

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2560 OF 2022

Shri. Uttam Krishnat Patil

.... Petitioner

V/s.

The President, Abhinav Shikshan

Prasarak Mandal & Ors.

....Respondents

Mr. Prasant Bhavake, Advocate for the petitioners.

CORAM : SANDEEP K. SHINDE, J.

TUESDAY, 11TH OCTOBER, 2022.

P.C. :

1. A praecipe is moved for speaking to minutes of the order dated 3rd October, 2022.

2. Mr. Bhavake, learned Counsel for the petitioner points out the name of the respondent has been erroneously mentioned as "The President, Kai Dinkarrao Va Shamrao Pawar-Patil Bandhu Kala, Krida Va Sanskrutik Sanstha & Ors.", whereas, the correct name is "The President, Abhinav Shikshan Prasarak Mandal & Ors.".

3. Appropriate corrections be carried out and the order be read accordingly.

(SANDEEP K. SHINDE, J.)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2560 OF 2022**

Uttam Krishnat Patil

.....Petitioner

V/s.

The President, Abhinav Shikshan

Prasarak Mandal & Ors.

....Respondents

**ALONGWITH
WRIT PETITION NO. 2561 OF 2022**

Sagar Balwant Patil

.....Petitioner

V/s.

The President, Kai Dinkarrao

Va Shamrao Pawar-Patil Bandhu

Kala, Krida V Sanskrutik Sanstha and Ors.

....Respondents

**ALONGWITH
WRIT PETITION NO. 2562 OF 2022**

Sagar Balu Patil

.....Petitioner

V/s.

The President, Kai Dinkarrao

Va Shamrao Pawar-Patil Bandhu

Kala, Krida V Sanskrutik Sanstha and Ors.

....Respondents

ALONGWITH

WRIT PETITION NO. 2563 OF 2022

Ashok Bander Rao Desai

.....Petitioner

V/s.

The President, Kai Dinkarrao

Va Shamrao Pawar-Patil Bandhu

Kala, Krida V Sanskrutik Sanstha and Ors.

....Respondents

Mr. Prashant Bhavake, Advocate for the petitioner.**Mr. Utkarsh S. Desai**, Advocate for the respondent.**Mrs. Vaishali Nimbalkar**, AGP for State.**CORAM : SANDEEP K. SHINDE, J.****MONDAY, 3RD OCTOBER, 2022.****P.C. :**

1. Heard learned Counsel for the parties.
2. Sachin Bapuso Atigre and the petitioners herein, were the employees of the respondent no.1, who runs and manages the respondent no.3-School. The services of Sachin Atigre and the petitioners, were terminated on 19th June, 2019. Whereafter, Sachin Atigre and the petitioners herein challenged the termination orders before the School Tribunal at Kolhapur, alongwith an application seeking to condone the delay caused in making the Appeal. The Learned Presiding Officer, School Tribunal, Kolhapur Region, Kolhapur vide order dated 9th March, 2021 declined to condone the delay caused in preferring the Appeal. Sachin Bapuso Atigre assailed the order of the School Tribunal in Writ Petition No.

2559/2022. His Writ Petition was heard by this Court and vide order dated 27th April, 2022 the delay caused in filing the Appeal Under Section 9 of the Maharashtra Employees of Private Schools Act, 1977, was condoned. The case of the petitioners herein, is not different then the case of Sachin Atigre. Thus, impugned order is set aside and delay caused in making Appeal under Section 9 of M.E.P.S. Act, is condoned.

3. In consideration of these facts, petition is allowed subject to costs of Rs.10,000/- each to be paid to Kirtikar Law Library within three weeks from today.
4. All the petitions are allowed and disposed of in the aforesaid terms.
5. Copy of the order be placed on record of each petition.

(SANDEEP K. SHINDE, J.)

Note : Correction is carried out in the cause-title only pursuant to speaking to minutes order dated 11th October, 2022.