

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>26.12.2022</u></p> <p style="text-align: center;"><u>O.A 1325/2022</u></p> <p>Shri Ravindra S. Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Snehal Vaidya, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant has challenged the impugned order dated 20.12.2022 and by way of interim relief she prays that the impugned order dated 20.12.2022 be stayed.</p> <p>3. The applicant who is working as Joint Commissioner, Women and Child Development, Pune, challenges the impugned order dated 20.12.2022, wherein the charge of Commissioner, Women and Child Development has been handed over to the Deputy Commissioner, Mr Rahul More, who is junior to the applicant. Learned counsel for the applicant states that this is unjust in view of the fact that applicant is senior to Mr Rahul More. Learned counsel for the applicant relies on clause 1 & 4 of the G.R dated 5.9.2018, wherein it is stated that the senior most officer should be given the additional charge of the post and if he is not capable, sufficient reason should be recorded in writing.</p> <p>4. Learned P.O submits that as the Legislative Assembly is in Session at Nagpur, it is not possible to get instructions in the matter and she prays for time to take instructions and file affidavit in reply. Learned P.O further submits that Mr Rahul More, Deputy Commissioner has already held the charge of Commissioner, Women and Child Development for a period of 8 months and on the instructions from G.A.D, the additional charge of the post of Commissioner was handed over to Mr Rahul More, Deputy Commissioner. Learned P.O further submits that additional charge is not a matter of right and it is for the department to decide who is the most suitable person to hand over the additional charge of the post of Commissioner.</p> <p>5. In view of the above facts, I see no reason to grant any interim relief as additional charge is not a matter of right.</p> <p>6. S.O 10.1.2023. Learned P.O is directed to file affidavit in reply.</p> <p style="text-align: right;">Sd/- (Medha/Gadgil) Member (A)</p> <p>Akn</p>