

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.5286 OF 2024**

Manisha Anil DhumnePetitioner
versus
Sanjay Ram Khade & Ors.Respondents

Mr. Neel Helekar, Advocate for the Petitioner.
Ms. Tejas Kapre, AGP for Respondent No.4.
Mr. Rohit Joshi, Advocate for Respondent No.1.

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

DATE : 9th APRIL, 2025

P.C. :-

1. This is yet one more example of a litigant having being compelled to unnecessarily filing a Writ Petition only because the Education Officer (Secondary), Raigad Zilla Parishad, is not deciding the application dated 18th October, 2023 vide which, the Management has pointed out the applicability of the Maharashtra Civil Services (Declaration of Small Family) Rules, 2005 (**the said Rules**) which were introduced on 28th March, 2005.

2. We could have initiated a disciplinary action against the Education Officer in view of Section 10 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (**the said Act**). The learned AGP submits that leniency may be shown. Hence, we are imposing cost of **Rs. 5,000/-** on the Education Officer which he shall deposit in this Court within a period of 30 days from today.

3. We record the consent of the Petitioner that the said amount be donated to a public cause. In view of the said statement, the Registry shall transfer the said amount to the following establishment:

National Association for the Blind

Account No	:	3740000100008551
Bank	:	Punjab National Bank
Branch	:	Worli Seaface
IFSC Code	:	PUNB0374000

4. **This Petition is disposed off** with a direction to Respondent No.4 to consider the application dated 18th October, 2023 along with the relevant file pertaining to Mrs. Manisha Anil Dhumne, Junior Clerk, Shri. Sanjay Ram Khade, Chief Clerk and

Mrs. Sunita Sanjay Khade, Deputy Head Mistress, within the provisions of the said Rules referred to herein above, within 45 days from today.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)