

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**22 CIVIL APPLICATION NO.1257 OF 2016
IN
WRIT PETITION NO. 7621 OF 2014**

DATTA RAMBHAU ADHATE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for Petitioners :Mr.Santosh S.Dambe
AGP for Respondent: S.K.Tambe
Mr. R.J.Nirmal, Adv., for petitioner in WP.

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CORAM : S.S. SHINDE & Ravindra V. Ghuge, JJ.
Dated: February 02, 2016

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PER COURT :-

1. Heard. The Counsel appearing for the petitioner vehemently opposed the prayer in the intervention application and submits that, applicant is noway concerned with the relief claimed by the petitioner, since the petitioner was appointed on compassionate ground and, therefore, there is no question of considering seniority while appointing petitioner on Class III post, as contended by the applicant.
2. We have considered the submission of the Counsel appearing for the applicant and learned Counsel appearing for the non applicant / respondent. In our opinion, since the applicant claims that he is at Sr.No.9 as per the seniority list, and entitled for promotion / appointment on Class III post, the applicant deserves to be heard in the present writ petition. Accordingly, the application is allowed; the same stands disposed of. The applicant is permitted to file reply.

(Ravindra V. Ghuge, J.)

(S.S. SHINDE, J.)

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agp/-