

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

931 WRIT PETITION NO.1182 OF 2020
WITH
CIVIL APPLICATION NO.7751 OF 2021
IN WRIT PETITION NO.1182 OF 2020

ASHWINI HANUMANT PARALKAR AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Mr.D.A.Madke, Advocate for the petitioners.
Mr.S.B.Pulkundwar, AGP for respondent no.1.
Mr.A.D.Wange, Advocate for respondent nos.2 and 3.

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**CORAM : RAVINDRA V. GHUGE &
S. G. MEHARE, JJ.**

DATED : 21.09.2021

PER COURT :

1. The learned Advocate for respondent nos.2 and 3 has entered an affidavit in reply.
2. We have heard the learned counsel for the respective sides in this Petition as well as the Civil Application.
3. Issue before us is regarding the appointment of the petitioner as Assistant (Junior) in the Maharashtra State Road Transport Corporation.

4. The learned Advocate for the MSRTC makes a statement on instructions and the affidavit filed, that petitioner no.2, in order of merit, is above petitioner no.1. As a vacancy was available to appoint her, petitioner no.2 has been appointed. The moment another vacancy occurs, the petitioner no.1 would be appointed. Petitioner no.1 is satisfied.

5. Considering the above statement, this Petition is disposed off.

6. Pending Civil Application does not survive and stands disposed off.

[S. G. MEHARE]
JUDGE

[RAVINDRA V. GHUGE]
JUDGE

DDC