

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 706 OF 2022

(Subject:- Compassionate Appointment)

DISTRICT:-NANDED

Suhas S/o Tryambakrao Waghmare,)
Age 33 years, Occup. Unemployed,)
r/o: Taroda (Bk.), Tq. and Dist.: Nanded.)....**APPLICANT**

V E R S U S

- 1. The State of Maharashtra,**)
Through its Secretary,)
Vocational Education & Training)
Department, Mantralaya, Mumbai-32.)
- 2. The Joint Director,**)
Vocational Education & Training ,)
Regional Office, Aurangabad.)
- 3. The Principal,**)
Industrial Training Institute,)
Kinwat, Dist.: Nanded.)
- 4. Shila Tryambakrao Waghmare alias**)
Sau. Shila Suresh Shirse,)
Age: major, Occ: Service as)
Staff Nurse, Primary Health Centre,)
Sindhi, Tq.: Umri, Dist.: Nanded.)....**RESPONDENTS**

WITH

ORIGINAL APPLICATION ST.NO. 870 OF 2024

(Subject:- Compassionate Appointment)

DISTRICT:-NANDED

Shila D/o Trimbakrao Waghmare)
@ Shila W/o Suresh Shirse,)
Aged: 39 years, Occ: Contractual Service,)
R/o Taroda Naka Nanded,)
Tq. Dist. Nanded.)....**APPLICANT**

V E R S U S

- | | | |
|----|-------------------------------------|----------------------|
| 1. | The State of Maharashtra, |) |
| | Through Presiding Officer, |) |
| | MAT, Aurangabad. |) |
| 2. | The Joint Director, |) |
| | Vocational Education & Training , |) |
| | Regional Office, |) |
| | Chh. Sambhaji Nagar (Aurangabad). |) |
| 3. | The Principal, |) |
| | Industrial Training Institute, |) |
| | Kinwat, Dist.: Nanded. |) |
| 4. | Suhas S/o Trimkarao Waghmare |) |
| | Shirpur, District. Dhule. |) RESPONDENTS |

APPEARANCE : Shri P.G. Rodge, learned counsel for the applicant in O.A.No. 706/2022/ respondent No.4 in O.A.St.No. 870/ 2024.

:

Shri S.M. Kamble, learned counsel for applicant in O.A.St.No. 870/2024/ respondent No.4 in O.A.No. 706/2022.

:

Shri D.M. Hange, learned Presenting Officer for the respondent authorities in both the O.As.

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

RESERVED ON : 24.06.2024.

PRONOUNCED ON : 23.08.2024.

ORDER

Heard Shri P.G. Rodge, learned counsel for the applicant in O.A.No. 706/2022 / respondent No.4 in O.A.St.No. 870/2024, Shri S.M. Kamble, learned counsel for the applicant in O.A.St.No. 870/2024 / respondent No.4 in O.A.No. 706/2022 and Shri D.M. Hange, learned Presenting Officer for the respondent authorities finally with consent at admission stage.

2. Both the Original Applications are connected applications and therefore taken together for consideration and decided by this common order.

O.A.No. 706/2022

3. By filing this Original Application the applicant is seeking directions to the respondent Nos. 2 and 3 to forthwith appoint the applicant on compassionate ground in the Industrial Training Institute, Kinwat, Dist.: Nanded in place of his deceased father Tryambak Vitthalrao Waghmare by deciding his proposal.

4. Brie facts giving rise to the Original Application are as follows:-

(i) The father of the applicant namely Tryambak Vitthalrao Waghmare who was in the permanent service at Industrial

Training Institute, Kinwat on the post of Craft Instructor i.e. Class-III post died in harness on 12.01.2013 leaving behind his heirs i.e. applicant's mother -Smt. Ujwala, sister- Sau. Shila Suresh Shirshe, applicant and his brother- Santosh. The heirship certificate is marked as Exhibit 'A'.

(ii) The applicant further contends that on 28.01.2013 the applicant along with his mother had filed an application to the respondent Nos. 2 & 3 to appoint the applicant on compassionate ground in place of his deceased father and on the said application the other legal heirs i.e. sister-Shila and brother -Santosh gave their consent. The applicant has also submitted his application in the prescribed format on 28.01.2013 (Exh. 'C'). However, the said application was not considered by the respondents for more than one and half years. Consequently, the applicant had again made application on 30.09.2014 to respondent No.2. (Exh. 'D'). Meanwhile, the respondent No.3 has forwarded the proposal of the applicant to respondent No.2. However, the respondent No.2 belatedly by letter dated 10.08.2021 directed the respondent No.3 to comply with the deficiencies in the proposal of applicant in terms of the G.R. dated 21.09.2017 and submit the proposal. The copy of the said letter dated

10.08.2021 is marked as Exh. 'E'. Pursuant to the said letter dated 10.08.2021, the applicant has submitted the affidavit of his mother and brother thereby giving consent for his compassionate appointment.

(iii) It is the further case of the applicant that though the respondent No.4 (sister of the applicant) on the application of the applicant dated 28.01.2013 gave consent for appointment of the applicant on compassionate ground, however, thereafter the respondent No.4 has submitted her objection belatedly in the year 2021 before the respondent No.2 for not giving the compassionate appointment to the applicant without her consent and the same has been communicated by the respondent No.2 to respondent No.3. Thus the respondent No.3 by letter dated 17.11.2021 informed to the applicant that there is difficulty in respect of giving compassionate appointment to him. By communication dated 31.01.2022, the respondent No.3 has informed to respondent No.2 that on account of non-submission of consent of sister of the applicant i.e. the respondent No.4, the complete application of the applicant for compassionate appointment is still not received. The applicant by representation dated 03.02.2022 pointed out to respondent

No.2 that he has already submitted all the documents so also the consent of the family members for appointing him on the compassionate ground. Even the applicant by his representation dated 28.01.2013 has also submitted heirship certificate issued by the Civil Court to respondent No.3.

(iv) It is the further case of the applicant that the respondent No.3 again by letter dated 02.05.2022 returned the proposal of the applicant to him with the contentions that his proposal cannot be forwarded to higher authority unless the applicant submits no objection of his sister i.e. the respondent No.4 for giving compassionate appointment to the applicant. The said letter dated 02.05.2022 is marked as Exh. 'L'. Hence, this Original Application.

5. Learned counsel for the applicant submits that the marriage of the respondent No.4 has already been solemnized before the death of his father. However, in due course, the applicant, his mother and sister-respondent No.4 mutually got partition in the plots and house properties owned by father of the applicant on 03.03.2017 in which the respondent No.4 has also got her share. The copy of the partition deed dated 03.03.2017 is marked as Exh. 'M'.

Learned counsel for the applicant submits that apart from this, the respondent No.4 i.e. sister of the applicant has got employment as Staff Nurse in Health Department of Zilla Parishad, Nanded on 29.12.2021.

6. Learned counsel for the applicant submits that after the death of father, the responsibility to maintain the family including the mother is on the shoulder of the applicant and as such, the applicant is in the dire need for getting compassionate appointment in place of his deceased father. However, the respondent Nos. 2 and 3 by acting in collusion with respondent No.4 and on account of so called consent of the respondent No.4 acted illegally and not decided the genuine claim of the applicant for compassionate appointment.

7. Learned counsel for the applicant submits that on 28.01.2013 itself the applicant has submitted the application for compassionate appointment in the format itself to respondent authorities and at that time, the respondent No.4 has given her consent on the application itself. However, the respondent authorities have not processed the said application for the long period till the year 2021. The

respondent No.2 by letter dated 10.08.2021 has informed to respondent No.3 i.e. the Principal, Industrial Training Institute, Kinwat about the compassionate appointment to the applicant by referring the earlier communication dated 02.04.2013. The said communication dated 02.04.2013 is filed along with the affidavit in reply of respondent Nos. 1 to 3, marked as Exh. 'R-1'. It appears that the application submitted by the applicant along with his mother dated 20.01.2013 was rejected on the ground that the deceased father of the applicant was working as Craft Instructor on a particular pay scale and as per the said pay scale in terms of G.R. dated 02.07.2002, the post of the father of the applicant falls in Group 'B'. Thus the applicant or his mother are not entitled for getting compassionate appointment as the husband died while working in group 'B' category. Learned counsel for the applicant submits that the respondent authorities have illegally rejected the application submitted by the applicant along with his mother for compassionate appointment. The deceased father of the applicant was working in the Naxalite Area and as an incentive, the said pay scale was awarded to him. In fact the deceased father of the applicant was working as Craft Instructor which is basically

Class-III post. Learned counsel for the applicant submits that even the department has accepted that the deceased employee (father of the applicant) was working on class-III post at the time of his death. However, the fact remains that on 28.01.2013 the applicant along with his mother has submitted application for compassionate appointment.

8. Learned counsel for the applicant further submits that in terms of the ratio laid down by the Hon'ble Supreme Court in a case of **Director of Treasuries in Karnataka & Anr. Vs. V. Somyashree** reported in (2021) 12 SCC 20 **and in a case of State of Madhya Pradesh & Ors. Vs. Ashish Awasthi,** the scheme prevailing on the death of deceased employee is to be considered for compassionate appointment.

9. Learned counsel for the applicant submits that in terms of the G.R. dated 26.02.2013, the Government has taken decision that the married daughter if the only daughter of the deceased employee or the family of the deceased employee was entirely dependent upon the married daughter, then the said married daughter is required to be appointed on compassionate ground. Learned counsel for the applicant submits that the respondent No.4 is neither the only

daughter of the deceased employee nor the family of the deceased employee i.e. the mother and two brothers were entirely dependent upon the respondent No.4.

10. Learned counsel for the applicant submits that the G.R. dated 21.09.2017 which contemplates that the son/daughter whether married or unmarried, are liable to be appointed on compassionate ground cannot be made applicable retrospectively to the case of the applicant and his case has to be considered as on 28.01.2013 on which date the applicant had filed an application along with his mother for compassionate appointment. The father of the applicant (deceased employee) died on 12.01.2013 while in service.

11. Learned counsel for the applicant submits that in view of the same, the no objection of respondent No.4 for appointment of the applicant on compassionate ground may not be required in terms of the scheme prevailing at the time of death of the deceased employee or on the date of first application filed by the applicant dated 28.01.2013 for compassionate appointment which came to be rejected by the respondent authorities due to some misconception of the fact and misconstruing the law.

12. Learned counsel for the applicant has placed his reliance on the following case laws:-

- (i) **Director of Treasuries in Karnataka & Anr. Vs. V. Somyashree reported in (2021) 12 SCC 20.**
- (ii) **Civil Appeal No. 6903 of 2021 in a case of State of Madhya Pradesh & Ors. Vs. Ashish Awasthi .**
- (iii) **The State of Maharashtra & Anr. Vs. Ms. Madhuri Maruti Vidhate (Since after marriage Smt. Madhuri Santosh Koli)**
- (iv) **Malaya Nanda Sethy Vs. State of Orissa & Ors. (Civil Appeal No. 4103 of 2022 (Arising out of SLP (C) No. 936/2022))**

13. Learned Presenting Officer on the basis of affidavit in reply filed on behalf of respondent Nos. 1 to 3 submits that in response to the application dated 28.01.2013 to get the compassionate appointment, the Joint Director office issued a letter dated 02.04.2013 (Annexure 'R-1') to Smt. Ujjwla Tryambak Waghmare conveying her that the compassionate ground appointment to the applicant is not applicable.

14. Learned Presenting Officer submits that the Joint Director, Vocational Education and Training, Regional Office, Aurangabad vide its letter No. 4770 dated 10.08.2021 conveyed to the applicant to complete the 15 points deficiency

in the application for compassionate ground appointment. Furthermore, the applicant's sister- Sau. Shila Suresh Shirshe (Waghmare) had raised the objection about the applicant's eligibility to get the appointment on compassionate ground. The same was conveyed to the applicant by the Principal, Industrial Training Institute, Kinwat, Dist. Nanded by letter dated 17.11.2021. Learned P.O. submits that even the sister of the applicant namely Sau. Shila Suresh Shirshe i.e. the respondent No.4 got selected to the post of Staff Nurse in Health Department, Zilla Parishad, Nanded. However, the Principal, Industrial Training Institute, Kinwat conveyed to the applicant that he has not complied with the queries in with all respect in his application vide letter dated 02.05.2022 (Exh. 'K').

15. Learned P.O. submits that it is clear from the heirship certificate issued by the Court that the respondent No.4 -Sau. Shila Suresh Shirshe (Waghmare) is also one of the legal heirs of deceased Tryambak Waghmare. Thus her no objection is required to be submitted along with the application. Furthermore, the respondent No.4 namely Sau. Shila Suresh Shirshe has raised an objection to the

application submitted by the applicant for compassionate appointment. Learned Presenting Officer submits that there is no denial of the compassionate appointment to the applicant. However, the applicant himself has to submit the complete application. Learned P.O. submits that there is no substance in the Original Applicant and the same is liable to be dismissed.

16. Learned Presenting Officer further submits that the appointment of the candidates on the compassionate basis does not create any vested right. The object of the scheme is that it is only when a deceased employee's family is in penury and without any source of livelihood when the employees is died in harness, compassionate appointment can be considered.

17. In the instant case due to passage of time, the appointment of the applicant on compassionate ground losses its significance. The Original Application also liable to be dismissed on this count.

18. Learned counsel for respondent No.4 submits that the marriage of the respondent No.4 with one Suresh had

taken place on 26.05.2002 and that the respondent No.2 has two sons out of the said marriage. There were family disputes between the respondent No.4 and her husband and in consequences thereof, the respondent No.4 left the house of her husband in the year 2008 and living at her father's house since then. There was no amicable settlement with her husband and therefore the respondent No.4 was constrained to initiate divorce proceedings in the year 2009 in the Family Court at Nanded. By judgment and order dated 27.06.2017, the Family Court, Nanded has passed the divorce decree. The respondent No.4 is staying at house of her father with her sons.

19. Learned counsel for respondent No.4 submits that the respondent No.4 had a job in a private school. The mother was responsible for the sole maintenance of respondent No.4 after the death of father. After the death of father, her mother and the applicant had taken responsibility of the education of children of respondent No.4. The applicant had source of income by publication of certain books. However, the respondent No.4 has no independent source of income.

20. Learned counsel for respondent No.4 submits that when the applicant got married in December 2013, he had kicked out the respondent No.4 from the house in January, 2014. Thus the respondent No.4 has started residing separately outside the house accepting the responsibility of teaching and nurturing of her sons since then. There were some books written by the deceased father and their publication was in the name of Ujwala Trimbakrao Waghmare as she is the licensee. In the year 2014, the shares and business of Ujwala Publication came to be transferred in the name of the present applicant. The said business is doing well in Maharashtra, Andhra, Telangana, Vidarbha. Turnover of the said business is of 12 to 13 lakhs per annum and the applicant is having good income of the said publication.

21. Learned counsel for the respondent No.4 submits that as per G.R. dated 26.02.2013, the married daughter of the deceased employee can get a compassionate appointment subject to maintain the family. The respondent No.4 is ready to maintain the family and she is divorcee single mother living with two children. Learned counsel for respondent No.4

submits that thus the Original Application filed by the applicant is liable to be dismissed.

O.A.St.No. 870/2024:-

22. Learned counsel for respondent No.4 has also filed the separate application for compassionate appointment bearing O.A.St.No. 870/2024 seeking directions to respondent Nos. 1 to 3 to appoint her on compassionate ground in place of her deceased father.

23. Brief facts giving rise to this Original Applications are as follows:-

(i) The applicant in this Original Application is respondent No.4 in O.A.No. 706/2022. Thus on the same ground as elaborated in connection with the aforesaid O.A. No. 706/2022 the respondent No.4 is seeking directions to respondent Nos. 1 to 3 to appoint her on compassionate ground in place of her father and decide the application filed by the applicant dated 18.12.2023.

(ii) The applicant in O.A.No. 706/2022 is also impleaded as respondent No.4 in this Original Application. Learned counsel appearing for respondent No.4 in this O.A. so also the

learned P.O. made their submissions as discussed in O.A.No. 706/2022.

24. Undisputedly the father of the applicant namely Tryambak Vitthalrao Waghmare was in the permanent service at Industrial Training Institute, Kinwat on the post of Craft Instructor i.e. Class-III post and died in harness on 12.01.2013 leaving behind his heirs i.e. applicant's mother - Smt. Ujwala, sister- Sau. Shila Suresh Shirshe (respondent No.4 herein), applicant and his brother- Santosh. It is also not disputed that on 28.01.2013 (Exh. 'C') the applicant along with his mother had filed an application with the respondent Nos. 2 & 3 for appointment on compassionate ground in place of his deceased father and on the said application the other legal heirs i.e. sister-Shila and brother -Santosh gave their consent. The applicant has submitted the application in the prescribed format. However, no action was taken on the said application for more than one and half years. Consequently, the applicant had again made application on 30.09.2014 to respondent No.2. (Exh. 'D'). Meanwhile, the respondent No.3 has also forwarded the proposal of the applicant to respondent No.2. However, the respondent No.2 belatedly by

letter dated 10.08.2021 directed the respondent No.3 to get complied with the deficiencies in the proposal of applicant in terms of the G.R. dated 21.09.2017 and submit the re-proposal. The copy of the said letter dated 10.08.2021 is marked as Exh. 'E'. Pursuant to the said letter dated 10.08.2021, the applicant has submitted the affidavit of his mother and brother thereby giving consent for his compassionate appointment.

25. However, the respondent No.4 who is sister of the applicant submitted her objection belatedly in the year 2021 before the respondent No.2 for not giving the compassionate appointment to the applicant without her consent and the same has been communicated by the respondent No.2 to respondent No.3. Thus the respondent No.3 by letter dated 17.11.2021 informed to the applicant that there is difficulty in respect of giving compassionate appointment to him.

26. In the backdrop of these admitted facts it is necessary to reiterate here that the scheme prevailing at the time of death of the deceased employee or on the date of filing of the application as the case may be is to be considered for compassionate appointment. Admittedly, at the time of

death of the father of the applicant i.e. on 12.01.2013 and the application submitted by the applicant in the prescribed formant on 28.01.2013 (Exh. 'C'), the G.Rs. dated 26.10.1994 and 26.02.2013 respectively were holding the field to the extent of eligibility to apply for compassionate appointment.

27. In a case of **State of Madhya Pradesh & Ors. Vs. Ashish Awasthi (Civil Appeal No. 6903 of 2021) & Anr.**, the Hon'ble Supreme Court in the paragraph No. 4.1 by referring the ratio laid down by the Hon'ble Supreme court in the earlier two cases i.e. **Indian Bank and Ors. Vs. Promila and Anr., (2020) 2 SCC 729** and **State of Madhya Pradesh and Ors. Vs. Amit Shrivastava, (2020) 10 SCC 496** observed and held as follows:-

“4.1 In the case of **Indian Bank and Ors. Vs. Promila and Anr., (2020) 2 SCC 729**, it is observed and held that claim for compassionate appointment must be decided only on the basis of relevant scheme prevalent on date of demise of the employee and subsequent scheme cannot be looked into. Similar view has been taken by this Court in the case of **State of Madhya Pradesh and Ors. Vs. Amit Shrivastava, (2020) 10 SCC 496**. It is required to be noted that in the case of Amit Shrivastava (supra) the very scheme applicable in the present case was under consideration and it was held that the scheme prevalent on the date of death of the deceased employee is only to be considered. In that view of the matter, the impugned judgment and order passed by the Division Bench is unsustainable and deserves to be quashed and set aside.”

28. In a case of **Director of Treasuries in Karnataka and Another Vs. V. Somyashree** reported in **(2021) 12 SCC 20** in paragraph Nos. 9 and 10 has made the following observations:-

“9. While considering the submissions made on behalf of the rival parties a recent decision of this Court in the case of N.C. Santhosh² on the appointment on compassionate ground is required to be referred to. After considering catena of decisions of this Court on appointment on compassionate grounds it is observed and held that appointment to any public post in the service of the State has to be made on the basis of principles in accordance with Articles 14 and 16 of the Constitution of India and the compassionate appointment is an exception to the general rule. It is further observed that the dependents of the deceased Government employee are made eligible by virtue of the policy on compassionate appointment and they must fulfil the norms laid down by the State’s policy. It is further observed and held that the norms prevailing on the date of the consideration of the application should be the basis for consideration of claim of compassionate appointment. A dependent of a government employee, in the absence of any vested right accruing on the death of the government employee, can only demand consideration of his/her application. It is further observed he/she is, however, entitled to seek consideration in accordance with the norms as applicable on the day of death of the Government employee.

10. The law laid down by this Court in N.C. Santosh² on grant of appointment on compassionate ground can be summarized as under:

10.1 That the compassionate appointment is an exception to the general rule;

10.2 That no aspirant has a right to compassionate appointment;

10.3 The appointment to any public post in the service of the State has to be made on the basis of the

principle in accordance with Articles 14 and 16 of the Constitution of India;

10.4 Appointment on compassionate ground can be made only on fulfilling the norms laid down by the State's policy and/or satisfaction of the eligibility criteria as per the policy;

10.5 The norms prevailing on the date of the consideration of the application should be the basis for consideration of claim for compassionate appointment."

29. So far as G.R. dated 26.02.2013 is concerned, by referring the earlier G.Rs. dated 26.10.1994, 23.08.1996 and 17.07.2007 respectively in terms of the ratio laid down by the Hon'ble High Court of Bombay in **Writ Petition No. 1284 of 2011** in a case of **Aparna Narendra Zambre Vs. Assistant Superintendent Engineer & Ors.** the Government has taken the decision holding thereby the married daughter eligible to be appointed on compassionate ground under certain condition i.e. (i) if the married daughter is the only child of her parents or (ii) after the death of father who was the Government employee, the entire family was dependent upon the earning of the married daughter.

30. However, by issuing the G.R. dated 21.09.2017 the Government for the first time has considered the son/daughter married or unmarried to be eligible for being

appointed on compassionate ground. However, as discussed in the foregoing paragraphs by referring the ratio laid down by the Hon'ble Apex Court the scheme prevailing on the death of deceased employee is required to be considered for compassionate appointment. As on the date of death of father of the applicant who was Government employee and even on the date of submission of the application, the scheme in terms of the G.R. dated 26.10.1994 and 26.02.2013 respectively was prevailing for compassionate appointment.

31. In the instant case, the respondent No.4 who was married daughter subsequently divorcee got married prior to the death of her father. She is not the only child to her parents. The father namely Tryambak Vitthalrao Waghmare who died in harness was survived by his wife, two sons and one daughter i.e. the respondent No.4 herein. However, it is nobody's case that after the death of father the entire family was dependent on the earning of the respondent No.4 or that she was maintaining the family.

32. Admittedly, the applicant has filed an application on 28.01.2013 (Exh. 'C') and even thereafter on 30.09.2014 (Exh. 'D'). Thus the scheme as per the G.R. dated 21.09.2017

cannot be made applicable to the case of the applicant. The respondent authorities for no reason have kept the said application filed by the applicant in format way back in the year 2013 and 2014 respectively pending till the year 2021 for one and another reasons and in the year 2021 issued the communication directing the applicant to remove the deficiency in terms of G.R. dated 21.07.2017. There is no reason at all for non-inclusion of the name of the applicant in the waiting list maintained for giving compassionate appointment to the candidates in the year 2013 or 2014 when at that time all the legal heirs including the respondent No.4 have given no objection for appointment of the applicant on compassionate ground.

33. In view of above discussion, the Original Application filed by the applicant deserves to be allowed as per the scheme prevailing as on the date of death of father of the applicant i.e. on 12.01.2013 and/or at the time of filing of the application dated 28.01.2013 (Exh. 'C') and application dated 30.09.2014 (Exh. 'D'). In terms of G.Rs. dated G.Rs. dated 26.10.1994 and 26.02.2013, the respondent No.4 is not entitled to claim appointment on compassionate ground. The

respondent No.4 is not an eligible family member to be appointed on compassionate ground and hence, her no objection or consent is also not required for appointment of the applicant on compassionate ground.

34. Learned counsel for the applicant however on instructions submits that the applicant would bare educational expenses of the children of the respondent No.4 till they attain the age of majority.

35. In view of above, in my considered opinion, the applicant is entitled for appointment on compassionate ground.

36. In view of above discussion, the application submitted by the respondent No.4 bearing O.A.St.No. 870/2024 cannot survive and the same is liable to be dismissed. Hence, the following order:-

ORDER

- (A) The Original Application No. 706/2022 (Suhas Tryambakrao Waghmare Vs. the State of Maharashtra & Ors.) is hereby allowed.
- (B) The respondent Nos. 2 and 3 are hereby directed to forthwith appoint the applicant on

compassionate ground in the Industrial Training Institute, Kinwat, Dist. Nanded in place of his deceased father Tryambak Vitthalrao Waghmare by deciding his proposals dated 28.01.2013 (Exh. 'C') and 30.09.2014 (Exh. 'D') as expeditiously as possible.

- (C) The Original Application St. No. 870/2024 (Shila D/o Trimbakrao Waghmare @ Shila W/o Suresh Shirase Vs. the State of Maharashtra & Ors.) is hereby dismissed.
- (D) In the peculiar circumstances, there shall be no order as to costs.
- (E) Both the Original Applications are accordingly disposed of.

MEMBER (J)

Place:-Aurangabad

Date : 23.08.2024

SAS O.A. 706/2022 with O.A.St. 8702024 (S.B.)Compassionate Appointment