

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8613 OF 2017

Harshad M. Gayakwad

....Petitioner

V/S

State of Maharashtra & Ors.

....Respondents

...

Mr. Parag V. Dube for the Petitioner.

Ms. R.A. Salunkhe, AGP for Respondent No.1 -State.

...

**CORAM: NITIN JAMDAR, ACJ &
SANDEEP V. MARNE, J.**

DATE : 8 JUNE 2023.

P.C.:

The Petitioner is seeking compassionate appointment in the services of the State of Maharashtra on the ground that the Petitioner's father was a Government Servant. Clearly the Petition ought to have been filed in the Administrative Tribunal. As per the constitutional scheme, the Administrative Tribunal is a court of first instance in respect of the service matters relating to the State.

2 With liberty to the Petitioner to apply the Tribunal, we dispose of the Petition. We have no doubt that if a question of delay arises, the Tribunal will consider the fact that the Petition was pending in this Court.

3 The Writ Petition is accordingly disposed of.

SANDEEP V. MARNE, J.

ACTING CHIEF JUSTICE