

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 582 OF 2018  
(Subject :- Compassionate Appointment)**

**DISTRICT : AURANGABAD**

**Shri Rakesh s/o Ramesh Jagtap,** )  
Age : 35 years, Occu: Nil, )  
R/o Plot No. 1044, Ward No. 2, Gavlipura, )  
Chavani, Aurangabad, Tq. & Dist. Aurangabad.)  
... **APPLICANT**

**VERSUS**

1. **The State of Maharashtra,** )  
Through Secretary, )  
School Education and Sports Department,) )  
Mantralaya, Mumbai - 400032. )

2. **The Deputy Director of Sports and** )  
**Youth Services,** )  
Aurangabad Division, Aurangabad. )

3. **The Commanding Officer,** )  
51, Mahabataliyan NCC, )  
Usmanpura, Aurangabad. )

... **RESPONDENTS**

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**APPEARANCE** : Shri P.B. Jadhav, Advocate for the Applicant.

: Shri N.U. Yadav, Presenting Officer for the  
Respondents.

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**CORAM** : **B.P. PATIL, ACTING CHAIRMAN**

**DATE** : **27.08.2019.**  
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**ORAL - ORDER**

1. Heard Shri P.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The applicant has filed the present Original Application and prayed to direct the respondents to take decision on the applications filed by him/his mother for giving appointment to the applicant on compassionate ground.

3. Learned Advocate for the applicant has submitted that the mother of the applicant has filed an application dated 10.02.2016 with the respondents with a request to give appointment to the applicant on compassionate ground, but the respondents had not taken decision on it. Again, the applicant moved an application dated 26.12.2017 with the respondents with a similar request, but the respondents had not taken decision on the said application. Therefore, he has prayed to direct the respondents to take appropriate decision on the above said applications as per rules, on merit within a stipulated time. He has submitted that O.A. may be disposed of with the above said direction.

4. Learned Presenting Officer has submitted that the respondents have not decided the application dated 10.02.2016 filed by the mother of the applicant and the application dated 26.12.2017 filed by the applicant. He has submitted that prior to that, the mother of the applicant viz. Smt. Kalindi Suresh Jagtap has filed applications dated 04.05.2012 and 28.03.2012 claiming appointment to her on compassionate ground. Those applications are also still pending with the respondents . He has submitted that the respondents will decide all these applications within a reasonable time and therefore, he has prayed to dispose of the present Original Application by granting reasonable time to the respondents.

5. Considering the submissions advanced by the learned Advocate for the applicant and learned Presenting Officer and on perusal of the record, it reveals that the mother of the applicant has filed an applications dated 04.05.2012 and 28.03.2012 claiming appointment on compassionate ground. Thereafter, she moved an application dated 10.02.2016 claiming appointment to the applicant on compassionate ground. Thereafter, the applicant has moved an application dated 26.12.2017 with a similar request. The respondents have not taken decision on the said representations till today. The

applications of the applicant and mother of the applicant are pending with the respondents for more than 7 years. In these circumstances, in my view, it is just and proper to direct the respondents to take appropriate decision on the applications filed by the mother of the applicant and the applicant on 04.05.2012, 28.03.2012, 10.02.2016 and 26.12.2017 within a period of two months from the date of this order as per rules, on merit and communicate the decision therein to the concerned in writing.

6. Accordingly, the O.A. stands disposed of with the above said directions with no order as to costs.

**PLACE :- AURANGABAD.**  
**DATE :- 27.08.2019**

**(B.P. PATIL)**  
**ACTING CHAIRMAN**

kpb. O.A. No. 582 of 2018 Compassionate Appointment