



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

4 WRIT PETITION NO.4170 OF 2025

Mohammed Meraj Shaker S/o Mohammed Ismail

VERSUS

The State Of Maharashtra And Others

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WITH

CIVIL APPLICATION NO. 506 OF 2026

IN WP/4170/2025

WITH

CIVIL APPLICATION NO. 14039 OF 2025

IN WP/4170/2025

...

Mr. M. V. Ghatge, Advocate for the Petitioner.

Ms. N. B. Kamble, AGP for Respondent Nos.1 and 4/State.

Mr. S. R. Yadav Lonikar, Advocate for Respondent Nos.2 and 3.

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**CORAM : SMT. VIBHA KANKANWADI &
HITEN S. VENEGAVKAR, JJ.**

DATE : 09 MARCH 2026

ORDER :

. In view of our order dated 13.02.2026, affidavit of Mr. Bharat Sahebrao Gaikwad, the Assistant Administrative Officer in the Education Department (Primary), Zilla Parishad, Parbhani, has been filed.

2. We have heard learned Advocate Mr. M. V. Ghatge for the petitioner, learned AGP Ms. N. B. Kamble for respondent Nos.1 and 4 and learned Advocate Mr S. R. Yadav Lonikar for respondent Nos.2 and 3.

3. At this stage, learned Advocate for respondent Nos.2 and 3 admits that the petitioner has now been declared as surplus on 03.09.2025 and, therefore, he should receive the salary between February, 2025 to August, 2025. Since other issues are also involved, the matter is adjourned to enable the Court to hear the learned AGP appearing for respondent Nos.1 and 4. Learned AGP, if necessary, should file the affidavit of a competent higher authority not below the rank of Director of Education, particularly in view of the fact that learned Advocate for the petitioner is also providing copy of the Government Resolution dated 30.01.2026 in respect of No Work No Pay policy. Now, taking into consideration the financial difficulty the petitioner is facing and the fact that it is emerging that he is entitled to salary for the period from February, 2025 to August, 2025, we would direct respondent Nos.2 and 3 to release the salary of the petitioner from February 2025 to August, 2025 within a period of 15 days from today.

4. Affidavit-in-reply to be filed on behalf of respondent Nos.1 and 4

on or before 02.04.2026. Copy of the same be given to the other side in advance.

5. Place the matter for further consideration on 10.04.2026.

[HITEN S. VENEGAVKAR]
JUDGE

[SMT. VIBHA KANKANWADI]
JUDGE

scm