sindhudurg Pin-416812 ...Petitioner

Versus

1. State of Maharashtra
2. The Education Officer
(Secondary) Zilla Parishad,
Sindhudurg - 416812
3. The Deputy Director of Education
Kolhapur region, Kolhapur

4. The Accountant General,
State of Maharashtra.
Address-2nd Floor, Pratishtha Bhavan,
101 Maharshi Karve Road,
New Marine Lines,
Mumbai-400020
5. The Phondaghat Education
Society, Pondaghat.
6. New English School, Pondaghat,
5 & 6- Pondaghat, Tal- Kankawali,
District Sindhudurg. ...Respondents

**WITH
WRIT PETITION NO.283 OF 2024**

Leena Dipak Patil
@ Leena Vijay Chaudhari
Age:40, Occu: Assistant Teacher,
R/O. New Mumbai Municipal
School No.55, Ambedkarnagar,
New Mumbai. ...Petitioner

Versus

1. The State of Maharashtra
Through Secretary, Finance Department,
Mantralaya, Mumbai-32.
2. The Secretary,
Urban Development Department,
Mantralaya, Mumbai-32.

3. The Commissioner,
New Mumbai Municipal
Corporation, Plot no. 1,
Sector 15, CBD, Navi Mumbai.

4. The Dy. Commissioner (Edu),
New Mumbai Municipal
Corporation, Plot no.1, Sector 15,
CBD, Navi Mumbai

...Respondents

**WITH
WRIT PETITION NO.9445 OF 2024**

Pawan Badri Singh,
Aged about 59 years,
Occupation: Retired (Assistant Teacher)
R/o. Vinayak Residency, A/303,
Savarkar Nagar, Titwala (East),
Tal. Kalyan, District: Thane.

...Petitioner

Versus

1. The State of Maharashtra,
School Education Department,
Mantralaya, Mumbai - 400 032.
Through the Principal Secretary,

2. Deputy Director of Education,
Mumbai Division, Mumbai,
Office: Javahar Bal Bhavan,
Charni Road, Mumbai - 400 004.

3. Education Officer (Secondary)
Zilla Parishad, Thane,
District: Thane

4. Hindi Prachar Mandal,
Office: Chittaranjan Das Road,
Opposite Ram Nagar Police Station,
Dombivali (East), District: Thane.
Through its President/ Secretary
5. The Headmaster,
Hindi Prachar Mandal, Hindi High
School, Office: Chittaranjan Das Road
Opposite Ram Nagar Police Station,
Dombivali (East), District: Thane.
6. Bharatiya Education Society,
Ulhasnagar, Through its
President/Secretary,
Office: 17 Section, Near Sapna Garden
Ulhasnagar-3, District: Thane.
7. Bharatiya Hindi High School and
Junior College, Ulhasnagar, 17,
Section, Near Sapna Garden,
Ulhasnagar-3, District: Thane.
Through its Headmaster. ...Respondents

**WITH
CONTEMPT PETITION NO.4 OF 2024
IN
WRIT PETITION NO.10385 OF 2022**

1. Mrs. Dr. Manisha Bharat Salunkhe
Age: 49 years, Occu: Junior College Lecturer
R/O: 50/5-6, 'Shanti' Near Ambai Tank,
Rankala Park,
Tal Karveer District Kolhapur ...Petitioner

Versus

1. Shri Mahesh J Chothe
The Deputy Director of Education
Kolhapur Region, Kolhapur.
2. The Secretary
Sports and Education Department ...Respondents

**WITH
WRIT PETITION NO.8853 OF 2024**

1. Popat Shivaji Nikam, Age-48
Presently residing at post-Arag,
Tal-Miraj Dist -Sangli
2. Krishnaji Pandurang Gavade, Age-49
Presently residing at post - Mangale
Tal - Shirala, Dist - Sangli
3. Sau. Chhaya Bhimrao Salunkhe, Age-59
(Chhaya Atmaram Chavan)
Presently residing at post - Mangale
Tal- Shirala, Dist – Sangli.
4. Suhas Narayan Balekar, Age-44
Presently residing at post -
Kambale Lavagan (Saitavade)
Tal/Dist-Ratnagiri
5. Sunita Dhondu Tamhankar, Age-48
(Manali Milind Mestri)
Presently residing at post-Magtamhane
Tal- Chiplun, Dist - Ratnagiri
- 6 Shilpa Krishna Kamble, Age- 43

Presently residing at post -
Hatkhamba Dangewadi Dist - Ratnagiri.

7. Kishor Bala Kanekar, Age-45
Presently residing at post -
Moravande (Sutarwadi)
Tal-Khed, Dist - Ratnagiri.
8. Suhasini Suhas Ayare, Age-50
Presently residing at post-Neware
Tal/Dist- Ratnagiri
9. Sandeep Vishwanath Mulye, Age-43
Presently residing at post - Kalzondi
Tal/Dist- Ratnagiri
10. Anita Dattaram Shinde, Age-48
(Sneha Santosh Chavan)
Presently residing at post-Kelavali
Tal-Rajapur, Dist - Ratnagiri
11. Pramod Sakharam Tervankar, Age-48
Presently residing at post-Talgaon
Tal- Rajapur Dist - Ratnagiri.
12. Dnyaneshwari Haribhau Badwar, Age-48
(Dnyaneshwai Ravindra Chavanke)
Presently residing at post -
Nandur Madyameshwar
Tal- Niphad Dist - Nashik.
13. Babitai Chandrasen Patil, Age-57
Presently residing at post
Arag Tal-Miraj Dist-Sangli.
14. Mrudula Madhukar Chougule, Age-52

Presently residing at post - Lanja
Tal-Lanja, Dist-Ratnagiri

15. Maheshkumar Vasant Lawand, Age-47
Presently residing at post - Khatgun
Tal-Khatav Dist - Satara.
16. Sangita Vitthal Pisal, Age-48
Presently residing at post -
Chorade Bhandmala Tal-Khatav
Dist - Satara.
17. Mangal Sudam Chitalikar, Age-43
Presently residing at post -
Chitali Tal-Khatav Dist - Satara.
18. Nutan Prakash Deshmukh, Age-48
Presently residing at post - Jalgaon,
Tal-Khatav Dist - Satara.
19. Yuvraj Bhujang Godase, Age-45
Presently residing at post - Tardaf
Tal- Phaltan Dist – Satara.
20. Santosh Vinayak Khandagale, Age-45
Presently residing at post - Khandala
Tal-Khandala Dist - Satara.
21. Anita Subhash Jadhav, Age-48
Presently residing at post -
Vidani Tal-Phaltan Dist- Satara.
22. Yamini Pandharinath Katke, Age-43
Presently residing at post -
Wagholi Tal-Haveli Dist - Pune.

23. Surekha Vasantryao Khairnar, Age-43
Presently residing at post-
Soygao Tal- Malegao Dist - Nashik.
24. Santosh Rama Kamble, Age-45
Presently residing at post -
Bamnoli Tal- Sangmeshwar,
Dist - Ratnagiri.
25. Sangita Popatrao Ghorpade, Age-46
Presently residing at post- Satana
Tal-Baglan Dist - Nashik.
26. Sushila Baraku Pawar, Age-47
Presently residing at post - Pimpalgaon
Tal- Malegaon Dist - Nashik.
27. Niraj Prabhudas Vaidya, Age-50
Presently residing at post-
Kawalewada Tal-Tirora Dist - Gondia.
28. Archana Keshav Thakre, Age-53
Presently residing at post -
Zalutola (Dawaniwada) Tal/Dist-Gondia.
29. Jayashri Prakash Ubale, Age-43
Presently residing at post-
Wagholi (Ubalenagar) Tal-Haveli,
Dist-Pune.
30. Sanjay Maruti Rokade, Age-44
Presently residing at post-Bilashi
Tal- Shirala Dist - Sangli.
31. Sunita Appasaheb Jadhav, Age-53
Presently residing at post-Halkarni

Tal-Gadhinglaj, Dist - Kolhapur

32. Anjana Ganpati Jadhav, Age-53
Presently residing at post-Honyali
Tal- Ajara, Dist- Kolhapur.
33. Suresh Tukaram Mahindkar, Age-46
Presently residing at post – Shittur
(warun) Tal- Shahuwadi Dist- Kolhapur.
34. Rupali Ashok Patil, Age-44
Presently residing at post - Devghat
Tal- Malegaon Dist - Nashik.
35. Vaishali Madhavrav Pawar, Age-48
Presently residing at post - Talwade
Tal-Malegaon Dist - Nashik.
36. Archana Khanderao Kharade, Age-48
Presently residing at post -
Angar Tal-Mohal Dist - Solapur.
37. Ghanshyam Sewakram Rahangdale, Ag
Presently residing at post - Temni
Tal/Dist- Gondia.
38. Jaysing Mansing Pawar, Age-49
Presently residing at post -
Waghjaiwadi Tal-Patan Dist-Satara.
39. Dadasaheb Nivrutti Jagtap, Age-49
Presently residing at post -
Sarkoli Tal-Pandharpur Dist - Solapur.
40. Shobha Prakash Patil, Age-53
Presently residing at post - Kadgaon

Tal-Gadhinglaj Dist - Kolhapur.

41. Gunshila Shrinivas Rajole, Age-48
Presently residing at post -
Ghoti Tal-Madha Dist - Solapur.
42. Hanmant Dagadu Subhedar, Age-52
Presently residing at post Wadala
Tal-North Solapur, Dist - Solapur.
43. Pandit Gopal Pawar, Age-46
Presently residing at post -
Pawar Vasti Vad Degaon
Tal-Mohal Dist - Solapur.
44. Sharad Shankar Chavan, Age-43
Presently residing at- Biragwadi,
Post-Ashti Tal-Mohal Dist-Solapur.
45. Anil Subhash Rayakar, Age-42
Presently residing at post -
Pimpalwadi Tal-Junnar Dist - Pune.
46. Sushama Baburao Saste, Age-43
Presently residing at post -
Shriram Society, Chandangar
Nagar Road Pune, Dist – Pune.
47. Ashalata Dipak Mahind, Age-49
Presently residing at post - Deverashtre
Tal-Kadegav Dist - Sangli.
48. Indubai Khandu Pawar, Age-55
Presently residing at post-Utarane
Tal-Satana Dist - Nashik.
49. Ravindra Shankar Damude, Age-52

Presently residing at post-Mahude
B.K Tal. Bhore, Dist - Pune

50. Jaydevi Achyutrao Mulik, Age-45
Presently residing at post -
Walti Shindawane Tal-Haveli
Dist - Pune
51. Pushpkala Tekeshwar Yele, Age-58
Presently residing at post -
Buchatola Sukadi/dak
Tal-Tiroda Dist - Gondiya.
52. Sangita Dinkar Kulkarni, Age-48
Presently residing at post - Nimboni
Tal- Mangalwedha Dist - Solapur.
53. Mrs. Savita Madhavrao Kapdnis, Age-43
Presently residing at post -
Damodhar Nivas, Malegaon
Satana Tal- Beglan Dist - Nashik.
54. Swati Dinkar Hande, Age-42
(Swati Balasaheb Dhomase)
Presently residing at post -
Warulwadi, Tal- Junnar Dist- Pune.
55. Manikrao Balaram Kamble, Age-59
Presently residing at post Dawanjwada
Tal/Dist-Satara.
56. Ashalata Nandkishor Jadhav, Age-47
Presently residing at post - Bamvade
Tal-Patan Dist-Satara.
57. Nagesh Narayan Khandekar, Age-42

Presently residing at post
Shivatola, post-Tanda
Tal/Dist-Gondia.

58. Surekha Motiram Shewale, Age-49
Presently residing at post - Nandra
Tal/Dist - Dhule.
59. Poonam Sachin Nanaware, Age-43 59
Presently residing at post - Modhave Murti
Tal-Baramati Dist - Pune.
60. Alka Dilip Wagh, Age-55
Presently residing at post - Takali
Tal-Malegain Dist - Nashik.
61. Meena Shankar Jagtap, Age-44
Presently residing at post - Shirgaon
Tal-Shahuwadi Dist - Kolhapur.
62. Suvarna Tukaram Patil, Age-45
Suvarna Mahadev Patil
Presently residing at post - Save
Tal-Shahuwadi Dist - Kolhapur.
63. Kiranbai Kashinath Deore, Age-48
Presently residing at post -
ManchandepadaTal-Sakri Dist - Dhule.
64. Kalpana Kashinath Ingale, Age-53
Presently residing at post-Nitane
Tal. Baglaon Dist- Nashik
65. Anita Dashrath Gaikwad, Age-50
Presently residing at post Magarwadi
Karanje Tal. Baramati, Dist Pune.

66. Sunita Raghunath Jagtap, Age-55
Presently residing at post-5 Matoshree
Row, Gangasagar row House 5,
Swati Samarth Nagar, Bhadrapad,
Dist- Nashik.
67. Sanjay Atmaram Patil, Age-46
Presently residing at post – Anuskura
Tal- Shahuwadi Dist - Kolhapur.
68. Mahandule Vishwanath Dagadu, Age-44
At-Ruikhel, Post-Mandavgan Tal.
Shrigonda, Dist- Ahamadnagar
69. Molak Ratnabai Namdev, Age-47
Presently residing at post Pantnagar Tal-
Shrigonda Dist- Ahamadnagar.
70. Bhimashankar Tabaji Hande, Age-48
Presently residing at post -
Lingdv Tal-Akole Dist- Ahamadnagar.
71. Asha Gangdhar Paymode, Age-50
Presently residing at post-Kotul
Tal- Akole Dist- Ahamadnagar.
72. Chhaya Madhav Tormal, Age-48
Presently residing at post -
Kotul Tal-Akole Dist- Ahamadnagar.
73. Mangal Laxman Panpatil, Age-53
Presently residing at post-
Rajgruh Samtanagar Tambhol
Tal-Akole, Dist- Ahamadnagar.

74. Ravsaheb Devrao Thakare, Age-54
Presently residing at post-Talwade
Digar Tal- Baglan Satana Dist- Nashik.
 75. Dattatray Vasant Falake, Age-48
Presently residing at post
Pandharewadi Tal-Pandharpur
Dist - Solapur.
 76. Manisha Prakash Patil, Age-47
Presently residing at post - Shere
Tal-Karad Dist-Satara.
 77. Maya Kisans Suryavanshi, Age-47-
Presently residing at post-Mungshe,
Tal-Malegaon, Dist-Nashik.
 78. Chandrakant Jagnnath Warule, Age-45
Presently residing at post-Gopalvasti
Tal-Yevala, Dist-Nashik.
 79. Sadhana Shamrao Patil, Age-53
Presently residing at post-Shirpur,
Dist-Dhule.
 80. Pratibha Vishwas Devare, Age-53
Presently residing at post-Deur
Tal/Dist-Dhule.
 81. Devendra Lakharam Choudhari, Age-57
Tal/Dist-Gondia.
- ...Petitioners

Versus

1. The State of Maharashtra,
Through its Secretary.

School, Education and
Sports Department,
Mantralaya, Mumbai-32

2. The State of Maharashtra,
Ministry of Finance,
Mantralaya, Mumbai-32.
3. The State of Maharashtra,
Rural Development Department
Through the Secretary,
Mantralaya, Mumbai-32.
4. Govt. of India,
Ministry of Finance,
(Department of Economic Affairs)
ECB & PR Division, New Delhi,
Through the Central Govt. Advocate
Ministry of Law & Affairs,
Aykar Bhavan, Mumbai-22.
5. The Director of Education
(Primary) Maharashtra State, Pune-01.
6. Sangli Zilla Parishad,
Through the Chief Executive
Officer Sangli.
7. The Education Officer (Primary)
Zilla Parishad Sangli, Sangli.
8. Ratnagiri Zilla Parishad,
Through the Chief Executive
Officer Ratnagiri.
9. Education Officer (Primary)
Zilla Parishad Ratnagiri,

Dist-Ratnagiri.

10. Pune Zilla Parishad,
Through the Chief Executive
Officer Pune.
11. Education Officer (Primary)
Zilla Parishad Pune, Dist- Pune.
12. Ahmednagar Zilla Parishad,
Through the Chief Executive
Officer Ahmednagar.
13. Education Officer (Primary)
Zilla Parishad Ahmednagar
Dist- Ahemadnagar.
14. Kolhapur Zilla Parishad,
Through the Chief Executive
Officer Kolhapur.
15. Education Officer (Primary)
Zilla Parishad Kolhapur,
Dist- Kolhapur.
16. Dhule Zilla Parishad,
Through the Chief Executive
Officer Dhule.
17. Education Officer (Primary)
Zilla Parishad Dhule,
Dist-Dhule.
18. Nashik Zilla Parishad,
Through the Chief Executive
Officer Nashik

19. Education Officer (Primary)
Zilla Parishad Nashik,
Dist-Nashik.
20. Satara Zilla Parishad,
Through the Chief Executive
Officer Satara
21. Education Officer (Primary)
Zilla Parishad Satara
Dist- Satara
22. Gondia Zilla Parishad,
Through the Chief Executive
Officer Gondia.
23. Education Officer (Primary)
Zilla Parishad Gondia
Dist- Gondia
24. Solapur Zilla Parishad,
Through the Chief Executive
Officer, Solapur.
25. Education Officer (Primary)
Zilla Parishad Solapur,
Dist- Solapur ... Respondents

**WITH
WRIT PETITION NO.25 OF 2024**

Mrs. Dr Manisha Bharat Salunkhe
Age: 49 Y, Occu: Assistant Teacher
R/O: 50/5-6, Shanti' Near Ambai Tank,
Rankala Park, Tal. Karveer

District Kolhapur

...Petitioner

Versus

1. The State of Maharashtra
 2. The Accountant General,
State of Maharashtra,
Maharshi Karve Road, Mumbai-1
 3. The Deputy Director of Education
(Secondary & Higher Secondary), Kolhapur
 4. Educational officer (Secondary)
Zilla Parishad Kolhapur
 5. The Chairman/Secretary
Shri Sami Vivekanand Shikshan Sanstha,
Kolhapur, Tal: Karveer, Dist: Kolhapur
 6. The Principal, Vivekanand Junior
College, Kolhapur, Dist: Kolhapur
- ...Respondents

WITH

WRIT PETITION NO.8502 OF 2022

Babasaheb Balbhim Fopale
Age 55 yrs., Occ: Service,
R/at. At post Bavi (A), Tal. Barshi,
District Solapur

...Petitioner

Versus

1. State of Maharashtra
Through Principal Secretary,

School Education and Sports
Department, Mantralaya, Mumbai.

2. Deputy Director of Education (Secondary)
Mumbai Division, Mumbai
3. Education Officer (Secondary),
Zilla Parishad, Raigad.
4. The Superintendent (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Raigad
5. Chairman/Secretary,
Narmadeshwar Shikshan Prasarak
Mandal Malegaon, Taluka Barshi,
District Solapur.
6. The Headmaster,
Madhyamik Vidyalaya, Sakhar
Taluka Poladpur, District Raigad. ...Respondents

AND
(SR NO.204)INTERIM APPLICATION NO.15089 OF 2023
IN
WRIT PETITION NO.3026 OF 2014

1. Kamalankar Laxman Pawar

Shbham Arcade, Sector 22,

Plot No 17, Kamothe, Room No 304,

New Mumbai Pin 410209

2. Nanda Maruti Adkar

Since deceased through legal heirs

2a. Maruti B. Adkar

Age about 70 years, Occ. Retired.

2b. Umesh Maruti Adkar

Age 35 Years, Occ. Nil

2c. Akshay Maruti Adkar

Age 32 years Occ. Nil

Applicant Nos. 2 a to 2 c Residing at

502 B, Kamala Residency, Sahakar Nagar,

Khopoli, Khalapur.

... Applicants

In the matter between

1. Dhananjay Jotiram Das

Block No.2, Trimurti Niwas

Veena Nagar Khopoli.

2. Siddharth Devrao Shinde

Shivang apt Block NO.06

Indira Nagar, Lower Khopoli.

3. Kamalankar Laxman Pawar

Shbham Arcade, Sector 22,

Plot No 17, Kamothe, Room No 304,

New Mumbai Pin 410209

4. Vaishali Ambadas Pathak

Kalpataru Hsg Soc; Room NO 2D

Near Post Office, Upper Khopoli

5. Nanda Maruti Adkar

Since deceased through legal heirs

- 5a. Maruti B. Adkar

Age about 70 years, Occ. Retired.

- 5b. Umesh Maruti Adkar

Age 35 Years, Occ. Nil

- 5c. Akshay Maruti Adkar

Age 32 years Occ. Nil

Petitioner Nos. 5 a to 5 c Residing at

502 B, Kamala Residency, Sahakar Nagar,

Khopoli, Khalapur.

6. Ujwala Balkrishna Yadav.

Madhav Residing, B-Wing,

Block No.37, Gagangiri Nagar.

Khopoli.

7. Sanjeevani Sanjay Badekar

Nilesh Apt, Vitthal Nagar, Room No. 105

B Wing, Near Govt Hospital,
Vitthal Nagar, Tal Karjat.

8. Sayali Santosh Pandere
201, Arham Co-op Hsg Soc;
Behind Ruchitra Hotel, Katrap,
Badlapur (East), Tal Ambernath,
Dist Thane.
9. Ashok Dashrath Tupe.
Green Lawns D-Wing 202
Near Talathi office, Belawali
Badlapur (West),
Tal Ambarnath, Thane 421503.
10. Vaishali Vinod Pawar
Chandan Garden, Block No 205
2nd Flr, Mogalwadi Katrang Road
Khopoli.
11. Sushma Kamalakar Polekar
F-31/4, Musco Colony, Jagdish Nagar
Behind Raigad Bazar Khopli.
12. Sunita Sakharam Pandit
205 B-8 B wing, Arihant Garden,

Laxmi Nagar, Khopoli.

13. Kiran Mahendra Bhandare.

B-10 Block No 11,

Gangangiri Nagar, Khopoli.

14. Savita Sadashiva Patil

C/O Shelawale Madhukar Gajanan

Yuraj Apt; Room No 2, 1st Floor,

Vitthal Nagar, Karjat.

.. Petitioners

Versus

1. The State of Maharashtra

Through the Department of School

Education and Sports,

Mantralaya, Mumbai.

2. The Director of Education,

Secondary and Higher Secondary,

State of Maharashtra.

3. The Dy. Director of Secondary Education

Having its office at Balbhavan, Charni Road

4. The Education Officer,

Zilla Parishad, Raigad.

(Respondents 1 to 3 are to serve through

the office of the Government Pleader,

Appellate

Side, High Court, Mumbai.

5. The Chief officer,

Khopoli Municipal Council,

Khopoli, Dist. Raigad

.. Respondents

AND

(SR. NO.167)WRIT PETITION NO.1714 OF 2025

1. Smt. Bharati Rajiv Kale

Age: 58 years, Occu: Retired,

R/o. Toddywala Building,

Suparibaug Road, Parel,

Mumbai-12

...Petitioner

Versus

1. The State of Maharashtra

Through its Secretary,

Finance Department,

State of Maharashtra,

Mantralaya, Mumbai-32.

2. The Secretary,

School Education and

Sports Department,

Mantralaya Mumbai-32

3. The Deputy Director of Education,

Mumbai Region, Mumbai,

Jawahar Balbhavan, Netaji

Subhash Marg, Charni Road (W.)

Mumbai-400004.

4. The Education Inspector,
West Zone, Mumbai.
 5. The Superintendent,
Pay and Provident Fund Unit
Education Department,
West Zone, Mumbai
 6. Patuck Polytechnic Trust,
Vakola Bridge, Santacruz (East),
Mumbai-400055
Through its President/ Secretary
 7. Patuck Technical School &
Jr. College (Science & Commerce),
Vakola Bridge, Santacruz (East),
Mumbai-400055
Through its Principal
- ...Respondents

**WITH
WRIT PETITION (ST) NO.33899 OF 2018**

Maharashtra RajyaMadhyamik
VaUcchaMadhyamikShalaKruti
Samittee,Through its District Executive
President, Shri.Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur.

...Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032

2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantrayala, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,
Aaykar Bhawan,
Mumbai-22.
6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Pune Division, Pune.
8. The Deputy Director of Education,
Nashik Division, Nashik.
9. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
10. The Deputy Director of Education,

Nagpur Division, Nagpur.

11. Education Officer,(Primary),
Zilla Parishad, Nashik.
12. Education Officer,(Secondary),
Zilla Parishad, Nashik.
13. Education Officer (Primary),
Zilla Parishad, Ahmednagar.
14. Education Officer (Secondary),
Zilla Parishad, Ahmednagar.
15. Education Officer (Primary),
16. Education Officer (Secondary),
Zilla Parishad, Osmanabad.
17. Education Officer (Primary),
Zilla Parishad, Beed.
18. Education Officer (Primary),
Zilla Parishad, Akola.
19. Education Officer (Secondary),
Zilla Parishad, Akola.
20. Education Officer (Secondary),
Zilla Parishad, Yavatmal.
21. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
22. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
23. The Superintendent, (Primary),
Pay and Provident Fund Unit,

Zilla Parishad, Ahmednagar.

24. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ahmednagar.
25. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
26. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Osmanabad.
27. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Akola.
28. The Superintendent,
(Secondary & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Akola.
29. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Yavatmal.

...Respondents

**WITH
WRIT PETITION NO.89 OF 2020**

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its District Executive
President, Shri. Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur.

...Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032

2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032

3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.

4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.

5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,

Aaykar Bhawan,
Mumbai-22.

6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Mumbai Division, Mumbai.
8. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
9. The Deputy Director of Education,
Pune Division, Pune.
10. The Deputy Director of Education,
Nashik Division, Nashik.
11. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
12. The Deputy Director of Education,
Latur Division, Latur.
13. The Deputy Director of Education,
Amravati Division, Amravati.
14. Administrative Officer (Primary),
Kalyan Dombivali Municipal Corporation)
Education Board, Kalyan.

15. Administrative Officer (Primary),
Nashik Municipal Corporation,
Education Board, Nashik.
16. Administrative Officer (Primary),
Zilla Parishad, Solapur.
17. Education Officer,
(Secondary & Higher Secondary),
Zilla Parishad, Pune.
18. Education Officer (Secondary),
Zilla Parishad, Thane.
19. Education Officer (Primary),
Zilla Parishad, Kolhapur.
20. Education Officer (Secondary),
Zilla Parishad, Kolhapur.
21. Education Officer (Primary),
Zilla Parishad, Solapur.
22. Education Officer (Secondary),
Zilla Parishad, Solapur.
23. Education Officer (Primary),
Zilla Parishad, Osmanabad.
24. Education Officer (Secondary),
Zilla Parishad, Osmanabad.
25. Education Officer (Primary),
Zilla Parishad, Dhule.
26. Education Officer (Secondary),
Zilla Parishad, Nandurbar.
27. Education Officer (Primary),
Zilla Parishad, Jalgaon.

28. Education Officer (Primary),
Zilla Parishad, Beed.
29. Education Officer (Secondary),
Zilla Parishad, Beed.
30. Education Officer (Secondary),
Zilla Parishad, Washim.
31. Education Officer (Higher Primary),
Zilla Parishad, Buldhana.
32. Education Officer (Secondary),
Zilla Parishad, Buldhana.
33. Education Officer (Secondary),
Zilla Parishad, Amravati.
34. Education Officer (Secondary),
Zilla Parishad, Akola.
35. The Chief Executive Officer,
Zilla Parishad, Solapur,
Maharashtra.
36. The Chief Executive Officer,
Zilla Parishad, Kolhapur,
Maharashtra.
37. The Chief Executive Officer,
Zilla Parishad, Sangli,
Maharashtra.
38. The Chief Executive Officer,
Zilla Parishad, Satara,
Maharashtra.
39. The Chief Executive Officer,
Zilla Parishad, Ratnagiri,
Maharashtra.

40. The Chief Executive Officer,
Zilla Parishad, Latur,
Maharashtra.
41. The Superintendent,
(Sec. & Higher Sec.),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
42. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
43. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
44. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
45. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
46. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
47. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
48. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
49. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.

50. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Dhule.
51. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Osamnabad.
52. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Osamanabad.
53. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
54. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
55. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nandurbar.
56. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
57. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Washim.
58. The Superintendent, (Hgh. Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Buldhana.
59. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Buldhana.

60. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Amravati.
61. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Akola. ...Respondents

**WITH
WRIT PETITION NO.2095 OF 2018**

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its District Executive
President, Shri. Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur. ...Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,

Department of School Education
and Sports, Mantralaya,
Mumbai – 32.

4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,
Aaykar Bhawan,
Mumbai-22.
6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Mumbai Division, Mumbai.
8. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
9. The Deputy Director of Education,
Pune Division, Pune.

10. The Deputy Director of Education,
Nashik Division, Nashik.
11. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
12. The Deputy Director of Education,
Latur Division, Latur.
13. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
Western Zone, Mumbai (W).
14. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
North Zone, Mumbai.
15. Education Officer (Primary),
Zilla Parishad, Pune.
16. Education Officer (Secondary),
Zilla Parishad, Pune.
17. Administrative Officer, Education Board,
Pimpri Chinchwad Municipal Corporation,
Pimpri-18.
18. Education Officer (Primary),
Zilla Parishad, Thane.
19. Education Officer (Secondary),
Zilla Parishad, Thane.
20. Education Officer (Secondary),
Zilla Parishad, Palghar.

21. Education Officer (Primary),
Zilla Parishad, Sangli.
22. Education Officer (Secondary),
Zilla Parishad, Sangli.
23. Education Officer (Primary),
Zilla Parishad, Solapur.
24. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
25. Education Officer (Secondary),
Zilla Parishad, Sindhudurg.
26. Education Officer (Secondary),
Zilla Parishad, Kolhapur.
27. Education Officer (Secondary),
Zilla Parishad, Nashik.
28. Education Officer (Secondary),
Zilla Parishad, Osmanabad.
29. Education Officer (Secondary),
Zilla Parishad, Nanded.
30. Education Officer (Secondary),
Zilla Parishad, Nandurbar.
31. The Chief Executive Officer,
Zilla Parishad, Ahmednagar.
Maharashtra.
32. The Block Development Officer,
Panchayat Samiti, Sangamner,
Zilla Parishad, Ahmednagar.
33. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Municipal Corporation of Greater Mumbai,

Western Zone, Mumbai.

34. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Municipal Corporation of Greater Mumbai,
North Zone, Mumbai.
35. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
36. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
37. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
38. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
39. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
40. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
41. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Sangli.
42. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Sangli.
43. The Superintendent, (Secondary),
Pay and Provident Fund Unit,

Zilla Parishad, Ratnagiri.

44. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Sindhudurg.
45. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
46. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
47. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Osmanabad.
48. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nandurbar.
49. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nanded. ...Respondents

**WITH
WRIT PETITION NO.9001 OF 2018**

1. Rangrao Nimba Pawar,
Age: 43 years, Occ.: Teacher,
R/at: Room No.4, Manasi Park,
Near Maroti Mandir, Kopargaon,
Dombivali (W), Kalyan,
Dist.: Thane 421202.
2. Varsha Anil Amrutkar,
Age: 35 years, Occ.: Teacher,
R/at: Flat No. B 1103, Mangalmurti

Complex, 90 ft. Road, Balaji
Nagar, Thakurli (E), Tal.: Kalyan,
Dist.: Thane 421201.

3. Maya Ananda Choudhari,
Age: 40 years, Occ.: Teacher,
R/at: Flat No. E-604, Laxmi Park,
Kanchangaon, Thakurli (E),
Tal.: Kalyan, Dist.: Thane 421202.
4. Lokesh Narendra Patil,
Age: 31 years, Occ.: Teacher,
R/at: Flat No. B/504, Om Residency,
Near Manjunath College,
Khambalwada, Dombivali (E),
Dist.: Thane 421201.
5. Sheetal Pradip More,
Age: √ years, Occ.: Teacher,
R/at: B/17, Moti Mahal Society,
Ghanshyam Gupte Road,
Near Fish Market,
Vishnunagar, Dombivali (E),
Tal.: Kalyan, Dist.: Thane.
6. NIta Santosh Patil
Age: years, Occ.: Teacher,
R/at: 401, Om Shraid Society,
Kumbhar Ali, Near Sahkar
Bajar No. 1, Station Road,
Kalwa (W), Thane 400 605.
7. Dhananjay Waman Jadhav,
Age: years, Occ.: Teacher,
R/at: C/103, Shri Shankheshwar
Park, Near RBT School, Bhoikhadi,
Khambalpada, Dombivali (E),
Tal.: Kalyan, Dist.: Thane 421201.
8. Rakesh Balasaheb Patil,
Age: years, Occ.: Service,

R/at: Room No.10, Chawl No. 2,
Manisha Nagar, Betu Rakarpada,
Kalyan (W) 421301.

9. Pramodnath Tiwari,
Age: years, Occ.: Service,
R/at: Room No. 202, Build. No. 2
C' Wing, Adarsh Park, Kalyan Road,
Dombivali (E), Tal: Kalyan,
Dist: Thane 421201.
10. Arun Dhudku Patil,
Age: years, Occ.: Service,
R/at: Room No. 1. Gokul Varsha
Colony, Rambag 4, Kalyan (W),
Dist.: Thane 421306.
11. Tribhuvandas Tiwari,
R/at: 1B/102, Adarsh Park,
Kalyan Road, Khambalpada,
Dombivali (E), Tal: Kalyan,
Dist: Thane 421201.

...Petitioners

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.

4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
6. The Deputy Director of Education,
(Secondary and Higher Secondary),
Thane Division, Thane.
7. Education Officer,(Secondary),
Zilla Parishad, Thane.
8. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
9. The Administrative Officer,
Education Board,
Kalyan Dombiwali Municipal,
Corporation, Kalyan.
10. The Headmaster,
R.B.T. Vidyalaya (Marathi Medium),
Khandalpada, Dombiwali (E.)
Kalyan, Dist: Thane.
11. The Commissioner,
Kalyan Dombiwali Municipal,
Corporation, Kalyan. ...Respondents

WITH
WRIT PETITION NO.9560 OF 2021

1. Swati Satish More
Residing at: Near Indraprastha Garden,
Patil Nagar, Chikhali,
Pune-411 062.

2. Sunita Ganesh Kad
Residing at: Kadachi Wadi, Chakan,
Tal: Khed, Dist- Pune-410 501.
3. Rajesh Dhondibhau Auti
Residing at: Sarvey No. 81/1/1,
Near Asha Ampyar, Datt Nagar,
Dighi, Pune-411 015. ...Petitioners

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,
Aaykar Bhawan,
Mumbai-22.

6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Pune Division, Pune.
8. Education Officer, (Primary),
Zilla Parishad, Pune.
9. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune. ...Respondents

**WITH
WRIT PETITION NO.11097 OF 2018**

1. Shikshan Sangharsha Sanghatana
Through its President,
Smt. Madhuri Mengate
C/o- Smt. Sangita Sachindra Shinde
having its office at: Astavinayak Apartment,
Pach Pakhadi, Near 3- Petrol Pump,
Dist.- Thane
2. Khajgi Prathamik Shikshak Sevak
Samitee, Maharashtra Rajya,
Through its President,
Shri. Bharat B. Rasale,
having its office at: Plot No. 16,
Jamdar Colony,

Kadamwadi Road, Kolhapur.

...Petitioners

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032

2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032

3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.

4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.

5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,

Ministry of Law & Affairs,
Aaykar Bhawan,
Mumbai-22.

6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Mumbai Division, Mumbai.
8. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
9. The Deputy Director of Education,
Pune Division, Pune.
10. The Deputy Director of Education,
Nashik Division, Nashik.
11. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
12. The Deputy Director of Education,
Latur Division, Latur.
13. The Deputy Director of Education,
Amravati Division, Amravati.
14. The Deputy Director of Education,
Nagpur Division, Nagpur.

15. The Deputy Director,
Directorate Vocational Education
& Training, Nashik-02.
16. The Administrative Officer (Primary),
Thane Municipal Corporation,
Education Board, Thane.
17. The Administrative Officer (Primary),
Ulhasnagar Municipal Corporation,
Education Board, Thane.
18. The District Vocational Education
& Training Officer,
Nashik-2.
19. Education Officer, (Primary)
Zilla Parishad, Pune.
20. Education Officer (Primary),
Zilla Parishad, Thane.
21. Education Officer (Secondary),
Zilla Parishad, Thane.
22. Education Officer (Primary),
Zilla Parishad, Palghar.
23. Education Officer (Secondary),
Zilla Parishad, Palghar.
24. Education Officer (Secondary),
Zilla Parishad, Raigad.
25. Education Officer (Primary),
Zilla Parishad, Nashik
26. Education Officer (Secondary),
Zilla Parishad, Nashik.

27. Education Officer (Primary),
Zilla Parishad, Kolhapur.
28. Education Officer (Secondary),
Zilla Parishad, Kolhapur.
29. Education Officer (Secondary),
Zilla Parishad, Solapur.
30. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
31. Education Officer (Primary),
Zilla Parishad, Ahmednagar.
32. Education Officer (Primary),
Zilla Parishad, Osmanabad.
33. Education Officer (Secondary),
Zilla Parishad, Osmanabad.
34. Education Officer (Secondary),
Zilla Parishad, Dhule.
35. Education Officer (Primary),
Zilla Parishad, Jalgaon.
36. Education Officer (Secondary),
Zilla Parishad, Jalgaon.
37. Education Officer (Secondary),
Zilla Parishad, Nandurbar.
38. Education Officer (Secondary),
Zilla Parishad, Beed.
39. Education Officer (Primary),
Zilla Parishad, Aurangabad.
40. Education Officer (Primary),

Zilla Parishad, Jalna.

41. Education Officer (Secondary),
Zilla Parishad, Hingoli.
42. Education Officer (Secondary),
Zilla Parishad, Parbhani.
43. Education Officer (Secondary),
Zilla Parishad, Buldhana.
44. Education Officer (Primary),
Zilla Parishad, Amravati.
45. Education Officer (Secondary),
Zilla Parishad, Amravati.
46. Education Officer (Primary),
Zilla Parishad, Wardha.
47. Education Officer (Secondary),
Zilla Parishad, Wardha.
48. Education Officer (Secondary),
Zilla Parishad, Akola.
49. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
50. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
51. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
52. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.

53. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
54. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
55. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
56. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
57. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
58. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.
59. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
60. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nashik.
61. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Dhule.
62. The Superintendent, (Primary),
Pay and Provident Fund Unit,

Zilla Parishad, Ahmednagar.

63. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Osamnabad.
64. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Osamanabad.
65. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Beed.
66. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Parbhani.
67. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nandurbar.
68. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
69. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
70. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Aurangabad.
71. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalna.
72. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Hingoli.

73. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Wardha.
74. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Wardha.
75. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Buldhana.
76. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Amravati.
77. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Amravati.
78. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Akola. ...Respondents

**WITH
WRIT PETITION NO.13379 OF 2017**

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its District Executive
President, Shri. Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur. ...Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032
2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantralaya, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,
Aaykar Bhawan,

Mumbai-22.

6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Mumbai Division, Mumbai.
8. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
9. The Deputy Director of Education,
Pune Division, Pune.
10. The Deputy Director of Education,
Nashik Division, Nashik.
11. The Deputy Director of Education,
Aurangabad Division, Aurangabad.
12. The Deputy Director of Education,
Latur Division, Latur.
13. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
Western Zone, Mumbai (W).
14. Education Officer (Primary),
Zilla Parishad, Pune.
15. Education Officer (Secondary),
Zilla Parishad, Pune.

16. Education Officer (Primary),
Zilla Parishad, Thane.
17. Education Officer (Secondary),
Zilla Parishad, Thane.
18. Education Officer (Primary),
Zilla Parishad, Palghar.
19. Education Officer (Secondary),
Zilla Parishad, Palghar.
20. Education Officer (Secondary),
Zilla Parishad, Sangli.
21. Education Officer (Secondary),
Zilla Parishad, Satara.
22. Education Officer (Primary),
Zilla Parishad, Solapur.
23. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
24. Education Officer (Secondary),
Zilla Parishad, Raigad.
25. Education Officer (Secondary),
Zilla Parishad, Jalgaon.
26. Education Officer (Secondary),
Zilla Parishad, Ahmadnagar.
27. Education Officer (Primary),
Zilla Parishad, Parbhani.
28. Education Officer (Secondary),
Zilla Parishad, Nanded.
29. Education Officer (Secondary),
Zilla Parishad, Latur.

30. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
31. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
32. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
33. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
34. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
35. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
36. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
37. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Sangli.
38. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Satara.
39. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.

40. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
41. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Jalgaon.
42. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ahmadnagar.
43. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Parbhani.
44. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Nanded.
45. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Latur. ... Respondents

WITH

WRIT PETITION NO.13608 OF 2018

Maharashtra Rajya Madhyamik
Va Uccha Madhyamik Shala Kruti
Samittee, Through its District Executive
President, Shri. Dattatray Narayan Patil
At & Post: Bhamate,
Taluka: Karveer, District: Kolhapur. ... Petitioner

Versus

1. The State of Maharashtra,
Through its Chief Secretary,
General Administration Department,
Mantralaya, Mumbai – 400 032

2. The State of Maharashtra,
Through the Secretary,
Ministry of Finance,
Mantrayala, Mumbai – 400 032
3. The Secretary,
Government of Maharashtra,
Department of School Education
and Sports, Mantralaya,
Mumbai – 32.
4. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
5. Government of India,
Ministry of Finance
(Department of Economic Affairs),
ECB & PR Division, New Delhi.
Through the Central Govt. Advocate,
Ministry of Law & Affairs,
Aaykar Bhawan,
Mumbai-22.
6. The Director of Education,
(Secondary and Higher Secondary),
State of Maharashtra, Pune.
7. The Deputy Director of Education,
Mumbai Division, Mumbai.
Jawahar Balbhanavan,
Netaji Subhash Marg,
Charni Road (W.), Mumbai-4000 004.
8. The Deputy Director of Education,
Kolhapur Division, Kolhapur.
9. The Deputy Director of Education,
Pune Division, Pune.

10. The Deputy Director of Education,
Nashik Division, Nashik.
11. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
Western Zone, Mumbai (W).
12. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
North Zone, Mumbai.
13. Education Inspector, (Secondary),
Municipal Corporation of Greater Mumbai,
South Zone, Mumbai.
14. Education Officer, (Primary),
Zilla Parishad, Pune.
15. Education Officer, (Secondary),
Zilla Parishad, Pune.
16. Education Officer (Primary),
Zilla Parishad, Thane.
17. Education Officer (Secondary),
Zilla Parishad, Thane.
18. Education Officer (Primary),
Zilla Parishad, Palghar.
19. Education Officer,
(Secondary & Higher Secondary),
Zilla Parishad, Palghar.
20. Education Officer (Primary),
Zilla Parishad, Kolhapur.
21. Education Officer (Secondary),
Zilla Parishad, Kolhapur.

22. Education Officer (Primary),
Zilla Parishad, Solapur.
23. Education Officer (Secondary),
Zilla Parishad, Solapur.
24. Education Officer (Primary),
Zilla Parishad, Raigad.
25. Education Officer (Secondary),
Zilla Parishad, Raigad.
26. Education Officer (Secondary),
Zilla Parishad, Ratnagiri.
27. Education Officer (Secondary),
Zilla Parishad, Satara.
28. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Mumbai.
29. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Mumbai.
30. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
31. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
32. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.
33. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Thane.

34. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
35. The Superintendent,
(Secondary & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Palghar.
36. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
37. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Kolhapur.
38. The Superintendent, (Primary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
39. The Superintendent, (Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Solapur.
40. The Superintendent,
(Sec. & Higher Secondary),
Pay and Provident Fund Unit,
Zilla Parishad, Ratnagiri.
41. The Superintendent, (Primary)
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
42. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Raigad.
43. The Superintendent, (Secondary),
Pay and Provident Fund Unit,

Zilla Parishad, Satara.

...Respondents

WITH
WRIT PETITION NO.4517 OF 2019

Jyotika Kamal Malkani,
Age: 57 years, Occ: Service,
At & Post: H/B, 20/03,
Near Shani Mandir, Pimpri Colony
Pune. 411017

...Petitioner

Versus

1. State of Maharashtra.
through the Principal Secretary,
Department of Education and Sports,
Mantralaya, Mumbai.
2. The Deputy Director of Education,
Kolhapur Region: Hatti Mahal,
Kolhapur.
3. The Education Officer (Secondary)
Zilla Parishad Pune,
Pune District, Pune.
4. The Superintendent, (Secondary)
Pay and Provident Fund Unit
Pune. 400001
5. The Chairman,
Jay Hind Sindhu Education Trust,
Pimpri Pune 411017

6. The Headmaster,
Jay Hind Primary School,
Pimpri, Pune.
7. The Principal,
Jay Hind High School and Junior College
Pimpri, Pune. ... Respondents

WITH
WRIT PETITION (ST) NO.7027 OF 2025

Rajeshri Sanjay Kulkarni, Age- 60 years,
Presently residing at A 805, Ruturang Apts,
Behind Paranjape School, New DP Road,
Kothrud, District: Pune - 38. ... Petitioner

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
2. The Secretary, Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
3. The Director of Education (Secondary),
State of Maharashtra, Pune.
4. The Deputy Director of Education
(Pune Division), Pune.
5. Pune Zilla Parishad,

Through its Chief Executive Officer,
Pune.

6. The Education Officer (Secondary),
Pune Zilla Parishad, Pune.
7. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Pune Zilla Parishad, Pune.
8. The Chairman/Secretary,
Vidya Prasarini Sabha,
19/2 T. P. Scheme, Shivajinagar,
District: Pune 411005.
9. The Headmaster,
Bharat English School and Kanisth
Mahavidyalay, 19/2 T. P. Scheme,
Shivajinagar, District: Pune 411005. ... Respondents

WITH
WRIT PETITION (ST) NO.7214 OF 2025

Ishani Prashant Godse, Age - 50 years
Presently residing at A-7, Trimurti Vihar,
Sadguru Jangli Maharaj Nagar,
Pimple Gurav, Pune - 61. ... Petitioner

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
2. The Secretary, Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
3. The Director of Education (Secondary),
State of Maharashtra, Pune.
4. The Deputy Director of Education
(Pune Division), Pune.
5. Pune Zilla Parishad,
Through its Chief Executive Officer,
Pune.
6. The Education Officer (Secondary),
Pune Zilla Parishad, Pune.
7. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Pune Zilla Parishad, Pune.
8. The Chairman/Secretary,
Vidya Prasarini Sabha,

19/2 T. P. Scheme, Shivajinagar,
District: Pune 411005.

9. The Headmaster,
Bharat English School and Kanisth
Mahavidyalay, 19/2 T. P. Scheme,
Shivajinagar, District: Pune 411005. ...Respondents

WITH
WRIT PETITION (ST) NO.4983 OF 2025

Mane Balu Jagannath, Age - 53 Years
Presently residing at Audumber Apartment,
Flat No. 17, Joshi Chawl, B/4 Dr Nikam,
Pimparigaon, District: Pune - 05. ...Petitioner

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
2. The Secretary,
Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
3. The Director of Education (Secondary),
State of Maharashtra, Pune.

4. The Deputy Director of Education,
Pune Division, Pune.
 5. Pune Zilla Parishad,
Through its Chief Executive Officer,
Pune.
 6. The Education Officer (Secondary),
Pune Zilla Parishad, Pune.
 7. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
 8. The Chairman/Secretary,
Vidya Prasarini Sabha,
Having Office at- 19/2 T. P. Scheme,
Shivajinagar, District: Pune 411005.
 9. The Headmaster,
V P S Highschool and D P Mehta
Junior College, Lonavala
Taluka: Maval, District – Pune.
 10. The Headmaster,
Bharat English School and
Kanisth Mahavidyalay,
19/2 T. P. Scheme, Shivajinagar,
District: Pune 411005.
- ... Respondents

WITH
WRIT PETITION (ST) NO.6471 OF 2025

1. Gangurde Rahul Tanaji, Age - 47 years,
Presently residing at Silver Palm Grove,
A-301, Sr. No. 89/1, Ravet, Pune - 412101.
2. Sisode Jayvant Vinayak, Age - 50 years,
Presently residing at Nirupam Housing
Society No. 3, Flat No. B 15,
Dattawadi, Akurdi, Pune - 35.
3. Sabale Sambhaji Murlidhar, Age - 47 years,
Presently residing at Atria A2/301,
Sr. No. 29/1/25+24 Opp 29 Gold Coast,
Munjabawasti, Dhanori, Pune-15. ... Petitioners

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
2. The Secretary, Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
3. The Director of Education (Secondary),
State of Maharashtra, Pune.
4. The Deputy Director of Education,

Pune Division, Pune.

5. Pune Zilla Parishad,
Through its Chief Executive Officer,
Pune.
6. The Education Officer (Secondary),
Pune Zilla Parishad, Pune.
7. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Pune Zilla Parishad, Pune.
8. The Chairman/Secretary,
Vidya Prasarini Sabha,
Having Office at- 19/2 T. P. Scheme,
Shivajinagar, District: Pune 411005.
9. The Headmaster,
Smt. Shantidevi Gopichand Gupta Vidyalay,
Bhaji-Malavali, Taluka Maval, Pune.
10. The Headmaster,
Bharat English School & Junior College,
19/2 T. P. Scheme, Shivajinagar,
District: Pune 411005.
11. The Headmaster,
VPS HighSchool and D P Mehata

Junior College Taluka: Maval,
Pune – 410401.

... Respondents

WITH
WRIT PETITION(ST) NO.7215 OF 2025

Chatur Eknath Patil, Age - 45 Years
Presently residing at Shree
Swami Sanidhya Society,
NDA Road, Shivane,
District- Pune - 412101.

... Petitioner

Versus

1. The State of Maharashtra,
Department of School Education and Sports,
Mantralaya, Mumbai – 32.
2. The Secretary, Government of Maharashtra,
Rural Development Department,
Mantralaya, Mumbai – 400 032.
3. The Director of Education (Secondary),
State of Maharashtra, Pune.
4. The Deputy Director of Education,
Pune Division, Pune.
5. Pune Zilla Parishad,
Through its Chief Executive Officer, Pune.

6. The Education Officer (Secondary),
Pune Zilla Parishad, Pune.
7. The Superintendent, (Secondary)
Pay and Provident Fund Unit,
Zilla Parishad, Pune.
8. The Chairman/Secretary,
Progressive Education Society,
Having Office at PESWIE Sports Complex,
Shivajinagar, District: Pune 411005.
9. The Headmaster,
Modern Highschool, Warje, Malwadi, Pune.
10. The Headmaster,
Modern High School and Junior
College, Bhose
Taluka: Khed, District: Pune. ... Respondents

Mr. Suresh Pakale, Senior Advocate a/w Mr. Saurabh Pakale and
Mr. Nilesh Desai, Advocate for the Petitioners in WP/2345/2014,
WP/5180/2019, WP/4296/2014, WP/8504/2022 and
WP/14481/2023.

Mr. Ashok Misal, Advocate for the Petitioners in WP/8357/2024.

Mr. Prasad B. Kulkarni, Advocate for the Petitioners in
WP/3375/2014.

Mr. Ashwin R. Kapadnis a/w Mr. Balaji Shinde, Advocate for the Petitioners in WP/283/2024.

Mr. Sharad T. Bhosale h/f. Mr. Dilip Bodake, Advocate for the Petitioners in WP/6774/2021.

Mr. Balkrishna Joshi a/w Mr. Neel Helekar, Mr. Virendra Pethe, Advocate for the Petitioners in IA/15089/2023.

Mr. A.G. Ambetkar, Advocate for the Petitioners in WP/1714/2025.

Mr. B.V. Samant, Addl. G.P. for the Respondent-State in WP/8502/2022.

Mr. V.G. Badgajar, AGP for Respondent-State in WP/439/2025.

Mr. M.M. Pable, AGP for Respondent-State in WP/11499/2023.

Mr. V.M. Mali, AGP for Respondent-State in WP/8357/2024, WP/1840/2024.

Mr. A.K. Naik, AGP for Respondent-State in WP/9241/2024.

Mr. S.P. Kamble, AGP for Respondent-State in WP/3165/2022.

Ms. Pooja Joshi Deshpande, AGP for Respondent-State in WP/2345/2014.

Ms. T.J. Kapre, AGP for Respondent-State in WP/3089/2024.

Ms. Nisha Mehra, AGP for Respondent-State in WP/3829/2019.

Smt. D.S. Deshmukh, AGP for Respondent-State in WP/3375/2014.

Mr. A.C. Bhadang, AGP for Respondent-State in WP/12322/2022.

Mr. B.V. Samant, Addl. G.P. for the Respondent-State in WP/11794/2018.

Mr. M.M. Pable, AGP for Respondent-State in WP/8502/2022.

Ms. Pooja Joshi Deshpande, AGP for Respondent-State in WP/439/2025.

Mr. T.J. Kapre, AGP for Respondent-State in WP/11499/2023.

Mr. V.G. Badgujar, AGP for Respondent-State in WP/8357/2024.

Mr. D.S. Deshmukh, AGP for Respondent-State in WP/9241/2024.

Mr. P.P. Kakade, Addl. G.P. for Respondent-State in WP/3165/2022.

Mr. M.M. Pable, AGP for Respondent-State in WP/2345/2014.

Ms. N.M. Mehra AGP for Respondent-State in WP/3089/2024.

Mr. V.M. Mali, AGP for Respondent-State in WP/3829/2019.

Mr. P.N. Diwan, AGP for Respondent-State in WP/3375/2014.

Mr. P.B. Chavan, AGP for Respondent-State in WP/12322/2022.

Mr. A.C. Bhadang, AGP for Respondent-State in WP/11498/2023.

Mr. S.P. Kamble, AGP for Respondent-State in WP/10418/2022.

Mr. K.S. Thorat, AGP for Respondent-State in WP/4264/2022.

Mr. S.S. Bhende, AGP for Respondent-State in WP/9445/2024.

Mr. Rohit Sakhadeo, Advocate for Respondent Nos.18 and 19 in WP/8853/2024.

Mr. Vedant Bende h/f. Mr. Mayuresh Lagu, Advocate for Respondent No.2 in WP/8504/2022.

Ms. P.B. Chavan, AGP for Respondent-State in WP/8853/2024.

Mr. A.A. Garge, Advocate for the Respondents in WP/2253/2024.

Mr. Sharad T. Bhosale, Advocate for Respondent Nos.5 and 6 in WP/8502/2022.

Mr. Ashok Misal, Advocate for Respondent No.4 in WP/3089/2024.

Mr. A.K. Naik, AGP for Respondent-State in WP/2183/2024.

Mr. B.V. Samant, Addl. G.P. a/w Ms. P.M.J. Deshpande, AGP for Respondent Nos.1 to-State in IA/15089/2023.

Mr. Rajesh Datar a/w Ms. Dhruti Datar, Advocate for Respondent No.5 in IA/15089/2023.

Mr. P.P. Kakade, Addl. G.P. a/w Ms. N.M. Mehra, AGP for Respondent-State in WP/1714/2025

**CORAM : RAVINDRA V. GHUGE
&
ASHWIN D. BHOBE, JJ.**

DATE : 27th FEBRUARY, 2025

ORAL JUDGMENT (PER RAVINDRA V. GHUGE, J.)

1. The following matters were not on board. By consent of the parties, taken on board:

1. Writ Petition (st) No.33899 of 2018
2. Writ Petition No.89 of 2020
3. Writ Petition No.2095 of 2018
4. Writ Petition No.9001 of 2018
5. Writ Petition No.9560 of 2021

6. Writ Petition No.11097 of 2018
7. Writ Petition No.13379 of 2017
8. Writ Petition No.13608 of 2018
9. Writ Petition No.4517 of 2019
10. Writ Petition (st) No.7027 of 2025
11. Writ Petition (st) No.7214 of 2025
12. Writ Petition (st) No.4983 of 2025
13. Writ Petition (st) No.6471 of 2025
14. Writ Petition (St) No.7215 of 2025

2. Rule. Rule made returnable forthwith and heard finally by the consent of the parties.

3. In all these matters, the issue raised before this Court is as to whether each of these Petitioners would be entitled to the Old Pension Scheme (**O.P.S.**) or the Defined Contributory Pension Scheme (**D.C.P.S.**). The Government Resolution (**G.R.**) dated 31st October, 2005 is the flash point in these matters. The said G.R. has led to the partitioning of the pensioners thereby, segregating them into two compartments viz., the Old Pension Scheme (**O.P.S.**) and the Defined Contributory Pension Scheme (**D.C.P.S.**).

4. Amongst all these Petitioners who are before the

Court on a common point of law, some have retired and some are still in service. Those who have retired, demand a decision from the Government as to the reasons why they are put in the DCPS compartment. Those who are yet to retire, are anxious to know their fate since, if they are placed under the DCPS, they would have to start contributing towards the National Pension Scheme (N.P.S.).

5. There have been innumerable Petitions in this Court dealt by several Benches at the Principal Seat, at the Aurangabad and the Nagpur Bench. There was a situation, wherein one Bench, while dealing with the Writ Petition preferred by ***Deshmukh Dilipkumar Bhagwan and Others V/s. State of Maharashtra and Others¹***, noted that there were certain contradictory views taken by different Benches. One Bench of this Court delivered a judgment in ***Homraj Hansaram Bisen and Others V/s. State of Maharashtra and Others,²*** at the Nagpur Bench. The said judgment along with other cited reports, was placed before another Bench dealing with ***Deshmukh Dilipkumar Bhagwan and Others*** (supra) in Writ Petition No.8387 of 2013. The Court

1 2019 (3) Mh.L.J.

2 2013 (2) Mh.L.J.

dealing with *Deshmukh Dilipkumar Bhagwan and Others* (supra) found it appropriate to record that the issue would be more advantageously decided by a larger Bench. Reasons were assigned for arriving at such an opinion in Paragraph Nos.20 and 21, which read as under:

“20. Prima facie, it appears to us that GR of 2010 does not deal with the issue whether the employees of the schools who were employed prior to 1st November, 2005 which were aided but were receiving less than 100% aid are entitled to benefit of the Old Pension Scheme under the Pensions Rules and Commutation of Pension Rules. There are various categories of recognized and aided schools. The first category of schools which were receiving 100% aid on or before 31st October, 2005 does not pose any problem. Admittedly, those who were employed in such schools prior to 1st November, 2005 and were otherwise eligible will continue to be governed by the Old Pension Scheme notwithstanding Government Resolutions of the year 2005 and 2010. The second category is of the schools which were aided on 31st October, 2005 but were not receiving 100% grant on the dates on which Government Resolutions of 2005 and 2010 were brought into force. The third category is of schools which were receiving less than 100% grant-in-aid on 1st November, 2005 but started receiving 100% grant-in-aid before the GR of 2010 came into force i.e. on or before 29th November, 2010. The GR of 2005 does not deal with the employees of schools at all. Therefore, the question will be whether the employees who were employed prior to 1st November, 2005 in partially aided schools which became fully aided after 1st November, 2005 will be governed by the Old Pension Scheme governed by the

Pension Rules or a New Pension Scheme. This issue squarely arises as the State Government has purportedly made the GR of 2005 applicable to the employees of the schools by virtue of the GR of 2010. We find that the Division Bench in the case of Homraj Hansaram Bisen (supra) has not considered the question whether the word “aid” in Rule 19 of MEPS Rules means 100% aid. Moreover, the Government Resolutions of 1968 and 1972 do not provide that the benefit of the pension will be available only to the employees of 100% aided schools. Prima facie, it appears to us that the New Pension Scheme was not made applicable to the employees of the aided recognized primary, secondary and higher secondary schools as well as colleges of education till the date of coming into force of the GR of 2010. All these aspects were not brought to the notice of the Division Bench while deciding the case of Homraj Hansaram Bisen.”

“21. Prima facie, we find that the Old Pension Scheme appears to be more beneficial to the employees than the New Scheme. Considering what we have discussed above, it will be appropriate if the entire issue is considered by a larger Bench. Being a co-ordinate Bench, we are bound by the view taken by Homraj Hansaram Bisen (supra). It will be inappropriate to take a view which is different than the view taken by Homraj Hansaram Bisen. There is a reference in the said decision to Rule 19 of MEPS Rules and relevant Government Resolutions. Therefore, prima facie, the submission that the said decision is per incuriam or sub silentio cannot be accepted. In any event, considering the importance of the issues, the decision thereon will affect large number of teachers in the State. Hence, We are of the view that it will be more appropriate if the issues are decided by a larger Bench.”

6. For the aforesaid reasons, the Hon'ble the Chief Justice constituted a Full Bench [Coram: S.C. Dharmadhikari (as his Lordship then was), Akil Kureshi and Nitin W. Sambre JJ.] which delivered its judgment in *Deshmukh Dilipkumar Bhagwan and Others* (supra) reported at 2019 (3) Mh.L.J. 903. The learned Full Bench quoted the issues that were addressed to it, in Paragraph No.16 which reads as under:

“16. The Court, therefore, referred the following questions for consideration of the Larger Bench.

1. Whether only those schools and colleges of education which are receiving 100% aid can be termed as the aided institutions or whether schools and colleges of education receiving less than 100% aid can also be termed as aided institution?

2. Whether the employees who were appointed prior to 1st November, 2005 in the aided recognized primary, secondary and higher secondary schools as well as colleges of education which were receiving less than 100% grant-in-aid as on 1st November, 2005 are entitled to the benefit of Old Pension Scheme under the Pension Rules and the Commutation of Pension Rules or whether they will be governed by the New Pension Scheme under the GR of 2005?

3. Whether the employees who were appointed prior to 1st November, 2005 in the aided recognized primary, secondary and higher

secondary schools as well as the colleges of education which were receiving less than 100% grant-in-aid as on 1st November, 2005 but which became 100% aided before the date on which the GR of 2010 came into force, are entitled to the benefit of Old Pension Scheme under the Pension Rules and the Commutation of Pension Rules or whether they will be governed by the New Pension Scheme under the GR of 2005?"

7. The learned Full Bench has recorded in Paragraph No.1 as under:

"The petitioners in these petitions are teachers and non-teaching staff regularly appointed in various recognized aided schools in the State of Maharashtra. The respective schools are presently receiving 100% grant-in-aid from the State Government. All these employees were appointed prior to 1-11-2005. However, at the time of their appointments, the schools were not receiving 100% grant-in-aid. Admitted position is that all the schools started receiving 100% grant-in-aid from the Government only after 1-11-2005. The significance of this cut off date of 1-11-2005 would become clear as we record further facts. At this stage, however, we note that the Government of Maharashtra has introduced a Defined Contributory Pension Scheme ("DCP Scheme" for short) w.e.f. 1-11-2005 for the State Government employees as well as for the staff of private aided schools and colleges replacing the existing pension scheme. Petitioners claim that as they have been recruited prior to 1-11-2005, they would be governed by the old pension scheme irrespective of the fact that the schools in which they were appointed, started receiving 100% government grant after 1-11-2005. On the other hand, Government argues that an employee of a private school recruited prior to 1-11-2005 would be

governed by DCP Scheme if the school in which he was appointed, started receiving 100% grant-in-aid only after 1-11-2005.”

8. While dealing with the issues addressed to the larger Bench, it has been recorded in Paragraph No. 28 as regards the origin of the Pension Scheme, as under:

“28. We have traced the origin of the right of the employees of the aided recognized schools to receive pension from the Government. It originated from the GR dated 4-1-1968 under which it was provided that the pension, gratuity and other retiral benefits admissible to the Maharashtra State Government Servants under the Revised Pension Rules 1950 as amended from time to time and the family pension would be applicable to the full time teaching staff in recognized aided non-Government secondary schools in the State who retire on or after 1-4-1966. Over a period of time, such benefits were extended also to the employees of aided primary schools. In order to regulate, recruitment and conditions of service of employees in private schools in the State, the said Act of 1977 was enacted. In exercise of powers conferred under the said Act, the State Government framed the Rules of 1981 in which the pensionary benefits of the employees of the private recognized aided schools were recognized under Rule 19. As per this Rule, an employee of an aided secondary school and aided Junior College of Education working on full time basis and retiring on or after 1-4-1966 and an employee of an aided primary school working on full time basis and retiring on or after 1-4-1979 who have opted for pension and the employee appointed on or after the said dates would be eligible for pension at the rates and in

accordance with the rules as are sanctioned by the Government specifically to the employees of private schools. Thus, the Government brought within the fold of the pension scheme all the full time employees of aided secondary school, aided Junior College of education and primary school from respective dates. The existing staff would have an option to be continued to be governed by the contributory provident fund scheme or to switch over to the pension scheme. All employees appointed after the cut off date would automatically and compulsorily be governed by the pension scheme. The right to claim pension from the Government by a full time employee of a school was thus closely linked with the educational institution receiving aid from the Government. Unless and until, the school in question was paid grant-in-aid by the Government, the question of the employee of said school claiming pensionary benefits from the Government would not arise. It is indisputable that even in absence of the present controversy, an employee of a private recognized school could claim pension from the Government only if the school in which he was employed at the time of his retirement was receiving Government grant-in-aid. Even otherwise, the concept of asking the Government to pay pension to an employee of a school which does not receive grant from the Government is entirely unknown. The liability of the Government to pay to a retired employee of a private recognized school the post retirement benefits would arise only if the school from which the employee retired was receiving Government grant-in-aid.”

9. It was, thus, recorded by the learned Full Bench that the right to claim pension from the Government by a full-time employee of a school was closely linked with the educational institution receiving aid from the Government. The reason is

obvious. The pension payable to an employee comes from the coffers of the State Government, in short, the State Exchequer. Unless the school in question is ‘grant in aid’ by the Government, the question of claiming the pension from the Government would be a distant dream.

10. The learned Full Bench recognised this aspect of the matter and dealt with the issues addressed to it, taking into account the G.R. dated 31st October, 2005. Consequentially, the learned Full Bench answered the three issues in Paragraph No.37 as under:

“37. Under these circumstances, we answer the Reference as under:-

Question No. 1:

In the context of the right of an employee of private school or college of education to receive pensionary benefits and the corresponding liability of the Government to pay the same, only those schools and colleges of education which are receiving 100% grant-in-aid can be termed as aided institutions.

Question No. 2:

The employees who were appointed prior to 1-11-2005 in aided recognized primary, secondary schools as well as colleges of education which were receiving less than 100% grant-in-aid as on 1-11-2005 would be governed by the DCP scheme.

Question No. 3:

Similar will be the situation of the employees who were appointed prior to 1-11-2005 in aided primary,

secondary and higher secondary schools as well as the colleges of education which were receiving less than 100% grant-in-aid as on 1-11-2005 but which became 100% aided before 29-11-2010 would also be governed by the DCP scheme.”

11. In 2013, the Division Bench of this Court [Coram: D.Y. Chandrachud (as his Lordship then was) and R.D. Dhanuka, JJ.] dealt with the similar issue in ***Anuradha Jayant Gangakhedkar V/s. Brihanmumbai Municipal Corporation and Others***³. It was concluded in Paragraph No.6, by recording that the definition of the expression ‘qualifying service’ in the Pension Rules refers to service rendered on a permanent post. Services have to be duly approved by the Education Officer. The test for the teaching or non-teaching staff of a Private Primary Aided School, on the date of the retirement of their employee, is whether an employee was a full-time confirmed and approved Employee in an Aided School. If that test is satisfied, the Old Pension Scheme is made applicable by virtue of the provisions of clause 5(ii) under the BMC Pension Rules, 1953.

12. After the learned Full Bench delivered its answers to

³ 2012 (5) Mh.L.J. 775

the three issues. The matters which were before the Division Bench, were disposed off by order dated 26th August, 2019 (Writ Petition No.8387 of 2013 and group of cases) by recording that as the view of the Full Bench has been challenged before the Hon'ble Supreme Court and the matter awaits final adjudication, the issue has attained finality in so far as the view expressed by the Full Bench in *Deshmukh Dilipkumar Bhagwan* (supra). It was, therefore, directed that the rights of the Petitioners before the Division Bench would be determined by the decision of the Full Bench subject to it being affirmed, modified or reversed by the Hon'ble Supreme Court.

13. An identical issue came up before this Court [Coram : R.D. Dhanuka & R.I. Chagla, JJ.] in Writ Petition No.4748 of 2019 and group of cases (*Nilesh Namdev Gurav and Others V/s. The State of Maharashtra & Others*). These matters were adjudicated upon by the judgment dated 1st October, 2021. The view of the Full Bench of this Court was adverted to in Paragraph No.8 of the judgment which reads as under:

“8. He has submitted that this Court has consistently held that the services of employees of education institutions is to be counted from the first date of

appointment irrespective of whether it is on a part-time or full time post. Where such appointment is prior to 1st November, 2005, then the old pensions scheme would be made applicable to such employee. The only additional condition imposed by the Full Bench in case of Deshmukh Dilipkumar Bhagwan (supra) is that the employees appointed prior to 1st November, 2005 must be employed in aided education institutions, receiving 100% grant-in-aid prior to 1st November 2005 to be granted the old pension scheme. He has accordingly, submitted that the Petitioners in these Petitions who are employees of the educational institutions were appointed on the part-time posts in fully aided education institutions prior to 1st November, 2005, and thus, following the above referred decisions, they would be entitled to the benefits of the old pension scheme.”

14. After considering the submissions of the litigating parties, it was recorded in Paragraph Nos.13, 14, 15, 16, 17 and 18 as under:

13. We are of the view that the issue arising in these Petitions is no longer res integra. There has been a consistent stand taken by this Court in the decisions referred to and relied upon by the learned Counsel for the Petitioners that the service of the employees of educational institutions is to be counted from the first date of appointment irrespective of whether it is on part-time or full time basis. This stand has been made clear by this Division Bench in Renuka Chandrabhan Umredkar (supra), wherein the Government Resolution dated 31st October 2005 as well as the Full Bench decision of this Court in case of Deshmukh Dilipkumar Bhagwan (supra) and prior decision of Division Bench of this Court in case of Shri

Purushottam Harishchandra Shirsekar (supra) amongst other decisions were considered. This Court had upon considering the Government Resolution dated 31st October, 2005 and in particular Clause 4 thereof observed that as per Government Resolution, employees recruited on or after 1st November, 2005 in the services of the recognized aided educational institutions, the new pension scheme i.e. DCP Scheme has been made applicable.

14. *The Full Bench decision of this Court in the case of Deshmukh Dilipkumar Bhagwan (supra) had held that employees appointed prior to 1st November, 2005 in aided educational institution and receiving 100% grant-in-aid prior to 1st November, 2005 shall be governed by the old pension scheme. It was held that since employees in that matter had been appointed prior to 1st November, 2005 and occupied a part time fully aided post i.e. receiving 100% grant-in-aid from the State Government, the old pension scheme would be made applicable to such employees. This decision has been followed in the subsequent decision in Shri Purushottam Harishchandra Shirsekar (supra) wherein this Division Bench held that the Petitioner had been appointed as part time Shikshan Sevak on 11th September, 2001 on the post which was a sanctioned aided post in the school. The Petitioner's services were granted approval by the Education Officer and the services continued. The employee was thereafter, appointed as part time teacher and upgraded to full time teacher in the said school on 15th June, 2015 which post was a sanctioned aided post. It was accordingly, held that the Petitioner would be entitled to the benefits of the old pension scheme and the relevant date of the service of the employee is to be counted from the first date of appointment irrespective of whether it is on a part-time or full time posts.*

15. *The Division Bench in the recent decision in Renuka Chandrabhan Umredkar (supra) after referring*

to the above referred decisions held that the Respondent-State could not overlook the fact that the Petitioner therein was appointed as part-time Librarian on aided post in 100% aided school and the said appointment was duly approved by the Education Officer. The Respondents-State thus, could not refuse to give benefit of 50% of services rendered by the Petitioner therein as part-time Librarian prior to 1st November, 2005 for computation of pensionable services along with the services rendered by the Petitioners on full time basis after 31st October, 2005. The entitlement of the Petitioner for pension under the old pension scheme would be on the basis of initial date of appointment as part-time Librarian on aided post and not on the basis of appointment as full time Librarian under DCP Scheme. It has accordingly, been held that the Petitioner would be governed by the old pension scheme and not DCP Scheme introduced on 31st October, 2005.

16. We are of the view that the present case of all the Petitioners are similar as to the Petitioners in the above referred decisions as they were appointed prior to 1st November, 2005 in fully aided education institutions albeit on part-time basis. It is clear from the Affidavit in Reply of Respondent No. 5 fled in Writ Petition No. 4748 of 2019 and Writ Petition No. 4749 of 2019 that the only contention of the Respondents is that the Petitioners were not appointed as fulltime employees prior to 1st November, 2005 and were appointed as part-time employees and thus, not extended the old pension scheme. However, it has not been disputed that the Petitioners were employees in educational institutions which were fully aided institutions prior to 1st November, 2005.

17. It is noted that Respondents have in the Charts annexed to the said Affidavits singled out the case of Petitioner No. 6 in Writ Petition No. 4748 of 2019 by

stating that he was an employee on unaided post. However, it is clear from the Government Resolution dated 19th July, 2011 that what is to be taken into consideration is whether the educational institution is a fully aided educational institution, receiving 100% aid from the Government Resolution and not whether particular post is aided or not.

18. Petitioner No. 6 in Writ Petition No. 4748 of 2019, having been appointed prior to 1st November, 2005 on part-time basis in a fully aided education institutions would along with the other Petitioners be entitled to the benefits of the old pension scheme. Hence, we pass the following order:-

(i) Petitioners in Writ Petition No. 4748 OF 2019, Writ Petition No.4744 OF 2019, Writ Petition No. 4747 OF 2019 and Writ Petition No. 4749 OF 2019 are entitled to be governed under the old pension scheme i.e. Maharashtra Civil Services (Pension) Rules, 1982 and Maharashtra Civil Services (Communication of Pension) Rules, 1984 and General Provident Fund is applicable to the Petitioners who are either Assistant Teachers or Non-Teaching employees, appointed prior to 1st November, 2005.

(ii) The Respondent Nos. 1 to 5 shall extend the benefits of the old pension scheme to the Petitioners and shall not deduct any amount from the salary of the Petitioners by applying the DCP Scheme (New Pension scheme). In the event, any amount has been deducted by applying the DCPS, such amount shall be refunded to the Petitioners within a period of four weeks from today.

(iii) Respondents shall allot the General Provident Fund Account (GPF Account) to the Petitioners and thereafter, permit the educational institutions to deduct the amount of monthly compensation from the monthly salary of the Petitioners and deposit the same in the said GPF Account which shall be done within a period of six

weeks from the date of this order.

(iv) Rule is made absolute in the above terms.

(v) Writ Petition is accordingly disposed of.

(vi) There shall be no order as to costs.

(vii) Parties to act upon an authenticated copy of this order.

15. This Court, therefore, concluded by placing reliance upon the Full Bench view in *Deshmukh Dilipkumar Bhagwan* (supra) that educational institutions receiving grant in aid prior to 1st November, 2005 would be governed by the Old Pension Scheme. In so far as part-time librarians were concerned, it was concluded that their entitlement for pension under the Old Pension Scheme would be on the basis of the initial date of appointment on an aided post prior to 31st October, 2005. While advertent to the details of the Petitioners set out in the charts that were made available to the Court, the Division Bench concluded that those who are in employment prior to 1st November, 2005, even on part-time basis in a fully aided educational institution, would be entitled for the benefits of the Old Pension Scheme.

16. In Writ Petition No.327 of 2023 (*Smt. Anuradha Pramod Kale @ Anuradha Ashokrao Sagane V/s. The State of Maharashtra and Others*), the Nagpur Bench referred the case of

the Petitioners to the Deputy Director of Education for considering their eligibility for the OPS.

17. In view of the above, **these Petitions are disposed off with the following directions:-**

(a) The cases of these Petitioners (working in Junior colleges) including those persons who are represented by a Union or an Action Committee, or those who have not approached the Court, would be placed before the respective Deputy Director of Education of the said Division. In the case of the schools, the proposals would be tendered to the Education Officer, who would transmit them to the Deputy Director of Education. In the case of Junior College Employees, their respective Managements would forward their proposals directly to the Deputy Director of Education.

(b) Let the above exercise be completed by the respective employers within a period of 45 days from the date of the uploading of this final order on the official website of the Bombay High Court. Parties are at liberty

to act on the printout of this final order downloaded from the official website.

(c) After the Deputy Director of Education of the respective regions receive such proposals, a meticulous scrutiny of the records would be carried out with the assistance of the Management. While sending the proposals, the Managements would mention their e-mail addresses on the proposals for easy correspondence so as to enable the Deputy Director of Education to seek clarification or assistance or solicit further information, as the case may be.

(d) All the proposals would be scrutinised, preferably by 30th September, 2025.

(e) The concerned Deputy Director of Education would pass individual orders in the case of each candidate mentioned in the proposal. Those who are already retired would be given a priority and their proposals would be decided first. Those who are close to retirement, their proposals would be taken up thereafter and those who

have a sufficiently long duration for retirement, would be taken up thereafter.

(f) In matters wherein the proposals are negatived, the Deputy Director would assign reasons which would indicate the basis of the rejection. We clarify that his order must clearly indicate the reasons for the refusal of the Old Pension Scheme to a particular candidate.

(g) We make it clear to the Managements of all Schools and Colleges over the State of Maharashtra that they would forward the proposals as directed above, not only with regard to those Petitioners or candidates who were able to reach the Court by filing Petitions, and would include even those candidates who are the employees on its rolls and forward their proposals also to avoid further litigation or inflow of new matters. In short, those candidates who are employees and not before the Court would also be the beneficiaries of this order and the respective employers would also forward their proposal along with proposals of these Petitioners.

(h) Until the decision of the Hon'ble Supreme Court is delivered in the Special Leave Petition (SLP) filed by the State Government challenging the view taken by the Division Bench in *Nilesh Namdev Gurav* (supra) and the proceedings initiated by individuals before the Hon'ble Supreme Court [assailing the view taken by the learned Full Bench of this Court in *Deshmukh Dilipkumar Bhagwan and Others* (supra)], the Deputy Director of Education would follow the law as is laid down in *Deshmukh Dilipkumar Bhagwan and Others* (supra) and *Nilesh Namdev Gurav* (supra). In the event, the Hon'ble Supreme Court delivers an order in *Deshmukh Dilipkumar Bhagwan and Others* (supra) and/or *Nilesh Namdev Gurav* (supra), the said Authority would be obliged to follow the view and the directions set out by the Hon'ble Supreme in such judgment.

18. With reference to cases which are favourably decided by the Deputy Director of Education and they are held eligible for the Old Pension Scheme, especially with regard to those who

have already superannuated, further steps for submission of their pension papers and their clearance, shall be taken up expeditiously and in such circumstances, the Office of the Accountant General (A.G) would not hold any of such candidates as being ineligible for pension since the Deputy Director having already completed the entire exercise of scrutiny.

19. Needless to state, those aggrieved by the decision of the Deputy Director of Education, would be at liberty to seek redressal of their grievance by availing of a remedy as may be permissible in law.

20. All pending **Interim Applications** would not survive and stands disposed off.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)