

Shri. K. B. Parab,

V/s.

Karachi Maharashtra S.P.M. and others.

order passed below Exh. 48

(Date – 25.03.2026)

Present application filed by respondent no.1 under Order 11 Rule 1 of Code of Civil Procedure to grant to delivery interrogatory to respondent no. 5. Despite giving opportunity to respondent no. 5 no reply is filed by him. The appellant had obtained copy of the application and orally raised objections.

2. Respondent no. 1 has filed present application seeking leave to this Tribunal to deliver interrogatories as set out in the schedule attached to the application. The application contains that the discovery of alleged facts is necessary in relevant questions of the matter and will narrow down the controversy.

3. I have gone through the interrogatories annexed with the relevant questions raised in the interrogatories are relevant to the sanction of approval to the post of Headmaster, after vacating interim order by this Tribunal. Ld. Counsel Mr. Kulkarni had argued that, after vacating interim order by this Tribunal management had submitted proposal before Education Officer where the appellant had raised objection due to which the Education Officer despite vacating interim order refused to grant approval to the post of Headmaster as claimed. As a matter of fact, interim order was passed and Education Officer was directed to not to grant approval by the order passed below Exh. 5 on 12.02.2025, however, said order is vacates by this Tribunal by order passed below Exh. 33 dated 12.11.2025 and directed Education Officer to grant the approval on ad hoc basis to

respondent no. 4 as Headmaster. As per contention of the management despite the order ad hoc approval is not granted to respondent no. 4 on account of objection raised by the appellant. The controversy about seniority and alleged supersession is relating to the approvals sanctioned by the Education Officers. Thus, to narrow down the controversy the interrogatories seems to be helpful. Hence, following order.

ORDER

1. Application is allowed and permission is granted to respondent no. 1 to deliver his interrogatories to respondent no. 5 as per Order 11 Rule 1 of Code of Civil Procedure.
2. Respondent no. 5 is hereby directed to answer the interrogatories with affidavit within 10 working days from communication of order.
3. Since respondent no. 5 appeared in person copy of order be sent to him.

Date :- 25.03.2026
Place:- Kolhapur.

(V.N.Dhavle)
Presiding Officer,
School Tribunal, Kolhapur.