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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 10001 OF 2025**

- | | |
|--|---|
| 1. Bajirao Valu Kamankar |] |
| Age: 43 Occ: Assistant Teacher |] |
| School: ZP Haloti Matha |] |
| Tal. Niphad, Dist. Nashik |] |
| 2. Sharif Shabbir Shaikh |] |
| Age: 50 Occu: Headmaster |] |
| School: ZP School Mangrual Chandwad |] |
| Dist. Nashik |] |
| 3. Smt. Shamina Yusuf Shah |] |
| Age:44 Occ: Assistant Teacher |] |
| School: ZP School Devgaon |] |
| Tal. Chanwad Dist. Nashik |] |
| 4. Pravin Tukaram Jadhav |] |
| Age: 46 Occu: Assistant Teacher |] |
| School – ZP School Vaki, Tal. Chanwad |] |
| Dist. Nashik |] |
| 5. Smt. Vaishali Anantrao More |] |
| Age : 41 Occu: Assistant Teacher |] |
| School – ZP School Vaki, Tal. Chandwad |] |
| Dist. Nashik. |] |
| 6. Shri Dinesh Shivram Deore |] |
| Age: 49 Occu: Assistant Teacher |] |
| School – ZP School Sadgaon, |] |
| Tal. Dindoshi, Dist. Nashik |] |
| 7. Shri Gorkshnath Shankar Raut |] |
| Age: 44 Occu: Assistant Teacher |] |
| School – ZP School Pimpal Pada, |] |
| Tal Dindoshi, Dist. Nashik. |] |
| 8. Smt. Sunanda Arun Padvi |] |
| Age: 43 Occu: Assistant Teacher, |] |
| School – ZP School Abad Nashik, |] |
| Dist. Nashik |] |
| 9. Shri Dhurandhar Kisan Shinde |] |
| Age: 49 Occu: Assitant Teacher |] |
| School – ZP School Dari Nashik |] |
| Tal Dindoshi, Dist. Nashik |] |
| 10. Shri Savita Pralhad Rathod |] |
| Age: 38 Occu: Assistant Teacher |] |
| School – ZP School Kategaon Nashik, |] |

Taluka Dindoshi, Dist. Nashik	]
11. Shri Popat Lakshman Pawar	]
Age: 53 Occu: Assistant Teacher	]
School – ZP School Bharvir Tal.Chandwad	]
Dist. Nashik	]
12. Smt. Aarti Mahendrasingh Suryawanshi]	]
Age: 45, Occu: Assistant Teacher	]
School – ZP School Chehadi, Tal. Niphad	]
Dist. Nashik	]
13. Smt. Suvarna Tushar Kharote	]
Age: 47 Occ: Assistant Teacher	]
School – ZP School Varvati Dindori	]
Tal Dindoshi, Dist. Nashik	]
14. Smt. Shobha Laxman Deore	]
Age: 52 Occu: Assistant Teacher	]
School – ZP School Ozhar Khed Tal. Nashik	]
Dist. Nashik	]
15. Smt. Pushpavati Balkrishna Nikam	]
Age: 53 Occu: Assistant Teacher	]
School – ZP School Subhash Nagar Devla	]
Tal Deola, Dist. Nashik	]
16. Smt. Priyanka Pramod Gaikwad	]
Age: 50 Occu: Assistant Teacher	]
School – ZP School Chatori Tal. Niphad	]
Dist Nashik	]
17. Shri Nandkumar Mahadu Suryawanshi	]
Age: 49 Occu: Assistant Teacher	]
School – ZP School Vadel Tal: Malegaon	]
Dist. Nashik	]
18. Shri Karbhari Kakuram Bhansi	]
Age: 55 Occu: Headmaster	]
School – ZP School Dalvat Tal. Kalvan	]
Dist. Nashik	]
19. Smt. Pratibha Atmaram Savant	]
Age: 48 Occu: Assistant Teacher	]
School – ZP School Pimpalgaon(B 1)	]
Tal. Niphad, Dist. Nashik	]
20. Smt. Rekha Jaywant Bhadane	]
Age: 52 Occu: Assistant Teacher	]
School – ZP School Hindola Vasti	]
Tal Deola, Dist. Nashik	]
21. Smt. Vijaya Namdev Chavan	]
Age 43 Occu: Assistant Teacher	]

School – ZP School Pade Tal. Dindori	]	
Dist. Nashik	]	
22. Shri Ravindra Raghunath Chore	]	
Age: 43 Occu: Assistant Teacher	]	
School – ZP School Mahiravvani	]	
Tal: Nashik, Dist. Nashik	]	
23 Shri Keshav Yadav Baste	]	
Age: 49 Occu: Assistant Teacher	]	
School – ZP School Naikwadi	]	
Tal. Nashik, Dist. Nashik	]	
24. Mahesh Pandit Kor	]	
Age: 53 Occ: Assistant Teacher	]	
School – ZP School Umbarkhed	]	
Tal. Niphad, Dist. Nashik	]	
25. Smt. Vaishali Sanjay Pawar	]	
Age: 51 Occu: Assistant Teacher	]	
School – ZP School Vaadgaon	]	
Tal: Nashik, Dist. Nashik.	]	
26. Smt. Suchita Chindha Deore	]	
Age: 48 Occu: Assistant Teacher	]	
School – ZP School Sarde Tal.Baglan	]	
Dist. Nashik	]	
27. Smt. Vandana Keshav Kalokhe	]	
Age: 53 Occu: Assistant Teacher	]	
School – ZP School Vadivahare	]	
Tal: Nashik, Dist. Nashik.	]	
28. Swati Ambadas Kute	]	
Age: 47 Occu: Assistant Teacher	]	
School – ZP School – Saradwadi	]	
Tal. Sinnar, All the petitioners	]	
are having address C/o. Bajirao	]	
Kamankar R/o At Post Bhendali,	]	
Tal. Niphad Dist. Nashik.	]	 Petitioners.
V/s		
1. Zilla Parishad, Nashik,	]	
Through Chief Executive Officer.	]	
2. The Education Officer (Primary),	]	
Zilla Parishad, Nashik.	]	
3. The Divisional Commissioner,	]	
Zilla Parishad, Nashik	]	
4. The State of Maharashtra,	]	
Through Deputy Secretary, Rural	]	
Development Department.	]	 Respondents.

Mr. Anilkumar Patil with Mr. Zeel Jain with Mr. Digvijay A. Patil, Advocates for the petitioners.

Mrs. G.R. Raghuwanshi, AGP for the respondent-State

Mr. Purushottam G. Chavan i/b Ashwinikumar Kapadnis and Mr Pravin Jadhav, Advocate for respondent no.1.

**CORAM : SHREE CHANDRASHEKHAR &
AARTI SATHE, JJ**

DATE : 26th August 2025

P.C. :

The petitioners who are 28 in number state on oath that they have undergone Angioplasty. Their apprehension is that the respondent-Authority may pass order of transfer by 31st August 2025 without considering the fact that they suffer from some health condition. According to Mr. Anilkumar Patil, the learned counsel for the petitioners, their apprehension is real because they have received a communication through e-mail dated 4th July 2025 from the office of the Chief Executive Officer, Zilla Parishad to this effect.

2. The stand taken by the petitioners is that their proposed transfer shall be in violation of policy decision taken on 18th June 2024.

3. In the reply affidavit filed on behalf of the respondent no.4, it is stated that in terms of Clause 1.8 of the Government Resolution, a categorization has been made of teachers belonging to a particular category such as widowed teacher, unmarried teacher, teacher suffering from serious disease, specially-abled teacher and teacher above the age of 53 years. In this affidavit, the respondent no.4 further states that as per Resolution dated 18th June 2024 a teacher who has undergone heart surgery is excluded from transfer exercise. But the petitioners in the present case are not those who have undergone such surgery. The learned counsel for the petitioners submits that a few of the Zilla Parishads have accepted this position that Angioplasty is akin to heart surgery and granted benefits to

such teachers who had undergone Angioplasty.

4. However, we are not inclined to go into this controversy and would direct the Chief Executive Officer of the Zilla Parishad, Nashik to see that these petitioners are accommodated on vacant posts, if any. The Chief Executive Officer of the respondent no.1 shall also ensure that these teachers are transferred to the nearest place available, if at all necessary, and for the reason that there is no possibility of accommodating them at the place of posting.

5. With the above direction, Writ Petition No.10001 of 2025 is disposed of.

[AARTI SATHE, J.]

[SHREE CHANDRASHEKHAR, J.]