

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION STAMP NO.307 OF 2014**

**DISTRICT : PUNE**

Shri Mangesh Bhalchandra Gaikwad, )  
R/o Dr. B. Ambedkar CHS, Room No.60, )  
Yerwada, Pune-6 )..Applicant

Versus

1. Additional Director General of Police, )  
Wireless, Maharashtra State, Pune )
2. Superintendent of Police, )  
Wireless, West Division, Pune )..Respondents

Shri Sandeep Dere – Advocate for the Applicant

Shri A.J. Chougule – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman  
Shri P.N. Dixit, Member (A)

RESERVED ON : 10<sup>th</sup> January, 2019

PRONOUNCED ON : 16<sup>th</sup> January, 2019

PER : Shri Justice A.H. Joshi, Chairman

**J U D G M E N T**

1. Heard Shri Sandeep Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicant has approached this Tribunal challenging the order dated 29.11.2011.

3. By the said order the Applicant was denied appointment as a Cook despite his selection on the ground that he did not possess the validity certificate of his caste claim.

4. The Applicant has placed reliance on the judgment of the Hon'ble Bombay High Court Bench at Aurangabad rendered in Writ Petition No.2136 of 2011 along with other petitions Shrikant Chandrakant Saindane Vs. The State of Maharashtra & Ors. on 25.11.2011, wherein insistence of validation certificate as a condition for appointment is struck down.

5. The only ground on which we are not in favour of the Applicant is that the application is filed after 3 years from the date of rejection. Though OA has been entertained by condoning delay, in service matters claims such as denial of opportunity of employment ought to be agitated with utmost diligence. The claim of the Applicant suffers from delay and laches. Hence, we decline to grant any relief.

6. Original Application is dismissed.

Sd/-

**(P.N. Dixit)**  
**Member (A)**  
**16.1.2019**

Sd/-

**(A.H. Joshi, J.)**  
**Chairman**  
**16.1.2019**

Dictation taken by: S.G. Jawalkar.