

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.121/2017
(Shri Shamkant s/o Bhaskar Dusane
V/s. The State of Maharashtra & Ors.)**

CORAM: Hon'ble Shri Justice M.T.Joshi, Vice Chairman
DATE : 12-05-2017

ORAL ORDER:-

Heard Shri A.S.Deshmukh learned Advocate holding for Shri Shamsundar Patil learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. Affidavit in reply filed by the respondents is conspicuously silent as to why the promotion orders were passed in favor of respondent nos.5 and 6 against G.R. dated 12th September, 2016 (page 44). It *prima facie* also appears that there is not only infringement of the said G.R. but also the respondent nos.5 and 6 are given suitable posting while present applicant is being shuttled from Mumbai to Aurangabad by avoiding to give him posting of first preference, though he, as an obedient employee, appears to have followed each and every direction of the concerned respondents regarding his postings.

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3. In the circumstances, learned CPO seeks time to take instruction from the respondent no.2 as to whether corrective steps can be taken in this regard during the annual general transfers of the present year by taking into consideration above facts.

4. Learned CPO to act on the Steno copy of the order.

5. S.O.12th June, 2017.

VICE CHAIRMAN

YUK ORAL ORDER 12-05-2017