

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10145 OF 2024

1. K.K. Wagh Education Society, Panchavati, Nashik]
Through its Secretary : Prof. Kallapa Shankar Bandi]
2. K.K. Wagh English School (Primary Section), Nashik]
Through Head Mistress : Ashwini Santosh Pawar]
3. K.K. Wagh English School, Nashik]
Through Head Mistress : Jayashree C. Khade]
4. K.K. Wagh English School, Satpur, Nashik]
Through Head Mistress : Minakshi Tushar Pawar]
5. K.K. Wagh English School, Chandori, Nashik]
Through Head Mistress : Vandana Harish Pawar]
6. K.K. Wagh English School, Kakasaheb Nagar, Nashik]
Through Head Master : Sharad Pandharinath Kadam]
7. K.K. Wagh Universal School, Saraswatinagar, Nashik]
Through Principal : Amrit Aditya Rao]
8. K.K. Wagh Universal School, Bhausaheb Nagar, Nashik]
Through Principal : Chitra Suresh Narwade]
9. K.K. Wagh Universal School, Bhausaheb Nagar, Nashik]
Through Head Master : Balu Deoram Mondhe]
10. K.K. Wagh English School, Pimplas Ramache, Nashik]
Through Head Master : Ramesh Ashok Hirole] .. Petitioners

Versus

1. School Education & Sports Department,]
Government of Maharashtra]
2. The Commissioner of Education,]
Maharashtra State]
3. Directorate of Primary Education, Pune]
4. The Deputy Director (Education), Nashik]
5. The Education Officer (Secondary),]
Zilla Parishad, Nashik]
6. The Education Officer (Primary),]
Zilla Parishad, Nashik]
7. Union of India,]
Ministry of Education, Government of India] .. Respondents

Mr. P.B. Shah with Ms. Gunjan Shah and Mr. Sandeep Waghmare, Advocates for the Petitioners.

Mr. A.I. Patel, Additional Government Pleader with Mr. Y.D. Patil, Assistant Government Pleader for the Respondent-State of Maharashtra.

Ms. Shehnaz Bharucha, i/by Mr. A.A. Ansari, Advocates for Respondent No.7-UOI.

**CORAM : A.S. CHANDURKAR &
M.M. SATHAYE, JJ**

DATE : 27TH MARCH 2025.

ORAL JUDGMENT : { Per A.S. Chandurkar, J. }

1. Rule. Rule made returnable forthwith and heard learned counsel for the parties.

2. The petitioners are Educational Institutions seeking reimbursement of grant under the provisions of Section 12(2) of the Right of Children to Free and Compulsory Education Act, 2009. According to the learned counsel for the petitioners, previously part amount of the grant has been reimbursed and now the entitlement is for balance amount of such further grant.

3. The learned Additional Government Pleader, on instructions, submits that the respondent no.2 is the Competent Authority to consider the entitlement of the petitioners.

4. In the aforesaid facts, the writ petition is disposed of by directing respondent no.2 to consider the entitlement of the petitioners to reimbursement of grant under Section 12(2) of the Act of 2009. The

respondent nos.5 and 6 shall furnish necessary information to the said Authorities, as required. The aforesaid process of considering the entitlement of the petitioners be undertaken and completed within a period of three months of receiving copy of this order. Needless to state that on such entitlement being found, further consequential steps shall be taken by the respondents.

5. Rule is disposed of in aforesaid terms with no order as to costs.

[M.M. SATHAYE, J.]

[A.S. CHANDURKAR, J.]