

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH
MISC APPLICATION NO 395 OF 2016
IN
ORIGINAL APPLICATION 890 OF 2016

DISTRICT : PUNE

Shri Sunil D. Deshmukh,)
Dy. S.P/A.C.P presently posted in the)
of Commissioner of Police, Mumbai City,))
as A.C.P, having residential address as)
B-405, Meghsparsh Housing Society,)
Survey no. 573, Near Yash Lawns,)
Bibavewadi, Pune 411 037.)...**Applicant**

Versus

1. The Government of Maharashtra)
Through Addl. Chief Secretary,)
Home Department, Mantralaya,)
Mumbai 400 032.)
2. The Director General of Police,)
Old Council Hall, Colaba, Mumbai)...**Respondents**

Shri M.D Lonkar, learned advocate for the Applicant.

Shri N.K Rajpurohit, learned Chief Presenting Officer for the Respondents.

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 05.10.2016

ORDER

1. Heard Shri M.D Lonkar, learned advocate for the Applicant and Shri N.K Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate Shri Lonkar stated that Applicant was posted as S.D.P.O, Khed, Dist-Pune by order dated 1.6.2016 issued by the Home Department. However, that order was challenged before this Tribunal in O.A no 511/2016. The State Government, then decided to withdraw the order of transfer of the Applicant, as S.D.P.O, Khed and the person who was working there was continued to be posted in that post.

3. Learned Advocate Shri Lonkar stated that now the earlier incumbent Shri M.N Ghatte, has been promoted, but he has not yet been given a posting. He, therefore, requested that the Applicant may be considered for being posted as S.D.P.O, Khed as and when the post becomes vacant. The Applicant has also made a representation dated 30.9.2016 to the Respondent no. 1 in this regard.

4. Learned C.P.O stated that the decision regarding posting a suitable Officer as S.D.P.O, Khed will be taken by the Government as per procedure prescribed under the Maharashtra Police Act when the post becomes vacant.

5. The Government has earlier posted the Applicant as S.D.P.O, Khed and that order was subsequently withdrawn in view of the Original Application filed by Mr Ghatte. Since Shri Ghate is promoted and that post is likely to fall vacant soon, the Respondents are directed to consider the representation of the Applicant dated 30.9.2016 for being posted as S.D.P.O, Khed within a period of one month from the date on which the said post becomes vacant.

6. Misc Application stands disposed of accordingly with no order as to costs.

7. Original Application no. 895/2016 be placed on Board on 24.10.2016.

(Rajiv Agarwal)
Vice-Chairman

Place : Mumbai
Date : 05.10.2016
Dictation taken by : A.K. Nair.

