



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

6 WRIT PETITION NO. 248 OF 2026

Sanjay Raghunath Pawar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents

.....

7 WRIT PETITION NO. 249 OF 2026

Seema Shriram Modak & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents

.....

8 WRIT PETITION NO. 322 OF 2026

Kisan Shivaji Valvi & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents

.....

9 WRIT PETITION NO. 346 OF 2026

Ghansham Rajaram Bedse & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents

.....

10 WRIT PETITION NO. 382 OF 2026

Gangaram Kalusing Parmar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

11 WRIT PETITION NO. 672 OF 2026

Pankaj Daga Bedse & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

12 WRIT PETITION NO. 1284 OF 2026

Sushma Lajras Padvi & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

13 WRIT PETITION NO. 1382 OF 2026

Mangla Narsing Valvi & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

14 WRIT PETITION NO. 3250 OF 2026

Pushpa Hiralal Bagul & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

15 WRIT PETITION NO. 3251 OF 2026

Sunil Sudam Pardeshi & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

16 WRIT PETITION NO. 3262 OF 2026

Ganesh Bhaurao Belekar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

17 WRIT PETITION NO. 3263 OF 2026

Ishwar Bhila Pawar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

18 WRIT PETITION NO. 3468 OF 2026

Vijay Harish Parmalkar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

19 WRIT PETITION NO. 3483 OF 2026

Ashok Bandu Patil & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

20 WRIT PETITION NO. 3501 OF 2026

Arun Rajaram PatilPetitioner

VERSUS

The State of Maharashtra & othersRespondents
.....

21 WRIT PETITION NO. 4087 OF 2026

Anil Subhash ChaudhariPetitioner

VERSUS

The State of Maharashtra & othersRespondents
.....

22 WRIT PETITION NO. 4093 OF 2026

Ramesh Hanuman Valvi & anotherPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

23 WRIT PETITION NO. 4094 OF 2026

Manilal Tukaram Patil & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

24 WRIT PETITION NO. 4097 OF 2026

Pruthviraj Atmaran Patil & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

25 WRIT PETITION NO. 4104 OF 2026

Rajendra Soma Parmar & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

26 WRIT PETITION NO. 4105 OF 2026

Prakashbhai Maganbhai Patil & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

27 WRIT PETITION NO. 4106 OF 2026

Nutanvarsha Rajesh Valvi & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

28 WRIT PETITION NO. 4107 OF 2026

Manohar Sahebrao Salunke & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

29 WRIT PETITION NO. 4108 OF 2026

Vinod Dilip PagarePetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

30 WRIT PETITION NO. 4110 OF 2026

Ramkrishna Raghunath Patil & othersPetitioners

VERSUS

The State of Maharashtra Through & othersRespondents
.....

31 WRIT PETITION NO. 4112 OF 2026

Chhaya Sahebrao Bachhao & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

32 WRIT PETITION NO. 4113 OF 2026

Hemant Tukaram Shirsath & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

33 WRIT PETITION NO. 4114 OF 2026

Manohar Limba Jadhav & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

34 WRIT PETITION NO. 4115 OF 2026

Rajesh Ranchod Jadhav & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

35 WRIT PETITION NO. 4118 OF 2026

Bharat Sadashiv ShirsathPetitioner

VERSUS

The State of Maharashtra & othersRespondents
.....

36 WRIT PETITION NO. 4120 OF 2026

Rakesh Jaysing Pawara & anotherPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

37 WRIT PETITION NO. 4121 OF 2026

Ravindra Pandurang MarathePetitioner

VERSUS

The State of Maharashtra & othersRespondents
.....

38 WRIT PETITION NO. 4123 OF 2026

Kiran Madhukar Savant & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

39 WRIT PETITION NO. 4124 OF 2026

Jagdish Bhavsing Pawar & othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

40 WRIT PETITION NO. 4129 OF 2026

Pramod Dadaji ShindePetitioner
VERSUS

The State of Maharashtra & othersRespondents
.....

41 WRIT PETITION NO. 4130 OF 2026

Shaikh Shakil Mohammad Husain Mohammad
& othersPetitioners
VERSUS

The State of Maharashtra & othersRespondents
.....

42 WRIT PETITION NO. 4138 OF 2026

Sitadevi Ganesh Chaure & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

43 WRIT PETITION NO. 4139 OF 2026

Suvarna Uttam Bhamre & othersPetitioners

VERSUS

The State of Maharashtra & othersRespondents
.....

Mr. Amey Sabnis holding for Mr. E. S. Murge, Mr Amol Mali holding for Mrs. Megha Mali, Mr. Yogesh Bolkar, Mr. Suvidh Kulkarni holding for Mr. Y. V. Jaybhaye, Mr. S. M. Pandit, Mr. K. U. Chaudhari, Mr. V. T. Patil, Mr. Ma. R. suryawanshi, Advocates for Petitioners in respective petitions.

Mr. S. K. Tambe, Addl. GP, Mr. R. S. Wani, Mr. A. M. Phule, Ms. N. B. Kamble, Mr. S. B. Pulkundwar, Mr. V. M. Kagne, AGPs for Respondent/State in respective petitions.

Mr. P. S. Patil, Advocate for Zilla Parishad, Nandurbar, in Writ Petition Nos. 3250/26 and 3262/2026.

Mr. R. S. Jain, Advocate for Zilla Parishad, Nandurbar, in Writ Petition Nos. 4105/2026, 4138/2026 and 4139/2026.

CORAM : SMT VIBHA KANKANWADI

& AJIT B. KADETHANKAR, JJ.

DATE : 20th APRIL, 2026.

PER COURT :

1. In these petitions, the Petitioners have prayed for the directions to the Respondents/authorities to give/grant the benefit of Ekstar (One step promotional pay scale) under scheme of G.R. dated

06.08.2002 and 29.02.2024 from the date of appointment of the Petitioners in tribal area and further direction to pay the salary with arrears to the Petitioners by adding one step pay promotional pay scale.

2. We have considered the submissions of the learned Advocates for the respective sides and we have perused the series of orders passed by this Court in favour of similarly situated Petitioners, which have been annexed to the petition.

3. In view of the above, we do not find any such circumstance, which would convince us to take a different view.

4. Learned AGP vehemently submitted that the Government Resolution on which the Petitioners are relying i.e. Government Resolution dated 06.08.2002 was applicable to the Government servants and it was not made applicable to the Zilla Parishad employees at that time. Without considering whether the Government Resolutions are applicable to Zilla Parishad employees or not, the concerned officers are now passing the order in view of the orders passed by this Court. Further, when the employees like

Petitioners are employed by the private institution wherein they do not have any school beyond PESA/tribal area, then the said resolution will not be applicable. A clarification was issued by the Government by Resolution dated 14.08.2008.

5. The learned Advocates representing the respective parties in those cases (orders which have been annexed to the petition) have clearly stated that the order passed by this Court at the Principal Bench, in Writ Petition No. 8824 of 2021 (**Hiralal Jagannath Bawa and others vs. The State of Maharashtra and others**), dated 21.12.2021, is applicable to all such cases.

6. Now, it is to be noted that when this Court had passed the order in Writ Petition No. 13842/2025, a care was taken to give direction that the concerned officer should consider the Government Resolution. This Court had clearly indicated that the scrutiny will have to be done as per the Government Resolution dated 29.02.2024. Certainly, then the latest Government Resolution would consider the Government Resolution dated 14.08.2008 also. Further, this Court in any of the orders has not given direction that the proposals of the Petitioners or similarly situated persons should be allowed without

scrutiny. Only after those persons are found eligible then only the action as contemplated under the Government Resolution was required to be undertaken. Therefore, in our opinion, all the instructions are very much clear which require no deviation.

7. In view of the above, writ petitions stand allowed in the following terms :-

i. Respondent/Education Officer (Secondary), Zilla Parishad, shall scrutinize the records of these Petitioners and the places at which they are deployed for performing their duties, within a period of 30 days from today, considering the Government Resolution dated 29.02.2024.

ii. The cases which have no legal impediment after verification, shall be cleared by the concerned Respondent and the salary benefits to which the Petitioners are entitled to, in the light of the one step pay-scale made available to the employees working in the Tribal and PESA areas, shall be paid to them along with arrears as well as their current salary, within a period of 30 days, thereafter.

iii. After scrutiny, if the Petitioners, on the basis of their record, are found to be ineligible, the concerned Respondent, would issue notice to the Petitioners, so as

to enable them to appear before the said authority and address it.

iv. After such hearing, which shall be completed within 120 days, the concerned Respondent shall pass an appropriate order and grant benefits of one-step pay-scale to those candidates, who are found to be eligible.

v. The Petitioners, who may suffer an adverse order after the above stated exercise is completed, shall be at liberty to avail of a statutory remedy, as is permissible in law and in the light of the Government Resolution dated 29.02.2024 issued by the General Administration Department.

(AJIT B. KADETHANKAR)
JUDGE

(SMT. VIBHA KANKANWADI)
JUDGE

dyb