

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 126 OF 2016**

DIST. : NANDED

Anjanabai Haribhau Suryawanshi, )  
Age. Major, Occ. Service, )  
Snehanagar, Police Colony, )  
Building no. C-6, Adalgaon, )  
Dist. Nanded. )-- **APPLICANT**

**VERSUS**

1. The State of Maharashtra, )  
Through Secretary, )  
Home Department, Mantrayala, )  
Mumbai – 32. )

2. The Superintendent of Police, )  
Nanded. )

3. Mrs. Sumitrabai Anandsing Devkate,  
Pttewali, )  
Office of the Superintendent )  
Of Police, Nanded. ) -- **RESPONDENTS**

-----  
APPEARANCE :- Shri Suresh D. Dhongde, learned Advocate  
for the applicant.  
: Shri V.R. Bhumkar, learned Presenting  
Officer for the respondents.  
-----

**CORAM : JUSTICE M.T. JOSHI, VICE CHAIRMAN  
AND  
ATUL RAJ CHADHA, MEMBER (A)**

**DATE : 4<sup>th</sup> February, 2019**  
-----

**JUDGMENT**

[Per : Justice M.T. Joshi, Vice Chairman]

1. Heard Shri Suresh D. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. By filing present Original Application, the applicant is claiming following reliefs :-

*“(B) The respondents may kindly be directed to promote the applicant as Peon from the date of the order i.e. 9.7.2015 with all consequential benefits and her name may kindly be included accordingly in the seniority list above the respondent no. 3.*

*“(C) The respondents may kindly be directed to grant further consequential benefits including re-fixation of pay, payment of arrears etc. from the deemed date claimed in prayer clause B.”*

3. Learned Advocate for the applicant files on record copy of communication between the special Inspector General of Police and the res. no. 2 the Superintendent of Police, Nanded to the effect that the present applicant be considered for appointment to the post of Peon as and when the said post would be available. The said communication is taken on record and marked as document 'X' for the purpose of identification with copy thereof to the learned P.O.

4. Learned Advocate for the applicant, therefore, submits that the present O.A. be disposed of with similar directions to the concerned respondents.

5. Considering the facts on record that the present applicant was appointed on compassionate ground on the post of Sweeper (सफाईगार) for non availability of post of Peon, the present O.A. is disposed of with a direction to the concerned respondent to consider the case of the present applicant for appointment to the post of Peon as and when the said post would be available, as per his seniority. There shall be no order as to costs.

**(ATUL RAJ CHADHA)**  
**MEMBER (A)**

**Place : Aurangabad**

**Date : 4.2.2019**

**(M.T. JOSHI)**  
**VICE CHAIRMAN**