

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 658 OF 2017

DISTRICT : PUNE

Shri Shivaji Mahadeo Bade,)
Craft Instructor, [Draughtsman Civil],)
Government I.T.I, Malegaon,)
Taluka Baramati, Dist-Pune and having)
Address at & post Utkarsh Apartment,)
Flat no. 9, Near Govt. I.T.I College,)
Malegaon, Tal-Baramati, Dist-Pune.).... Applicant

Versus

1.	Government of Maharashtra)
	Through Principal Secretary,)
	Skill Development & Entrepreneurship)
	Department, Mantralya,)
	Mumbai 400 032.)
2.	Director,)
	Vocational Education & Training,)
	Maharashtra State, having office at)
	3, Mahapalika Marg, Mumbai 400 001.).... Respondents

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

Ms Archana B.K, learned Presenting Officer for the Respondents.

CORAM : Shri Justice A.H Joshi (Chairman)

DATE : 09.02.2018

ORDER

1. Heard Shri M.D Lonkar, learned advocate for the Applicant and Ms Archana B.K, learned Presenting Officer for the Respondents.

2. This application was heard for sometime.

3. Applicant has prayed for following relief:-

“15(a) This Hon’ble Tribunal be pleased to pass an order directing the Respondents to consider the representations submitted by the Petitioner dated 17.4.2017 and post the Petitioner as Craft Instructor [Draughtsman Civil] at Government ITI, Shevgaon, Tal-Shevgaon, Dist-Ahmednagar, forthwith and on such terms and conditions as this Hon’ble Tribunal may deem fit and proper.”

(Quoted from page 10 of O.A).

4. During the previous hearing, effort was made to find out as to whether applicant can be accommodated by transferring him, as sought.

5. Respondents have come with a plea that there is no candidate serving under the Government on a permanent post to take charge of the work and equipment from the applicant. This fact though debated, is not disputed.

6. All that is urged is that let the charge be given to an ad hoc employee. This request is opposed by the Respondents and is rightly so.

7. Learned Advocate for the applicant states in the background that if Original Application is disposed of with prayer (a) without fixing time limit and leaving the applicant's chance open, he is ready to be a fait accompli.

8. With the foregoing observations, present Original Application is disposed of in terms of prayer (a) with rider that applicant's request can be considered as and when possible, and if occasion arises and within absolute discretion of the Respondents.

Sd/-
(A.H. Joshi, J.)
Chairman

Place : Mumbai
Date : 09.02.2018
Dictation taken by : A.K. Nair.