

MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD.

ORIGINAL APPLICATION NO. 1397/2024

DIST. : DHARASHIV

Mrugnayani D/o Murlidhar Sonnar,)
 Age: - 20 years, Occ: Student,)
 R/o Yelda, Tq. Ambejogai,)
 District – Beed – 431 517.)..

APPLICANT

V E R S U S

1. **The State of Maharashtra,)**
 Through Additional Chief Secretary,)
 Home Department, Mantralaya,)
 Hutatma Rajguru Chowk,)
 Madam Kama Road,)
 Mumbai – 400 032.)
2. **Director General of Police (M.S.))**
 State Police Headquarter,)
 Shahid Bhagatsing Marg,)
 Kulaba, Mumbai - 400 001.)
3. **Additional Director General of Police,)**
(Training & Special Squad))
 State Police Headquarter,)
 Shahid Bhagatsing Marg,)
 Kulaba, Mumbai - 400 001.)
4. **Special Inspector General)**
of Police,)
 Chhatrapati Sambhajinagar,)
 Range Chhatrapati Sambhajinagar,)
 Near Youth Hostel, Vishrambagh colony,)
 Padampura Road,)
 Chhatrapati Sambhajinagar.)
5. **The Superintendent of Police,)**
 Dharashiv, Police Lines,)
 Near Zilla Parishad,)
 Dharashiv - 413 501.)..

RESPONDENTS

APPEARANCE :- Shri O.D. Mane, learned counsel for the
applicant.

CORAM : Hon'ble Shri Justice V.K. Jadhav,
Member (J)
A N D
Hon'ble Shri Vinay Kargaonkar,
Member (A)

DATE : 29.11.2024

O R A L - O R D E R

[per : Justice V.K. Jadhav, Member (J)]

1. Shri O.D. Mane, learned counsel for the applicant.
2. We have heard the learned counsel for the applicant
at length.
3. The applicant is a candidate of the Police
recruitment conducted by the Superintendent of Police,
Dharashiv for the post of Police Constable Driver. The applicant
belongs to NT-C category and she appeared for the said
recruitment from NT-C category. The said Police recruitment
was held for total 44 vacant posts of Police Constable Drivers,
out of which 02 posts were reserved for NT-C category and out
of said 02 posts, 01 post was for NT-C (General) candidate and
01 was for NT-C (Female) candidate.

4. By filing this Original Application, the applicant is seeking directions to respondent no. 05 i.e. the Superintendent of Police, Dharashiv to follow the guidelines of the G.R. dated 10.12.2020 and consider the applicant for selection for the post of Police Constable Driver from NT-C (Female) reserved category. Admittedly, in the final select list the candidate namely Ashwarya Vijaykumar Pujari came to be selected for the post of Police Constable Driver from NT-C (Female) reserved category and candidates namely Pranjali Jaywantrao Shreerame and Ashvini Yadav Katkar were shown in the waiting list of NT-C (Female) candidates.

5. Copy of the final select list, as well as, waiting list for recruitment of Police Constable Drivers for District Dharashiv is placed on record and marked as Annexure -D collectively. Name of the present applicant does not appear in the final select list, as well as, in the waiting list. It is clear from the impugned communication dated 18.10.2024 that in terms of Government Resolution dated 10.12.2020, number of candidates to be in the wait-list should be in proportionate of paragraph no. 01 of the said G.R. dated 10.12.2020. On perusal of paragraph no. 01 of the said G.R. dated 10.12.2020, it appears that, the same should be 100% of the number of

vacant posts or 5, whichever is more. There was vacancy of 02 posts in the NT-C category. In terms of the paragraph no. 01 of the said G.R. dated 10.12.2020, 5% selected candidates were required to be kept in waiting list. Further, out of said 5% posts for NT-C category, 30% posts were reserved for Female candidates, 02 Female candidates from NT-C category were required to be kept in waiting list.

6. In terms of paragraph no. 01 of the G.R. dated 10.12.2020, so far as waiting list of the post of Police Constable Driver in Dharashiv District is concerned, particularly from NT-C category, 05 candidates were shown in the waiting list and out of those 5 candidates, candidate at sr. No. 04 Pranjali Jaywantrao Shreerame and the candidate at sr. No. 05 Ashvini Yadav Katkar are shown from NT-C (Female) reservation by securing 105 and 103 marks respectively. In the merit list, only one candidate namely Aishwarya Vijaykumar Pujari is shown as selected candidate from NT-C (Female) category having secured 106 marks. The applicant has secured total 95 marks and, therefore, her name does not appear even in the waiting list prepared and maintained for the post of Police Constable Driver.

7. Undisputedly, the selected candidate on merits and further 02 waitlisted candidates from NT-C (Female) have not

joined the said post. In terms of paragraph no. 3(2) of the G.R. dated 10.12.2020, if the selected candidate has not joined the post for which he is selected, such a post can be filled in from the candidates in the waiting list in the descending order, only with a rider that same shall be, however, done within the lifetime of the waiting list.

8. In view of the above, we find no substance in this Original Application. The applicant has neither got placement in the select list on merits nor she was a waitlisted candidate. There is no substance in this Original Application. Hence, the following order:-

ORDER

- (i) The Original Application No. 1397/2024 stands dismissed summarily.
- (ii) In the circumstances, there shall be no order as to costs.

MEMBER (A)

MEMBER (J)

Place : Aurangabad

Date : 29.11.2024