



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SUO-MOTO PUBLIC INTEREST LITIGATION NO.2 OF 2023**

Court on its own motion] .. Petitioner
vs.
State of Maharashtra & Ors.] .. Respondents

Dr.Birendra Saraf, AG a/w Smt.Neha Bhide, GP, Mr.O.A. Chandurkar ,
Addl. GP, Mrs.G.R. Raghuwanshi, AGP and Mrs.R.A. Salunkhe, AGP
for Respondent Nos.1 to 4.

Mr.Navroz Seervai, Senior Advocate, Amicus Curiae present.

**CORAM : ALOK ARADHE, CJ. &
BHARATI DANGRE, J.**

DATE : 29th JANUARY, 2025.

P.C.

1. This Public Interest Litigation has been registered Suo-Moto on the basis of News Items dated 24/09/2023 and 25/09/2023 which are published in Hindustan Times, Sunday Times of India, Nagpur and Daily Sakal, Nagpur, wherein, it is stated in a bid to improve education in Government School, the State will launch a new scheme of clusters of schools, wherein smaller institutions will be merged with bigger schools in the vicinity.

2. A Bench of this Court by an order dated 19/10/2023 took cognizance of the aforesaid News Item and also noted that on account of the detailed action plan, which was to be declared by the State

Education Commissioner on Friday, a major unrest has been caused because it indicated the closure of around 15,000 schools. Thereafter, by an order dated 07/12/2023, the learned senior counsel Mr.Navroz Seervai assisted by Advocate Mr.Aseem Naphade, was appointed as an Amicus Curiae.

3. Dr.Birendra Saraf, the learned Advocate General has invited attention of this Court to the order dated 22/01/2024, which record statement of the learned Advocate General that no policy decision as on today has been taken by the State Government.

When the matter is called today, the learned Advocate General has reiterated the aforesaid stand.

4. In our opinion, no useful purpose would be served by keeping the Public Interest Litigation pending. It would be open to the State Government to take such policy decision as it may deem fit. However, liberty is also required to be reserved to any person, who would feel aggrieved to question the same as and when aforesaid policy decision is taken.

5. We place on record our appreciation for the able assistance offered by the learned Amicus Curiae.

6. With the aforesaid liberty, this Public Interest Litigation is disposed off.

(BHARATI DANGRE, J.)

(CHIEF JUSTICE)