

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 12973 OF 2023

Jayashree Mahadev Chavan & Anr.Petitioners

Versus

The State of Maharashtra & Anr.Respondents

Mr. Sugandh Deshmukh a/w. Mr. Rajaram Deshmukh a/w. Ms. Ankita Salvi a/w Mr. Bhushan Deshmukh a/w Mr. Vaibhav Thorave, for Petitioners.

Mr. V. G. Badgujar, AGP for the State/Respondents.

**CORAM : RAVINDRA V. GHUGE &
ABHAY J. MANTRI, JJ.**

DATE : 24th MARCH, 2026

P.C. :-

1. We have perused the order passed by the School Education Minister, which is undated, though it is purportedly dated 18.02.2010.

2. The learned Advocate for the Petitioners submits that all these Petitioners were placed on the waiting list on 20.10.2010 for the purpose of absorption. Even after 15 years and 6 months, they are yet to be absorbed. He further submits that an initiative is

required to be taken by the Education Officer (Secondary), Zilla Parishad, Pune, to assess the vacancies available in all the schools under the Pune Zilla Parishad, and, depending upon the seniority and eligibility of these Petitioners, orders of absorption can be passed.

3. We are astonished by the delay caused by the ZP, inasmuch as, the patience of these Petitioners who have waited for 15 years and 6 months. Some of them are in the teaching cadre, while others are in the non-teaching staff. They have been without salary for the past 15 years and 6 months.

4. We, therefore, direct Respondent Nos. 1, 2 and 3 to ensure that the assessment of vacancies for the absorption of such surplus candidates in the teaching and non-teaching categories in all schools under the Pune Zilla Parishad, shall be completed on a war footing, on or before 15th April 2026.

5. Petitioner No. 1, Smt. Jayashree Mahadev Chavan, and Petitioner No. 5, Rohidas Rama Janjire, have attained the age of superannuation. However, both of them can be considered for

notional absorption in order to ensure that they receive their retirement benefits.

6. List this Petition on **17th April 2026**, in the ‘Urgent Supplementary Board’ for the learned AGP to place on record the data as directed above for the purpose of the absorption of these Petitioners. We make it clear that the absorption shall be based on the seniority and eligibility of all teaching and non-teaching staff members, inclusive of those similarly placed as the present Petitioners, irrespective of whether they have approached this Court or not.

(ABHAY J. MANTRI, J.)

(RAVINDRA V. GHUGE, J.)