

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 12206 OF 2025**

Ashok Laxman Moily & Ors. ... Petitioners
versus

The Chief Education Officer,
Department of Education, (Sec),
Zilla Parishad, Thane & Ors. ... Respondents

...
Ms.Veena Thadani with Ms.Rutuja Gaikwad for the Petitioners.
Mr.P.P.Kakade, Addl.GP with Mrs.P.N.Diwan, AGP for the Respondent -
State.
Mr.A.G.Kothari for Respondent Nos. 4 to 8.
Mr.Shaikh Nasir Masih with Mr.Shaikh Saad Amin for Respondent No.9.

...
**CORAM : RAVINDRA V. GHUGE &
HITEN S.VENEGAVKAR, JJ.**
DATE : APRIL 16, 2026

P.C:

1. The learned Advocate representing Respondent Nos. 4 to 8 /
School Management tenders a compilation of 48 pages along with an
index.
2. After briefly hearing the learned Advocates for the respective
sides, we are informed by the Management that, the Petitioners have
preferred an Appeal before the School Tribunal.
3. Several grounds have been canvassed in the said Appeal,
including the ground as to whether the Management was not in a position

to pay the salaries of the employees and, as a result of which, the School was closed down.

4. Since the Appeal is pending, we expressed our disinclination.

5. The learned Advocate for the Petitioners sought a pass over.

6. After taking instructions, the learned Advocate for the Petitioners submits, on instructions, that all the contentions of the Petitioners be kept open before the School Tribunal and the Petitioners desire to withdraw this Petition.

7. The learned Advocates for the erstwhile Management and new Management submit that all the contentions of all the parties be kept open.

8. In view of the above, this **Writ Petition is disposed off** as withdrawn, on instructions.

9. Needless to state, we trust that the learned Presiding Officer of the School Tribunal would consider all the grounds and contentions as pleaded by the parties, on their own merits.

(HITEN S.VENEGAVKAR, J.) (RAVINDRA V. GHUGE, J.)