

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

**WRIT PETITION NO. 9747 OF 2017**

Gram Vikas Shikshan Mandal,  
Ainwadi & Ors. ....Petitioners

Vs.

The State of Maharashtra & Ors. ....Respondents

Mr. Prashant Bhavake, Advocate for Petitioner.

Mrs. Shubhangi N. Deshmukh, AGP, for the Respondents-State.

**CORAM: ANIL L. PANSARE,**

**RANJITSINHA RAJA BHONSALE, JJ.**

**DATED: 5<sup>th</sup> MAY 2026**

**PC.:-**

1. In response to order dated 27<sup>th</sup> April 2026, the learned AGP has tendered across bar the Affidavit in Reply on behalf of Respondent No.5. It is taken on record.
2. We have gone through the reply to find that except on the issues noted in the order dated 27<sup>th</sup> April 2026, the Respondent No.5 has adverted to all other issues. The reply was expected on two grounds urged by the Petitioners. One is that compliance mandated under Section 5(1) of the Act was duly fulfilled and second that the refusal to grant approval is founded not on the data available at the time of

appointment of Petitioner No.3, but on the material considered at the stage of examining the proposal. The reply is completely silent on these two points.

3. At this stage, the learned AGP seeks further time to file additional reply.

4. This is not the first time where we have noticed that the Respondent, particularly when it comes to Education Department, the proper instructions are not given to the learned AGP and, therefore, the matter gets adjourned.

5. We accordingly, direct the Respondent No.3 to remain present before us tomorrow, either personally or through video conferencing with relevant record, so as to assist us to take effective decision in the matter.

6. Stand over on **6<sup>th</sup> May 2026**.

**(RANJITSINHA RAJA BHONSALE, J.)**

**(ANIL L. PANSARE, J.)**