

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION NO. 879 / 2022 (S.B.)

Prakash S/o Ranganath Thube,
Aged about 38 years,
Occ. Service,
R/o C/o Anil Deshmukh, Behind Matoshri School,
Tukkum, Chandrapur.

Applicant.

Versus

- 1) The State of Maharashtra,
through its Secretary,
School Education Department,
Mantralaya, Mumbai-32.
- 2) Commissioner of Education,
Central Building, Pune-1.
- 3) Deputy Director of Education,
Nagpur Region, Nagpur.
- 4) Deputy Director of Education,
Aurangabad Division,
Maharashtra Education and Administrative Institute Building,
Near Bhadkal Gate,
Aurangabad-431001.
- 5) Education Officer (Continuing Education),
Zilla Parishad, Chandrapur.
Jubili High School Building,
Kasturba Road,
Chandrapur-442 402.

Respondents

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

Shri A.M.Khadatkar, Id. P.O. for the Respondents 1 to 4.

None for the respondent no. 5.

Coram :- Hon'ble Shri M.A.Lovekar, Member (J).

JUDGMENT**Judgment is reserved on 15th Feb., 2023.****Judgment is pronounced on 10th March., 2023.**

Heard Shri N.D.Thombre, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents 1 to 4. None for the respondent no. 5.

2. On 04.03.2020 the applicant submitted an application (at PP. 19 to 22) to respondent no. 3 for his transfer to Aurangabad Region and permanent absorption. By communication dated 11.03.2020 respondent no. 5 gave his positive recommendation for transfer and absorption (at PP. 17/18). By communication dated 23.02.2021 (A-5) respondent no. 4 gave his no objection. It is the grievance of the applicant that inspite of compliance of all the formalities as per G.R. dated 15.05.2019 (A-4) he has not been relieved by respondent no. 3 and thereby his transfer and absorption has been stalled.

3. According to the respondent no. 3 the only difficulty in relieving the applicant is that he has been deputed to work on the establishment of School Tribunal, Chandrapur by order dated 24.08.2020 (A-R-1) as Stenographer (H.G.) and he cannot be relieved unless said vacant post of Stenographer is filled.

4. Record shows that though respondent no. 5 recommended transfer and absorption of the applicant and respondent no. 4 gave no objection for the same long back, further processing has been kept in abeyance. It is difficult to believe that no suitable arrangement could be made in the meantime. Further protraction of the matter cannot be countenanced. In this factual scenario following order is required to be passed.

ORDER

Respondent no. 3 is directed to make a suitable arrangement within one month from today so that further processing of application of the applicant for transfer and absorption can be carried out within further period of one month. **Original application is allowed in these terms with no order as to costs.**

(Shri M.A.Lovekar)
Member (J)

Dated :- 10/03/2023.
aps

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

Name of Steno : Akhilesh Parasnath Srivastava.

Court Name : Court of Hon'ble Member (J).

Judgment signed on : 10/03/2023.
and pronounced on

Uploaded on : 13/03/2023.