

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
WRIT PETITION NO.11139 OF 2015**

Mrs.Rachana Ramchandra Sankhe .. Petitioner  
Vs.  
Aryan Educational Society .. Respondents  
Through its Secretary and Ors

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Ms.Anupama B. Shah for Petitioner.  
Mr.Susheel Mahadeshwar i/b. Ms.Ranjana Todankar Respondent no.5  
Ms. M.S.Bane 'B' Panel for Respondent no.3 and 4.  
Ms. Rita K. Joshi a/w Mr.Swapnil Kamble for Respondent no. 1 and 2.

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**CORAM : M.S.SONAK, J.  
DATE : 8<sup>th</sup> DECEMBER, 2015.**

**P.C.:**

1. Rule. Rule is made returnable on 21<sup>st</sup> March, 2016.
2. In the meantime there shall be ad interim relief in terms of prayer clause (c). The admission of this petition and the grant of interim relief shall however not preclude the respondent no.5 questioning the promotion of the petitioner to the post of Head Mistress by taking out proceeding under section 9 of the Maharashtra Employees of Private Schools Condition of Service Regulations Act 1977.
3. In case such proceedings are taken out by respondent no.5, same to be decided on its own merits and in accordance with law without in any manner being influenced by the position that this petition has been admitted or that any interim relief has been granted in the matter or that the order made by the Education Officer has been stayed.
4. The authorities / School Tribunal, if approached, to decide the matter on its own merits and in accordance with law.

**(M.S.SONAK, J.)**