

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.627 OF 2019

Shri Pradip Babulal Pawar,)
Aged 50 years, Occu. Government service)
as Block Development Officer (Under)
Suspension), Panchayat Samiti, Roha,)
Dist. Raigad, R/o. A/702, Sunflower Valley)
Khadakpada, Kalyan (W), Dist. Thane)...**Applicant**

Versus

The State of Maharashtra.)
Through Principal Secretary,)
Rural Development Department,)
Having office at Mantralaya,)
Mumbai – 400 032.)...**Respondent**

Shri Arvind V. Bandiwadekar, learned Advocate for Applicant.

Smt. K.S. Gaikwad, learned Presenting Officer for Respondent.

CORAM : SHRI A.P. KURHEKAR, MEMBER-J

DATE : 21.07.2020

J U D G M E N T

1. It pains to note that despite approval of Hon'ble Chief Minister for modification of posting order of the Applicant, no formal order is issued by Principal Secretary, Rural Development Department. For this purpose, the present O.A. was adjourned from time to time.

2. Lastly, on 14.07.2020, the matter was adjourned on the submission of learned P.O. Smt. K.S. Gaikwad that the Hon'ble Chief Minister has already approved the modification of posting order and formal order will be issued by Secretary within a week and matter was adjourned for today.

3. Today learned P.O. Smt. K.S. Gaikwad submits that she has no communication and the concerned Officer is not taking her call.

4. *Prima facie*, there is inaction on the part of Principal Secretary, Rural Development Department for issuance of formal order of posting/modification.

5. In view of the above, the Original Application can be disposed of with suitable directions, as the suspension is already revoked and what remains is only the formal order of reinstatement and modification of order.

5. Original Application is disposed of with direction to Respondent to issue posting order in view of modification approved by the Hon'ble Chief Minister within ten days from today, failing to which it would be viewed seriously.

6. Applicant is at liberty to make representation to the Respondent for treatment to the intervening period. If such representation is made, it shall be decided within four months in accordance to law.

7. No order as to costs.

Sd/-
(A.P. KURHEKAR)
MEMBER-J

