

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3763 OF 2015

...	Petitioner
Ravindra Yadavrao Sirsikar	
v/s.	
State of Maharashtra & ors.	Respondents

...

Mr.Milind Sathe, Sr.Advocate with Ms.Trupti Puranik and Mr.Joel J. Carlos for the Petitioner.

Ms.S.S.Bhende, AGP for Respondent No.1.

Mr.A.S.Rao with Mr.Prashant Kamble for Respondents Nos. 2 & 3.

...

**CORAM : ANOOP V. MOHTA &
A.A.SAYED, JJ.**

DATED : 28 SEPTEMBER 2015

ORDER:

Mr.Milind Sathe, Learned Sr. Counsel appearing for the Petitioner makes a statement, in view of the subsequent development, the Post of Municipal Secretary, Kalyan Dombivali Municipal Corporation is advertised and the appointment will be made accordingly.

2. However, it is made clear that so far as the Petitioner is concerned, it will be subject to the following observations of the order of this Court dated 6 December 2013 passed in Writ Petition No.11059 of 2012 (Ravindra Yadavrao Sirsikar v/s. The State of Maharashtra and ors.):

“In the event such a fresh advertisement is issued and the petitioner chooses to apply, the Municipal Commissioner or the Competent Authority under the Corporation should consider the petitioner’s application on its merits and in accordance with Rules, even if the petitioner is unable to satisfy the requirement of age on the date of the issuance of the advertisement. Meaning thereby, that the authority should grant age relaxation and should not reject the application of the petitioner, only because it does not satisfy that criteria.”

3. The Petition is, accordingly, disposed of. No costs.

(A.A. SAYED, J.)

(ANOOP V. MOHTA J.)

CERTIFICATE

Certified to be true and correct copy of the original signed
Judgment/Order.