



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR**

**WRIT PETITION NO. 2302 OF 2026**

Rajesh Vasantrya Wankhade ..VS.. The State of Maharashtra & others

Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders

Court's or Judge's orders

Mr. R. D. Karode, Advocate for the petitioner.  
Ms. H. S. Dhande, AGP for the respondent No.1.

**CORAM : SMT. M.S. JAWALKAR, AND**  
**NANDESH S. DESHPANDE, JJ.**

**DATED : 17<sup>th</sup> MARCH, 2026**

1. Leave to amend the prayer clause is granted. Amendment to be carried out forthwith.
2. Heard learned counsel for the petitioner and learned Assistant Government Pleader for the respondent No.1.
3. The impugned order dated 24.02.2026 issued by the Block Development Officer, Panchayat Samiti, Telhara, which is a list of surplus teachers, wherein the petitioner is at serial No.7. It is further contention of the petitioner that one Saroj Namdeo Sadavarte though senior to the petitioner, she has not declared as excess. The petitioner made a representation and placed his objection, which are duly recorded by the Block Development Officer, Panchayat Samiti, Telhara and the petitioner is at Serial No.15 in the list of objectors dated 23.02.2026. The petitioner further contended that without deciding the objection raised by the petitioner, he was declared surplus. The order passed

declaring the petitioner surplus is in contravention of the guidelines issued in the Government Resolution dated 18.05.2011, wherein Clause No.3 contemplates that in case there are excess teacher, the senior most teacher would be declared as surplus teacher. As such the impugned order is patently erroneous and unsustainable.

4. In view thereof, issue notice to the respondents, returnable on **15.04.2026**.

5. Ms. H. S. Dhande, learned Assistant Government Pleader waives service of notice for respondent No.1.

6. The petitioner is permitted to serve the other respondents by any private mode available in law in addition to usual mode of service.

7. In the meantime, there shall be *ad interim* relief in terms of prayer clause (ii), to the extent of the petitioner.

8. The respondent Nos.2, 3 and 4 are hereby permitted to take a decision in the meanwhile on the objection of the petitioner dated 21.02.2026 in accordance with law and government resolution.

(NANDESH S. DESHPANDE, J.)

(M.S. JAWALKAR, J.)