

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL**  
**NAGPUR BENCH NAGPUR**  
**ORIGINAL APPLICATION No. 417 of 2024 (D.B.)**

Mukul S/o Madhukar Kinkar,  
Age about 35 years, Occupation: Student,  
R/o. Shatrugana Dhole, C.A. Road, Deshpande Layout,  
Bhandewadi, Bagadganj, Maudha, Nagpur.

**Applicant.**

**Versus**

- 1) State of Maharashtra,  
through Its Secretary,  
Department of Home, Mantralaya,  
Mumbai 32
- 2) Director General of Police,  
Maharashtra, Lion Gate, Fort, Mumbai.

**Respondents.**

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**S/Shri S.R. Kadam, A.M. Ved, Advocates for the applicant.**  
**Shri S.A. Deo, Id. CPO for respondents.**

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

**Dated :- 11/07/2024.**

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**J U D G M E N T**

Heard Shri S.R. Kadam, learned counsel for the applicant  
and Shri S.A. Deo, learned CPO for the respondents.

2. The regular Division Bench is not available. The Hon'ble  
Chairperson, M.A.T., Principal Bench, Mumbai issued Circular  
No.MAT/MUM/JUD/469/2023, dated 24/04/2023. As per the direction  
of Hon'ble Chairperson, if both the parties have consented for final  
disposal, then regular matter pending before the Division Bench can

be disposed off finally. Hence, the matter is heard and decided finally with the consent of learned counsel for both the parties.

3. The learned CPO has raised objection that this Tribunal cannot entertain and decide this O.A. The relief sought is in the nature of public interest.

4. The learned counsel for applicant has filed copy of order of the Hon'ble Bombay High Court, Bench at Nagpur in Writ Petition No.2549/2024, dated 17/04/2024 and submitted that the Petition was withdrawn and liberty was granted to the Petitioner to approach before this Tribunal.

5. The applicant is aged about 35 years and he is claiming that the age limit should be extended by one year similar in the line of the order / G.R. passed by the Government of Maharashtra dated 03/11/2022. The applicant is claiming general relief for all similarly situated candidates. The applicant has prayed following reliefs –

*“(9) (I) This Court be pleased to issue an appropriate writ, order or directions to the respondents to include the aspirants who have been age barred in participating in recruitment process on by advertisement dated 01/03/2024.*

*(II) Grant ad-interim relief in terms of prayer clause (1) above.”*

6. During the course of submission the learned counsel for applicant has submitted that as per G.R. dated 03/11/2022 age limit

was extended and therefore the applicant and other similarly situated candidates shall be given opportunity by extending the age limit.

7. The material part of the G.R. dated 03/11/2022 is reproduced below –

“परंतु, कोविड-१९ सार्वत्रिक साथरोगामुळे, १ जानेवारी, २०२० ते ३१ डिसेंबर, २०२२ या कालावधीमध्ये ज्या उमेदवारांनी कमाल वयोमर्यादा ओलांडली आहे असे सर्व प्रवर्गांचे उमेदवार, निवडीद्वारे उक्त पदांसाठी सन २०२० व २०२१ या कॅलेंडर वर्षातील रिक्त पदे भरण्यासाठी घेण्यात यावयाच्या भरती प्रक्रियेसाठी, एक वेळची उपाययोजना म्हणून, पात्र असतील.”

8. The G.R. was issued because of the Covid,2019 and therefore the candidates whose age limit was expired between 01/01/2020 to 31/12/2022 were given one chance for appearing in the examination. The applicant is praying to include the similar aspirants who has been age barred in participating in the recruitment process as per the advertisement dated 01/03/2024.

9. There was no Covid in the year 2023, therefore, the applicant cannot claim the relief which was granted as per the G.R. dated 03/11/2022. Moreover, this Tribunal is not the authority. The Authority is the State Government. At the most the applicant may approach to the State Government. Hence, there is no merit in this O.A. Hence, the following order –

**ORDER**

The O.A. is dismissed with no order as to costs.

**Dated** :- 11/07/2024.

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

dnk.

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

Name of P.A. : D.N. Kadam

Court Name : Court of Hon'ble Vice Chairman.

Judgment signed on : 11/07/2024.