

Office Notes, Office Memoranda of Coram,
Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

O.A.439/2016

Shri D.A. Zade ...Applicant
V/s.
The State of Mah. & Anr. ... Respondents

Heard Shri N.P. Dalvi, learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

The learned P.O. is being instructed by Shri S.S. Katware, Administrative Officer and Shri G.P. Harhare, Head Clerk. The matter is taken up during Vacation because on the face of it, it seems that the apprehension in the event of it getting translated into reality is prone to the Applicant being rendered jobless on 25th May, 2016.

Mr. N.P. Dalvi, the learned Advocate for the Applicant told me that by the order of 30th May, 2015, the Applicant has been appointed for 360 days as Assistant Professor, Pharmacology. Seeking parity of reasoning and conclusions, he invites reference to an order dated 18.2.2016 made by the Nagpur Bench of this Tribunal on OA 16 & 17 of 2016. It seems that this Tribunal in that pair of matters relying upon an order of the Aurangabad Bench of the Hon'ble Bombay High Court in Writ Petition No.8118/2015, dated 16.11.2015 granted to the Applicants before the Nagpur Bench of this Tribunal relief in the same line as the Applicant herein seeks.

The learned P.O. Ms. Gohad submits that the Respondent No.2 has already forwarded to the Respondent No.1 a list of four candidates who have been recommended by the M.P.S.C. That was on 22nd March,

[P.T.O.]

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2016 and on 1st April, 2016, the testimonials of two of those four were received by the Respondent No.2 and accordingly forwarded.

The matter has been circulated for urgent hearing and the Respondent No.1 has not been served so far. Taking all aspects into consideration, I direct the Applicant to serve the Respondent No.1 during the course of the day and the matter be placed for further consideration and order found appropriate in the circumstances tomorrow i.e. 24th May, 2016.

All concerned to act on a Steno-copy hereof.

Sd/-

(R.B. Malik) *do*
Member (J)
23.05.2016

(skw)

23/5/2016

Coram - Hon. Shri R.B. Malik (M/J)

Shri H.P. Dalvi, adv. for the
appl.

Smt H.G. Gohad, P.O. for the
Rgs

S.O. to 24/5/16.
steno copy allowed.

skw