

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 986 OF 2023

(Subject:- Posting/Transfer)

DISTRICT:-BEED

Mahendra S/o Bhimsen Takpire,)
Age: 52 years, Occu: Service as Maharashtra)
Municipal Taxation and Administrative)
service Grade B at Nagar Panchayat at Ashti,)
District Beed.)
Mobile No:- 9130825257) **APPLICANT**

V E R S U S

- 1. The State of Maharashtra**)
Through its Secretary,)
Urban Development Department,)
Mantralay, Madam Cama Road,)
Mumbai-32.)
- 2. The Commissioner**)
Directorate of Municipal Administration,)
7th Floor, Belapur Bhavan, C.B.D. Belapur)
Near Railway Station (E) New Mumbai.) **RESPONDENTS**

APPEARANCE : Shri R.A. Joshi, learned counsel for
the applicant.
: Shri A.P. Basarkar, learned Presenting
Officer for the respondent authorities.

CORAM : **Hon'ble Justice Shri V.K. Jadhav, Member (J)**

DATE : **08.04.2024.**

O R A L - O R D E R

Heard Shri R.A. Joshi, learned counsel for the
applicant and Shri A.P. Basarkar, learned Presenting Officer

for the respondent authorities finally with consent at admission stage.

2. By way of filing this Original Application the applicant is seeking certain direction to respondent No.2 to cause modification in the posting of applicant, however, before filing of this Original Application, the applicant has submitted the representation dated 13.10.2023 (Annexure 'A-3') to respondent No.2, however, the same is yet not decided.

3. Learned counsel for the applicant submits that the purpose of filing of this Original Application would be served if directions are given to respondent No.2 to decide the said representation in a time bound manner. Learned counsel for the applicant submits that in case of any adverse order in connection with the representation submitted by the applicant, the applicant shall be placed at liberty to challenge the said order by filing the Original Application.

4. Learned Presenting Officer submits that in the event if this Tribunal directs the respondent No.2 to decide the said representation dated 13.10.2023 (Annexure 'A-3') in a time bound manner, the respondent No.2 may be directed to decide the said representation on its own merits.

5. In view of submissions above, this Original Application can be disposed of by directing the respondent No.2 to decide the representation submitted by the applicant dated 13.10.2023 (Annexure 'A-3') in expeditious manner on its own merits. Hence, the following order:-

ORDER

The Original Application is partly allowed in the following terms:-

- (i) The respondent No.2 is hereby directed to decide the representation dated 13.10.2023 (Annexure 'A-3') submitted by the applicant as expeditiously as possible preferably within the period of eight weeks from the date of this order on its own merits.
- (ii) In the circumstances, there shall be no order as to costs.
- (iii) The Original Application is accordingly disposed of.

MEMBER (J)