

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL**  
**NAGPUR BENCH NAGPUR**  
**ORIGINAL APPLICATION No. 528/2017 (S.B.)**

Baba S/o Tukaramji Vyapari,  
Aged about 53 years,  
Occ. Service, R/o C/o Ramchandra Bhasme,  
Plot No.105, Mire Layout, Umred Road,  
Nagpur.

**Applicant.**

**Versus**

- 1) State of Maharashtra,  
through its Principal Secretary,  
Higher and Technical Education and Employment  
Department, Mantralaya, Extension Building,  
Mantralaya, Mumbai-32.
- 2) Director of Technical Education,  
Maharashtra State,3, Mahapalika Marg,  
Mumbai-400 001.
- 3) Joint Director of Technical Education,  
C/o Government Polytechnic campus,  
Sadar, Mangalwari area, Nagpur-440 001.
- 4) Principal,  
Government Institute of Hotel Management and Catering  
Technology, Nagpur C/o Government Polytechnic  
Campus, Mangalwari Bazar, Sadar, Nagpur-440 001.

**Respondents.**

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**Shri N.D. Thombre, Advocate for the applicant.**

**Shri M.I. Khan, P.O. for the respondents.**

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**Coram :- Hon'ble Shri Shree Bhagwan,  
Vice-Chairman.**

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**Date of Reserving for Judgment : 28<sup>th</sup> November, 2019.**

**Date of Pronouncement of Judgment : 2<sup>nd</sup> January, 2020.**

**JUDGMENT**

**(Delivered on this 2<sup>nd</sup> day of January,2020)**

Heard N.D. Thombre, Id. Counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

2. As submitted by the learned counsel for the applicant, the applicant was selected through Regional Selection Board, Nagpur for the post of Store Keeper and was appointed by the respondent no.3 by order dated 21/12/1994 (A-1,P-32). The applicant was posted at Government Institute of Hotel Management and Catering Technology, Nagpur on the said post since 19/01/1995.

3. The applicant was appointed with the respondent no.4 and the Government Institute of Hotel Management and Catering Technology was establishment at Nagpur during the year 1994-1995 vide G.R. dated 09/08/1994 (A-2,P-34). By this G.R. various posts were sanctioned for running said institute right from Principal to Peon. In the said G.R. the post of the applicant was also shown at Sr.No.8 and the pay scale was shown against his post according to this G.R. was Rs.950-1500/-.

4. The respondent nos.1 to 3 have filed reply dated 17/4/2018. As mentioned in the reply the said Institute was

established by the Government vide G.R. dated 09/08/1994 which is at Annex-A-2 and service conditions and pay scales were mentioned in the said G.R. After selection, the applicant joined on the post of Store Keeper and he was well aware about pay scale as service conditions as per the G.R. Since it was in the knowledge of the applicant that in what pay scale and on what service conditions he has applied, selected and joined. He had accepted those pay scales and conditions. Now it is not correct that the applicant should turn around and claim different pay scales.

5. In view of these facts, the O.A. has no substance. Hence, the following order –

**ORDER**

The O.A. stands dismissed. No order as to costs.

**Dated** :- 02/01/2020.

dnk....

**(Shree Bhagwan)  
Vice-Chairman.**

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of Steno : D.N. Kadam

Court Name : Court of Hon'ble Vice-Chairman.

Judgment signed on : 02/01/2020.  
and pronounced on

Uploaded on : 02/01/2020.