

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 4429 OF 2026

Swapnil Amarnath Meshram Vs. State of Maharashtra and ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions Court's or Judge's orders.
and Registrar's Orders.

Mr S.K. Bhattacharya, Advocate for the petitioner.
Mr S.S. Hulke, AGP for the State.

CORAM : RAJ D. WAKODE, J.

DATE : 30.05.2026

(1) Heard Mr. S.K. Bhattacharya, learned counsel
for the petitioner.

(2) The petitioner-candidate who is participating in
the recruitment process conducted by the respondent No.3-
Maharashtra Public Service Commission in pursuance to the
advertisement No.139/2022 which is at record page No.42
has approached this Court seeking a challenge to the interim
order dated 28.05.2026 passed by the learned Maharashtra
Administrative Tribunal in OA No.583/2026.

(3) The petitioner who belongs to SC category
contends that by virtue of the aforesaid advertisement, the
MPSC is recruiting the candidates for group B posts. Out of
which, total three posts are reserved for SC category. Out of
three posts, two posts are reserved for SC, General and one
for SC Woman. The petitioner had applied for being
appointed to such group B posts under SC General Category.
However, the petitioner's candidature was rejected by

respondent No.3 on the ground of experience criteria. Learned tribunal after considering clause 8.2 of the aforesaid advertisement and after holding that the certificate which was subsequently produced by the petitioner the rejection cannot be faulted with on *prima-facie* basis, and accordingly, the prayer of interim relief was rejected. Against such rejection, the petitioner has approached this Court.

(4) The contention of the petitioner is that the petitioner had placed on record of the respondent No.3 so also the learned Tribunal appointment order dated 23.07.2019, which shows that though he was appointed as Sub Editor. In the same order, he was given charge of Chief Sub-Editor and Residential Editor. The aforesaid experience should have been considered by the respondent No.3. However, whether such an appointment letter and certificate as relied upon by the petitioner shall be considered for declaring him as eligible under the experience criteria shall be decided by the learned Tribunal in the O.A.No.583/2026. However, if the petitioner/applicant ultimately succeeds, he will be without any remedy if the respondent No.3 fills in the posts for which the applicant has participated in the aforesaid process.

(5) In view of above, issue notice to the respondents, returnable on 15.06.2026.

(6) Mr. S.S. Hulke, learned AGP waives service of notice for State.

(7) In the meanwhile, the appointment to the group B posts under SC General category if made shall be subject to the result of this petition.

(RAJ D.WAKODE, J.)

Manisha