

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 506 & 683 OF 2018

DISTRICT : MUMBAI/NASIK

1. ORIGINAL APPLICATION NO. 506 OF 2018

1. Shri Uday J. Marathe)
R/o: 4E/302, Dimple CHS,)
Thakur Complex, Opposite Children)
Academic School Asha Nagar,)
Kandivali [E].)
2. Hanumant A. Masal,)
R/o: NL-1-B, Bldg no. 5, Room no. 8,)
Sector no. 10, Nerul,)
New Bombay 400 706)...**Applicant**

Versus

1. The State of Maharashtra)
Through the Secretary,)
Urban Development Department,)
Having office at New Administrative Bldg)
4th floor, Govt. Colony,)
Opp. Dr Babasaheb Ambedkar Garden,)
Bandra [E], Mumbai 400 051.)
2. Maharashtra Public Service Commission)
Through its Secretary,)
Having office at 5-8, Cooperage,)
MTNL Bldg, M.K Road, Mumbai 400021)
3. Shri Chaudhari N. Pandit.)
4. Shri Dipak D. Varade)
5. Shri Garje M. Harishchandra)

6. Shri Gokhale Kkshor Vishnu.)
7. Shri Jayabhaye R. Namdeo)
8. Smt Jayashree S. Dashputre.)
9. Shri Mahajan R. Sitaram.)
10. More Nandkishor Uttam)
11. Patil Amar Shivaji)
12. Raut Kiran Sahebrao)
13. Waghade Ghanshyam Wasudeorao)...**Respondents**

Shri M.D Lonkar with Shri U.V Bhosle, learned advocate for the Applicants.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents 1 & 2.

Smt Punam Mahajan, learned advocate for Respondents no 4, 5, 6, 7, 9 & 12.

Shri K.R Jagdale, learned advocate for Respondents no 3, 8, 10 & 11.

2. ORIGINAL APPLICATION NO. 683 OF 2018

Shri Prashant D. Pagar)
 Working as City Development Officer,)
 Town Planning, N.M.C., Nasik.)
 R/o: Flat no. 3, Samruddhi Residency,)
 Sharanpur Road, Nasik.)...**Applicant**

Versus

1. The Secretary,)
 Maharashtra Public Service Commission)
 Having office at Cooperage Telephone,)
 Nigam Building, M.K Road,)
 Mumbai 400021)
2. The State of Maharashtra)
 Through Principal Secretary,)
 Urban Development Department,)

Having office at Mantralya,)
Mumbai 400 032.)

Shri A.V Bandiwadekar, learned advocate for the applicant.

Ms Swati Manchekar, learned Chief Presenting Officer for Respondents no 1 & 2.

CORAM : **Shri P.N Dixit (Vice-Chairman) (A)**
Shri A.P Kurhekar (Member)(J)

DATE : **21.11.2019**

PER : **Shri P.N Dixit (Vice-Chairman) (A)**

ORDER

1. Heard Shri M.D Lonkar with Shri U.V Bhosle, learned advocate for the Applicants in O.A 506/2018, Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents 1 & 2 in O.A 506/2017 & 683/2018, Smt Punam Mahajan, learned advocate for Respondents no 4, 5, 6, 7, 9 & 12 in O.A 506/2018 and Shri K.R Jagdale, learned advocate for Respondents no 3, 8, 10 & 11 in O.A 506/2018

2. The applicants had approached this Tribunal with following prayer:-

“8 (i) To call for the record and files from the office of Respondents no 1 & 2 in respect of recruitment to the post of Assistant Director of Town Planning, Group-A in view of advertisement no. 16/2018 and further be pleased to quash and set aside the selection of the candidates who have been selected by introducing the shortlisting criteria dated 30.5.2018.”

(Quoted from pages 13 & 14 of the O.A)

3. This Tribunal by order dated 11.6.2018 directed MPSC to include the names of these applicants and conduct their interview for the advertised post. Accordingly, the applicants were interviewed and they did not secure the minimum required marks for being qualified. Hence, the applicants were not selected for the post advertised.

4. In view of the above, the Original Application has become infructuous and is disposed of accordingly.

Sd/-
(A.P Kurhekar)
Member (J)

Sd/-
(P.N Dixit)
Vice-Chairman(A)

Place : Mumbai
Date : 21.11.2019
Dictation taken by : A.K. Nair.