

Sharayu Khot.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2849 OF 2026

S.B. Patil Public School &
Junior College Vangali & Anr.

...Petitioners

Versus

State of Maharashtra
Through its Principal Secretary,
(School Education), School Education &
Sports Department, Maharashtra & Ors.

...Respondents

Mr. Ajit Kenjale a/w Ms. Utkhanta Kenjale, Mr. Azharuddin Khan a/w
Sai Kadam for the Petitioners.

A.R. Deolekar, AGP for the Respondent – State.

Mr. Ashwin R. Kapadnis for the Respondents – Z.P. Pune.

CORAM : R.I. CHAGLA J
ADVAIT M. SETHNA, J

DATE : 23 March 2026

ORDER :

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1. Rule. Rule made returnable forthwith.
2. Heard finally by consent of parties.

3. The prayer sought for in the Writ Petition is for direction to the Respondents to release the amount of arrears of Rs. 28,55,266/- towards the reimbursement of dues under Section 12(2) of the Right of Children to Free and Compulsory Education Act, 2009 to the Petitioners in respect of the Petitioner-School.

4. Mr. Ajit Kenjale, the learned Counsel for the Petitioners referred to the similar orders being passed by this Court in Writ Petitions including Civil Writ Petition No. 17502 of 2025, wherein identical issue arose. This Court in the said Writ Petition by order dated 2nd February 2026 granted eight weeks time to the Respondents-State to scrutinize the case of the Petitioner and determine the eligibility as well as quantum of reimbursement and thereby release the admissible amount of reimbursement to the Petitioner. It was further held that if any Petitioner is not entitled for any amount of reimbursement, a reasoned order to that effect be passed to the Respondent-State and the Petitioner in that event is granted liberty to seek redressal of his grievance, according to law.

5. We are accordingly, inclined to pass a similar order as that passed by this Court in Civil Writ Petition No. 17502 of 2025.

6. In view thereof, following order is passed.:-
- (i) The Respondents-State shall within twelve weeks scrutinize the case of the Petitioner-School and determine the eligibility as well as quantum of reimbursement to the Petitioner-School.
 - (ii) The admissible amount of reimbursement to the Petitioner-School shall be released by the Respondents-State within a period of two weeks from such determination.
 - (iii) If the Petitioner-School is not entitled for any amount of reimbursement, a reasoned order to that effect be passed and the Petitioner shall be at liberty to seek redressal of his grievance, in accordance with law.
 - (iv) The Writ Petition is accordingly, disposed of in the above terms with no order as to costs.
 - (v) Rule is discharged.

7. List the Petition for recording compliance on 6th July 2026.

[ADVAIT M. SETHNA, J.]

[R.I. CHAGLA J.]