ANANT KRISHNA NAIK
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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4218 OF 2024

Manohar Shantaram Ahire And Ors ...Petitioners
Versus
The State Of Maharashtra And Ors ...Respondents

Mr. Nitin Gaware Patil for the Petitioners.
Ms. A. A. Purav, AGP for the Respondent-State

CORAM : NITIN JAMDAR &
M. M. SATHAYE, JJ.

DATED : 26 MARCH, 2024

P.C.:

1. The Petitioners have challenged the merit list published by the Respondent No. 2 to post of Assistant Teacher. The challenge is predicated on the basis that for the recruitment process to the Assistant Teacher a horizontal reservation for ex-servicemen is provided. Reference is made to the Government Resolutions issued by the General Administration Department in the recruitment of Class III and Class IV posts in the State and also minutes of the meeting, which have been held by the Secretary with the President of the Ex-Servicemen Association.

2. According to us a Assistant Teacher, who imparts education to children will have to be considered on a different footing than the regular recruitment of class III, Class IV posts in the State. As on today,

no specific Government Resolution or policy is placed before us providing for reservation to the Ex-Servicemen in the recruitment for the post of Assistant Teacher.

3. In that regard, stand of the State Government whether such policy exists, would be necessary. We accordingly defer the hearing of this Petition to **8 April 2024** to enable learned AGP to inform the Court regarding the existence of such policy.

(M. M. SATHAYE, J.) **(NITIN JAMDAR, J.)**