IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6060 OF 2026

Ambegaon Taluka Vidya Vikas Mandal Through Its President/Secretary and Anr ..Petitioners

Versus

Chandrakant Nathusaheb Witkar and Anr …Respondents

Mr. Narendra V Bandiwadekar, Senior Advocate, with Vinayak R Kumbhar, Rajendra B Khaire, i/b Ashwini N Bandiwadekar, for the Petitioners.
Mr. Bhagyesh Witkar, for Respondent No.1.
Smt. A.A. Nadkarni, AGP, for Respondent No.2-State.

CORAM: N. J. JAMADAR, J.
DATE : 7th MAY 2026

ARUN RAMCHANDRA SANKPAL
Digitally signed by ARUN RAMCHANDRA SANKPAL
Date: 2026.05.07 19:02:15 +0530

P.C.:

1. Heard the learned Counsel for the parties.

2. An arguable question as to whether the School Tribunal could have directed the reinstatement in service of Respondent No.1, while giving liberty to the Petitioner-Trust to conduct a *de nova* enquiry against Respondent No.1, from the stage mentioned in Rule 36(3) of the Maharashtra Employees of Private Schools (Conditions of Service) Rules, 1981, arises for consideration.

3. Issue notice to the Respondents returnable on 17th June 2026.

4. Mr. Bhagyesh Witkar, the learned Counsel, waives service of notice for Respondent No.1.

5. Smt. A.A. Nadkarni, the learned AGP, waives service of notice for Respondent No.2-State.

6. The learned Counsel for Respondent No.1 seeks time to take instructions and file an Affidavit in Reply.

7. Let the Affidavit in Reply be filed on or before 10th June 2026 and it's copy served on the Petitioner.

8. Stand over to 17th June 2026.

9. In the meanwhile, there shall be an ad-interim relief in terms of prayer clause (c).

[N. J. JAMADAR, J.]