

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

INTERIM APPLICATION NO. 3714 OF 2021

IN

WRIT PETITION NO.533 OF 2019

Vithal Ramdas Shelar

....Applicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.

....Respondents

with

INTERIM APPLICATION NO. 3717 OF 2021

IN

WRIT PETITION NO.11882 OF 2018

Avinash Sheshrao Wankhede

....Applicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.

....Respondents

with

INTERIM APPLICATION NO. 3719 OF 2021

IN

WRIT PETITION NO.61 OF 2019

Pradeep Nimba Patil

....Applicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.

....Respondents

with

INTERIM APPLICATION NO. 3712 OF 2021

IN

WRIT PETITION NO.8455 OF 2021

Atul Bhikaji Motkari

....Applicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.

....Respondents

with

INTERIM APPLICATION NO. 3722 OF 2021

IN

WRIT PETITION NO.83 OF 2019

Vilas Shantaram Shelke

....Applicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3701 OF 2021
IN
WRIT PETITION NO.63 OF 2019

Sanjay Narayan KhandekarApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3711 OF 2021
IN
WRIT PETITION NO.770 OF 2019

Dnyaneshwar Sakharam ShindeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3721 OF 2021
IN
WRIT PETITION NO.524 OF 2019

Hemant Murlidhar JadhavApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3713 OF 2021
IN
WRIT PETITION NO.8470 OF 2019

Vijay Khandu MandlikApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3723 OF 2021
IN
WRIT PETITION NO.14544 OF 2018

Kiran Kalu SabaleApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3710 OF 2021
IN
WRIT PETITION NO. 8468 OF 2021

Bhushan Madhukar JunnareApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3703 OF 2021
IN
WRIT PETITION NO.8453 OF 2021

Abhiman Pandharinath KaleApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3725 OF 2021
IN
WRIT PETITION NO.64 OF 2019

Ambadas Hari KhetadeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3718 OF 2021
IN
WRIT PETITION NO.464 OF 2019

Ansari Usman IsmailApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3708 OF 2021
IN
WRIT PETITION NO.8464 OF 2021

Laxman Baburao GelayeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3731 OF 2021
IN
WRIT PETITION NO.14733 OF 2018

Haider Abdul Razzak BaigApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3709 OF 2021
IN
WRIT PETITION NO.8465 OF 2021

Amol Prabhakar GaikwadApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3716 OF 2021
IN
WRIT PETITION NO.1586 OF 2019

Laxman Vasant ChavanApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3715 OF 2021
IN
WRIT PETITION NO.62 OF 2019

Jagatro Lotan BagulApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3730 OF 2021
IN
WRIT PETITION NO.14549 OF 2018

Anil Lahanu PatilApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3720 OF 2021
IN
WRIT PETITION NO.429 OF 2019

Santosh Bhaskar GhodkeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3728 OF 2021
IN
WRIT PETITION NO.14420 OF 2018

Gaurav Madan BhangareApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3704 OF 2021
IN
WRIT PETITION NO.8458 OF 2021

Yogesh Ramchandra PawarApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3726 OF 2021
IN
WRIT PETITION NO.532 OF 2019

Pramod Ramesh BhadkeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3707 OF 2021
IN
WRIT PETITION NO.8462 OF 2021

Yogesh Balasaheb KanadeApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3724 OF 2021
IN
WRIT PETITION NO.525 OF 2019

Dnyaneshwar Vasudev BadgujarApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3706 OF 2021
IN
WRIT PETITION (STAMP) NO.30016 OF 2021

Chandrakant Vishnu ThoratApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3732 OF 2021
IN
WRIT PETITION NO.12896 OF 2018

Hanuman Housrao GholapApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3727 OF 2021
IN
WRIT PETITION NO.777 OF 2019

Shyam Kishor AawareApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3705 OF 2021
IN
WRIT PETITION NO.8467 OF 2021

Deepak Maruti ThoratApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

with
INTERIM APPLICATION NO. 3702 OF 2021
IN
WRIT PETITION NO.10526 OF 2019

Dilip Devlal BadgujarApplicant/Petitioner

Versus

The Nashik Municipal Corporation, Nashik
and anr.Respondents

Mr. Shriram S. Kulkarni, advocate for the applicants/petitioners.
Mr. Murlidhar Laxman Patil, advocate for respondent No.1
Ms. R. M. Shinde, AGP for the State.

**CORAM : PRASANNA B. VARALE &
S. M. MODAK, JJ.**

DATE : 7th DECEMBER, 2021.

P.C. :

1. Mr. Kulkarni, learned counsel for the applicants/petitioners submitted that, post filing of the petitions, certain Government Circulars are issued and the action consequent to these circulars is contrary not only to the earlier decision of this Court but also contrary to the provisions of law and, as such, the petitioners are seeking to amend the petitions by only raising additional grounds. Mr. Kulkarni submitted that by the amendment, there would be no change in the tenor of the petitions or the reliefs claimed but there would be only addition of certain reliefs in

consonance with the basic reliefs claimed in the petitions. Mr. Kulkarni submitted that by way of amendment, no prejudice would be caused to the respondents.

2. On perusal of the material placed on record, we are of the opinion that Mr.Kulkarni, learned counsel for the applicants, has made out a case for amendment. Accordingly, the applications are allowed in terms of prayer clause (a) and are disposed of as such.

3. Necessary amendment be carried out within two weeks from today. Needless to state that learned counsel for the petitioners shall serve copy of the amended petitions upon learned counsel appearing for the respective respondents. The respondents, on receipt of the copy of the amended petitions, if so desire, may file their respective affidavit-in-reply within three weeks thereafter.

4. Post the petitions for further consideration on **25th January, 2022.**

(S. M. MODAK, J.)

(PRASANNA B. VARALE, J.)