

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 15768 OF 2025

Pankaj Sunil Shindikar & Anr. ... Petitioners.

V/s.

State of Maharashtra & Ors. ... Respondents.

Mr. Varun H. Thanawala, Advocate for Petitioners.

Mr. M.L. Patil, Advocate for Respondent No. 2.

Mr. P.P. Kakade, Addl. G.P. a/w. Ms. Priyanka Chavan, AGP for Respondent/State.

Mr. S.S. Patwardhan i/b. Ms. Mrinal Shelar, Advocate for the Respondent No. 3.

CORAM : RAVINDRA V. GHUGE AND
ASHWIN D. BHOBE, JJ.

DATE : 28th NOVEMBER, 2025

P.C. :

1. This matter was heard on 27th November, 2025.

2. There is no dispute that the Government issued a Resolution dated 05.01.2022 under the Order of His Excellency The Governor of Maharashtra. The pre-requisite qualification for recruitment of fireman, are set out in the said Resolution. The controversy is that after the

Order is corrected as per the Speaking to the minutes Order dated 18.12.2025.

Nashik Municipal Corporation notified the requisite qualifications in the Nashik Municipal Corporation Service (Service Entry and Service Classification) Rules, 2022, the factum of the G.R. dated 05.01.2022 was lost sight off, and not incorporated as a part of the Rules for the purpose of indicating the requisite qualifications for the post of fireman.

3. The learned AGP has taken instructions and tenders a compilation of documents (20 pages). The same is marked as 'X' collectively for identification. She is instructed to say on the basis of the last 2 paragraphs of the communication dated 28.11.2025, which are at page 1 and 2 below Annexure 'X', that the sanction to the modified requisite qualifications for the post of fireman would be granted within a period of 15 days. Same read as under :-

उक्त दिलेल्या मंजूरीच्या अनुषंगाने तसेच अग्निशमन संवर्गाच्या आदर्श सामाईक सेवा प्रवेश नियम दिनांक १२.०६.२०२५ नुसार नाशिक महानगरपालिकेच्या अग्निशमन विभागाच्या प्रस्तावित सेवा प्रवेश नियमातील अग्निशमक (फायरमन) या पदाच्या शैक्षणिक अर्हतेत सेवा प्रवेश नियमात दुरुस्ती करण्यातबाबतचा प्रस्ताव शासनस्तरावर सादर करण्यात आलेला आहे. (प्रत संलग्न.)

तरी, उपरोक्त वस्तुस्थिती मा. उच्च न्यायालयाच्या निदर्शनास आणून द्यावी, तसेच, उक्त प्रकरणी कार्यवाही पूर्ण करण्यासाठी मा. उच्च न्यायालयाकडून पंधरा (१५) दिवसांची मुदतवाढ घेण्यात यावी, ही विनंती.

4. We find that the Nashik Municipal Corporation has conveyed to the State vide communication dated 14.10.2025 that the

Order is corrected as per the Speaking to the minutes Order dated 18.12.2025.

G.R. dated 05.01.2022 has been lost sight off and the modified pre-requisite qualifications for the post of fireman need to be entered in the Rules. The said communication is at page No. 6 below Annexure 'X'.

5. The Corporation has published an advertisement on 04.11.2025 by mentioning the old pre-requisite qualifications for the post of fireman. The justification is that because the State did not notify the modified Rules in the light of the G.R. dated 05.01.2022 and no response was given by the State to its communication dated 14.10.2025, that the advertisement had to be published mentioning the existing qualifications.

6. Since the State Government is now in the process of issuing appropriate directions for modifying the qualifications for the post of fireman, we find that, the Corporation may have to either modify the advertisement by mentioning the new qualifications or withdraw the advertisement and publish a fresh one. For the time being, we are informed that the Corporation has extended the last date for filing of the forms from 01.12.2025 to 16.12.2025.

7. In the light of these developments, we deem it appropriate

Order is corrected as per the Speaking to the minutes Order dated 18.12.2025.

to call upon the State to announce its decision in the light to the G.R. dated 05.01.2022, on or before 5th December, 2025. The Corporation shall act immediately on the said decision and shall undertake the exercise as is expected of it. Needless to state, the Petitioners will then have to watch for the corrigendum or the publication of a new advertisement. In the event, the Corporation decides to publish a new advertisement, it would forthwith announce on its website as regards the withdrawal of the advertisement dated 04.11.2025.

8. In view of the above, **this Petition is disposed off.**

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)