

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL**  
**NAGPUR BENCH NAGPUR**

**ORIGINAL APPLICATION NO.767/2024 (S.B.)**

1. **Bhushan Wasudeorao Kajalkar,** )  
42 years, Assistant Store Keeper, )  
ITI Amravati. )
2. **Ajay Sheshrao Pawar,** )  
42 years, Assistant Store Keeper, )  
ITI Amravati. )
3. **Rahul Ashok Tayde,** )  
41 years, Assistant Store Keeper, )  
ITI Dharni. )
4. **Shekhar Ramkrishna Bhagat,** )  
49 years, Assistant Store Keeper, )  
ITI Akola. )  
All applicants are of Amravati Region. )

... **APPLICANTS**

**// V E R S U S //**

- 1] **State of Maharashtra,** )  
Through its Principal Secretary, )  
Skill Development, Employment & )  
Entrepreneurship Department, )  
Mantralaya, MUMBAI - 32. )
- 2] **The Joint Director of Vocational** )  
**Education and Training,** )  
Regional Office, Morshi Road, )  
Amaravati. 444 603. )

... **RESPONDENTS**

-----  
**Shri Bharat Kulkarni, Sunil Pande, Learned Counsel for  
the Applicants.**

**Smt. S.R. Khobragade, Id. P.O. for the Respondents.**  
-----

**Coram :- Hon'ble Shri Justice M.G. Giratkar,  
Acting Chairman.**

**Dated :- 21/04/2025.**  
-----

**O R A L J U D G M E N T**  
-----

Heard Shri Bharat Kulkarni, learned counsel for the Applicants and Smt. S.R. Khobragade, learned P.O. for the Respondents.

**2.** The case of the applicant in short is as under:-

All applicants are Assistant Store Keeper presently in Amravati Division in I.T.I. and Government Technical Schools. Applicants are working with the respondents from more than 10 years. Therefore, they are entitled for First Time Bound Promotion Pay Scale as per the G.R. dated 02/03/2019 to the next higher pay scale from the date they have completed 10 years of continuous service. It is submitted that the applicants are aggrieved by the inaction of respondent No.2 for not granting

revised A.C.P. Scale after 10 years. Therefore, applicants have approached to this Tribunal for the following reliefs:-

*“10.1] Direct the respondent No. 2 to grant ACP 1st time bound pay scale after 10 years continuous service of applicants in S-10 Rs.29200-92300.w.e.f. 1/01/2018, or completion of 10 years service.*

*[II.] Direct the R. No.2 to pay the arrears with interest.*

*[III.] Any other relief deemed proper in the facts and Circumstances of the case in the interest of justice.”*

**3.** O.A. is strongly opposed by the respondents. It is submitted that applicants were appointed as Junior-cum-Store-Clerk which was newly created posts, pursuant to the G.R. dated 30/09/2006. Subsequently, the advertisement was published in the newspaper i.e. Dainik Lokmat on 13/05/2008 to fill these newly created posts. It is submitted that now the posts of Junior-cum-Store-Clerk are abolished and therefore applicants are not entitled for the benefit given to the employees working in Nagpur Division and Pune Division. Hence, the O.A. is liable to be dismissed.

**4.** There is no dispute that applicants were / are working as Assistant Store Keeper. After the advertisement dated

13/05/2008, the posts of Junior-cum-Store-Clerk was newly created / advertised. As per the submission of Learned P.O. the posts of Assistant Store Keeper are not abolished. There is no dispute that applicants were appointed on the post of Assistant Store Keeper. Initially, applicants were appointed as Junior Clerk and thereafter they were absorbed as Assistant Store Keeper. There is no dispute that some employees who are / were working in Nagpur Division and Pune Division were given Pay Band of S-10, but the respondents have granted Pay Band of S-6.

**5.** The copies of order of Pune Division and Nagpur Division are filed on record. The pay of Assistant Store Keeper is granted in the pay scale of Rs.29,200 – 92,300 in the Pay Band of S-10. The material part of the order dated 18/03/2025 is reproduced below:-

“ तीन लाभांच्या सुधारित सेवांतर्गत आश्वासित प्रगती योजनेच्या अनुषंगाने या कार्यालयाच्या अधिपत्याखालील शासकीय संस्था / कार्यालयातील सहाय्यक भांडारपाल तथापी कनिष्ठ तथा भांडार लिपीक या पदावर कार्यरत कर्मचा-यांना S-६ : १९९००-६३२०० या विद्यमान वेतनश्रेणीत सेवेची १० वर्षे पूर्ण झालेली आहे, त्यांना पात्रतेनुसार उपरोक्त शासन निर्णयातील अटी व शर्तीस अधिन राहून

*त्यांचे नावा समोर दर्शविलेल्या दिनांका पासून S-१०: २९२००-९२३०० हि वेतनश्रेणी मंजूर करण्यात येत आहे.”*

**6.** In Nagpur Division also, Assistant Store Keeper were given the benefit of Pay Band of S-10 as per order dated 24/11/2023. Applicants are working as Assistant Store Keeper. They are similarly situated employee like employee having designation of Assistant Store Keeper in Pune Division and Nagpur Division. Pune Division and Nagpur Division have granted Pay Band of S-10, whereas, respondents have not granted the same pay scale to the applicants. Applicants are working as Assistant Store Keeper as like Assistant Store Keeper working in Pune and Nagpur Division. Pune Division and Nagpur Division have granted the benefits of Pay Band of S-10. Therefore, applicants are also entitled for the same. Hence, the following order:-

### **ORDER**

- (i) O.A. is allowed;
- (ii) Respondents are directed to grant pay scale of the Pay Band of S-10 to the applicants with effect from the date on which they have completed 10 years of their service from the said post;

- (iii) Respondents are directed to pay all the consequential benefits;
- (iv) Respondents are directed to comply the order within a period of four months from the date of receipt of this order;
- (v) No order as to costs.

**(Justice M.G. Giratkar)**  
**Acting Chairman.**

**Dated :- 21/04/2025.**  
**PRM**

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

Name of Steno : Piyush R. Mahajan.

Court Name : Court of Hon'ble Acting Chairman.

Judgment signed on : 21/04/2025