

MAHARASHTRA ADMINISTRATIVE TRIBUNAL**NAGPUR BENCH NAGPUR****ORIGINAL APPLICATION No. 111 of 2023 (S.B.)**

Shri Ajaykumar S/o Mahadeorao Donge,
Age: 54 years, Occ:- Service,
R/o C/o Prakash Wasudeo Lade, Near Hanuman Temple,
Nage Layout, Yashoda Nagar, Kaulkhed, Akola.

Applicant.

Versus

- 1) State of Maharashtra,
through its Secretary, Public Health Department,
Mantralaya, Madam Cama Road, Hutatma Rajguru Square,
Nariman Point, Mumbai- 400 032.
- 2) Director of Health Services, Central Building, Pune-411 001.
- 3) Joint Director, Health Services
(Malaria, Filaria and Waterborne Diseases) Arogya Bhavan,
In front of Vishrant Wadi, Police Station,
Yerwada, Pune 411 006.
- 4) Assistant Director, Health Services (Malaria),
Regional Health Office, Akola, in the premises of District Women
Hospital, Akola.
- 5) District Malaria Officer, Akola,
Regional Health Office, Akola in the premises
of District Women Hospital, Akola.

Respondents.

Shri A.P. Kalmegh, Advocate for the applicant.
Shri V.A. Kulkarni, learned P.O. for respondents.

**Coram :- Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated :- 24/08/2023.

J U D G M E N T

Heard Shri A.P. Kalmegh, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the respondents.

2. The applicant was appointed on the post of Health Worker on 24/01/1994. The applicant became eligible for time bound promotion on 26/04/2012 after completion of 12 years of service. The respondents have not granted 1st and 2nd time bound promotion, therefore, the applicant approached to this Tribunal.

3. The reply is filed by the respondents. During the course of submission, the learned P.O. has submitted that the proposal is sent to the Deputy Director of Health Services by the District Malaria Officer, Akola (R/5) and it is pending.

4. As per the Govt. G.R. of 1995 and subsequent G.R., the specific guidelines are given to grant 1st and 2nd time bound promotion. The applicant is serving from the year 1994. As per submission of applicant, he is not granted 1st and 2nd time bound promotion. The respondents authority is bound to consider the claim of the applicant whether he is entitled or not. Hence, the following order –

O R D E R

(i) The O.A. is allowed.

(ii) The respondents are directed to pay 1st and 2nd time bound promotion to the applicant as per the Govt. guidelines from time to time, if he is eligible for the same within a period of three months.

(iii) No order as to costs.

Dated :- 24/08/2023.

(Justice M.G. Giratkar)
Vice Chairman.

dnk.

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 : 24/08/2023.