

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 2139 OF 2015

Ramesh Damodar Khandare

-vs-

State of Maharashtra and others

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

None for the petitioner.

Ms T.Khan, AGP for the respondents.

CORAM : SMT. VASANTI A. NAIK &
A. I. S. CHEEMA, JJ.

DATE : 14.09.2015.

By this petition, the petitioner challenges the order of the Maharashtra Administrative Tribunal dated 07/02/2011, dismissing the original application filed by the petitioner summarily on the ground of delay.

The father of the petitioner expired, while in service in the year 1984. The petitioner made an application for appointment on compassionate ground in the year 1985. The application of the petitioner was not considered favourably for years together and the petitioner filed the original application in the year 2011, i.e. after the expiry of 26 years from the date of the death of the petitioner's father. The Tribunal held that the petitioner was not eligible for grant of appointment on compassionate ground. The Tribunal held and rightly so, that the object of granting appointment on compassionate ground was frustrated, as the petitioner was not granted compassionate appointment for 26 years and he had belatedly approached the Tribunal more than 26 years after the death of his father. The Tribunal observed that the petitioner was only 21 years of age when he made the application for

compassionate appointment and was more than 45 years of age when he filed the original application before the Tribunal. The order of the Tribunal appears to be just and proper and there is no reason to interfere with the same.

Since the order of the Tribunal cannot be faulted with, the writ petition is dismissed with no order as to costs.

JUDGE

JUDGE

KHUNTE