

Regarding regularization of services of temporary /  
contract lecturers / librarians / directors of  
physical education in government colleges/institutions  
under Directorate of Higher Education.

Government of Maharashtra

Department of Higher and Technical

Education, Government Decision No. Appointment-2016/(P.No.07/16)/MACHINE-1

Ministry Extension Building, Madam Cama Marg,

Hutatma Rajguru Chowk, Mumbai- 40032.

Date :- 23 March, 2016.

- Read:-
- 1) Government Decision No. SCT-1092/1740(316/93) Mashi-2 dt. 29/1/1994
  - 2) Government Decision no. Meeting-1002/(91/2002)/ (Asha) 1 d. 25/7/2002
  - 3) Petition no. 526/2015 and petition no. 850/2015 in Hon. High Court, Bench Nagpur D. Order dated 03/09/2015
  - 4) Original application no. 781/2013.868/2014 and 150/2015 in Hon. Maharashtra Administrative Tribunal. D. of Mumbai. Order dated 26/06/2015

**Background:-**

Teaching posts in Government Colleges/Institutions under the Directorate of Higher Education under the jurisdiction of the Department of Higher and Technical Education come under the purview of the Maharashtra Public Service Commission. However, due to the procedure prescribed by the commission for filling the posts and the time required to appoint the candidates awarded by the commission through the said procedure, there is a delay in filling up the teaching vacancies in the government colleges. Therefore, to avoid the educational loss of students due to lack of sufficient number of teachers, Government Decision No. SCT-1092/1740(316/93) Mashi-2 dt. 29/1/1994 as well as Government Decision no. Meeting-1002/ (91/2002)/Asha-1 dt. On 25/7/2002, a selection committee and procedure for appointment of teachers on seasonal and contractual basis was constituted on a temporary basis.

When the services of temporary and contractual lecturers/librarians/directors of physical education appointed through the said selection committee were terminated after the prescribed period, the said lecturers/librarians/directors of physical education were appointed by Hon. High Court / Hon. Interim protection was obtained by the temporary service through the Maharashtra Administrative Tribunal. Therefore, their temporary and seasonal services had to be continued for a long time. Meanwhile, the said employees demanded regularization of their services. High Court/Hon. Through various petitions / original applications before the Bench of Maharashtra Administrative Tribunal. Of these Hon. Petition filed in High Court, Bench, Nagpur no. 526/2015 and petition no. 850/2015 dated By order dated 3/9/2015 as well as Hon. Original application filed in Maharashtra Administrative Tribunal, Mumbai no. 781/2013. 868/2014 and 150/2015 dt. As per order dated 26/6/2015 Hon. High Court, Bombay Bench Nagpur in Petition no. Dated in 2046/2010. Ordered to regularize the services of the petitioners/applicants as per the decision dated 19.10.2013.

Petition no. 2046/2010 is related to the regularization of the services of contractual lecturers appointed on contract basis in Government Technical College, High Court, Bombay Bench Nagpur. On 19.10.2013, after passing judgment on the said petition, it was directed to regularize the services of the petitioners. Against the said orders, Hon. Special Leave Petition No. 39014/2013 filed in the Supreme Court Hon. Supreme Court, New Delhi. Dissolved on 06/01/2015 Hon. High Court, Nagpur Bench D. Order dated 19/10/2013 upheld. Thus petition no. 2046/2010 of Hon. High Court, Bombay Bench Nagpur. The order dated 19.10.2013 has been finalised.

Petition no. 526/2015 and petition no. 850/2015 as well as original application no. The judgments in 781/2013, 868/2014 and 150/2015 are as follows :-

1) Petition no. 526/2015 and 850/2015 :-

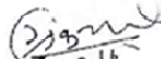
"The respondents are directed to regularize the services of the petitioners and confer permanency. The respondents are directed to absorb the petitioners in service within a period of six week, on parity with the petitioners in Writ Petition No. 2046/2010. Since the petitioners are in continuous employment, the petitioners should be continued in service as the regular employees. We direct the respondents to pay the regular salary to the petitioners from 1.08.2014. Though the petitioners would be entitled to continuity in service, the said continuity would be for purposes other than monetary purposes

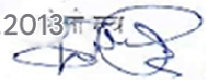
2) Original application no. 781/2013, 868/2014 and 150/2015:-

"The respondents are hereby directed to regularize the services of the Applicants Nos. 1 to 13 and 14 to 20 in O.A. No. 1321/2013 and the Applicants in O.A. 140/2014 and 150/2014 and confer permanency to them. The Respondents shall absorb the Applicants just referred to by 31<sup>st</sup> July, 2014 and the said Applicants will continue in service as regular employees. However, in the facts and circumstances of the case, we direct that the Applicants shall be entitled to regular salary from 1<sup>st</sup> August, 2014 and would not be entitled to claim any monetary benefits for the past services rendered by them in spite of their regularization. Needless to state that since the above referred Applicants' services are regularized, they shall be entitled to the continuity and service for all other purposes except monetary purposes from the date of their first appointment. The government may take an appropriate decision about the scheme of pension applicable to the Applicants."

As above petition no. 526/2015 and petition no. 850/2015. Also original application no. Decisions given in 781/2013, 868/2014 and 150/2015 and Hon. High Court, Bombay Bench Nagpur in

Petition no. Dated in 2046/2010. Possible vide decision dated 11.10.2013

  
23.3.16



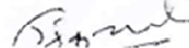
Considering the legal proceedings and the final decision therein, the implementation of the above decisions has been ordered.

Petition no. In 2046/2010 Hon. Taking into consideration the directions given by the High Court, the temporary contract lecturers/librarians/directors of physical education working in the colleges/institutions under the Directorate of Higher Education have been examined accordingly and the decision has been taken to regularize the services of 42 temporary contract lecturers/librarians/directors of physical education who are qualified accordingly. . It has been taken in the Cabinet meeting held on 17/12/2015.

Government Decision :-

The services of 42 Contractual/Seasonal Assistant Professors/Librarians/Directors of Physical Education working in Government Colleges/Institutions under the Directorate of Higher Education and included in the attached prospectus are being regularized subject to the following conditions:-

- 1) The services of Hagami/Contract Assistant Professor / Librarian / Director of Physical Education in the accompanying prospectus are being regularized from the date shown in the prospectus.
- 2) Regularized Assistant Professor / Librarian / Director of Physical Education are being granted all service benefits from the date of regularization of their services.
- 3) No monetary benefits shall be admissible to the concerned Assistant Professor / Librarian / Director of Physical Education due to termination of service in respect of the service rendered by them during the previous service period.
- 4) This temporary / contract lecturer / librarian / director of physical education Hon. The regular pay and allowances admissible under the rules shall continue to be payable as per the order of the court and from the date shown against his name.
- 5) The action taken regarding the regularization of the services of the said teachers will not be retrospective in future.
- 6) The pension scheme prevailing on the date of regularization of service to Assistant Professors/Librarians/Directors of Physical Education who have regularized their services will continue to be applicable.
- 7) Medical examination at the time of appointment in government service by direct service. Character Verification Report, Knowledge of Computer Manipulation (MSCIT) as well as Marathi and Hindi Language Test Passing are all Government Orders to Assistant Professors/Librarians/Directors of Physical Education who have regularized these services. will remain applicable.
- 8) Among regularized Assistant Professors/Librarians/Directors of Physical Education, those candidates belonging to Backward Classes shall be appointed within 6 months. Caste validity certificate will be required to be submitted.)
- 9) Probation period will not be applicable to said 42 teachers.
- 10) Regarding the regularization of the services of the teachers at 27 serial number 5 of the report of Savat, Mr. Against the order given by the Administrative Tribunal, the Government Hon. high





**Court, Mumbai Appeal Petition No. 8708/2015 subject to the final decision being regularized.**

11) The services of teachers mentioned at Serial Nos. 28 to 42 in the accompanying prospectus, Govt. Appeal Petition No. filed in the High Court, Bombay. 8708/2015 subject to final decision as well as Hon. Pending in Maharashtra Administrative Tribunal, Mumbai Original Application No. 558/2015. 705/2015. 161/2015, 531/2015. 429/2015, 602/2015 subject to the final decision received, regularization is approved.

The said government decision of the Cabinet of Ministers. The decision taken in the meeting held on 17/12/2015 and the Finance Department vide its vide no. 547/15/Seva-3 dt. Issued pursuant to approval dated 23/11/2015.

The said government decision has been made available on the website [www.maharashtra.gov.in](http://www.maharashtra.gov.in) of the Government of Maharashtra and its code no. It is 201603231705192808. This order is being attested by digital signature.

By and by order of the Governor of Maharashtra.

कूरी (g. no.  
waste)

Karyasan Officer, Government of Maharashtra

Per.

Deans concerned (through Directorate of Higher Education)

copy

1. Chief Secretary, State of Maharashtra, Ministry, Mumbai-32
2. Additional Chief Secretary, (Services) Department of General Administration, Ministry, Mumbai
3. Hon. Principal Secretary to Chief Minister, Ministry, Mumbai
4. Principal Secretary, Finance Department, Ministry, Mumbai
5. Principal Secretary, Department of Law and Justice, Ministry of Mumbai
6. Secretary, Maharashtra Public Service Commission, Hutatma Chowk, Mumbai (by letter)
7. Accountant General (Accounts and Permissibility)/ (Accounts Examination), Maharashtra - 1/2. Mumbai/Nagpur.
8. Director, Higher Education Maharashtra State, Pune
9. All Divisional Joint Director, Higher Education.
10. Hon. Private Secretary to Minister (Retd. & Tech.), Mantralaya, Mumbai
11. Hon. Private Secretary to the Minister of State, (Ret. & Tech.), Ministry, Mumbai
12. Public Prosecutor, Hon. High Court, Bombay
13. Presenting Officer, Hon. Maharashtra Administrative Tribunal, Mumbai
14. All Principals, Government Teachers College
15. All Principals/Directors, Government Science Colleges/Institutes
16. Additional Accounts Officer, Mumbai
17. Resident Audit Officer, Mumbai
18. All District Treasury Officers,
19. Personal Assistant to Principal Secretary, Department of Higher and Technical Education, Ministry, Mumbai
20. Personal Assistant to All Deputy Secretary, Higher and Technical Education Department, Ministry, Mumbai
21. Selection Nasti-Mashi-1



Government Decision No. Director-2016/(P.No.07/16) Ink-dated 23.03.2016 Sochal Statement

A. No.	Nanth	Designation	category	Currently working college / institution	Seasonal contract	Date of regularization of service	Date of Implementation of Regular Betam
9	2	3	4	5	6	7	10
9	Dr. Manoj Satyagyan	Assistant Professor Satyagyan	open	Government Vidarbha Institute of Science Amravati	Seasonal	03-09-2002	01.09.2005
2	Dr. Visakha Subhash Savji	Director of Physical Education	open	Government Vidarbha Institute of Science, Amravati	Seasonal	28.08.2002	10.02.2005
3	Mr. Chhaya Chandrakant Patil	Director of Physical Education	AD	Vasantryao Naik Government Institute of Arts and Social Sciences, Nagpur	Seasonal	27.08.2002	01.09.2015
4	Shri Anila Moti Ramji Malge	Director of Physical Education	AD	Irmali Yusush College, Mumbai	Seasonal	03-09-2002	01.09.2005
5	Smt P.M. tiger kill	Assistant Professor, Sanskrit	open	Vasantryao Naik Government Art & Sociology Institute	Seasonal	14-08-2000	01.08.2015
6	Dr. ONKUMAR MANIKRAOTOMPE	Assistant Professor, Sanskrit	open	Vasantryao Naik Govt Arts Ch Sociology Sartha. Nagpur	Seasonal	3008-2000	01.08.2015
7	Shri.V.S. serious	Assistant Professor, Botany	open	Government knowledge is not science. in Aurangatha	Seasonal	21-07-2001	09.08.2005
8	Shri K D Jadhav	Assistant Professor, Botany	A. Go	Government Vidarbha Institute of Life Sciences, Amravati	Seasonal	21-07-2009	09.08.2015
9	Dr Smt Alka Hiwale	Asst Professor, Marathi	A. Go	Government Vidarbha Institute of Science Amravati	Seasonal	28-08-2000	01.08.2015
10	Shri Ramdas Rilaram Lihitkar	librarian	A. Go	Sharatiya Science Sarthnagpur	Hagani	27-07-2005	05.00.2014

23.3.16

Government Decision No. Appointment-2016/(P.No.07/16)/Mashi-2 dated 23.03.2016 along with statement

A.	name	Designation	Category	Currently working college / institution	Seasonal contract	Date of regularization of service	Date of Implementation of Regular Pay
11	Shri SD Punyatkhar	librarian	A. Go	Vasantrao Naik Government Institute of Arts and Social Sciences, Nagpur	Hungani	26-07-2001/01.08.2015	
12	Mrs. Millie Baby	Assistant Professor, Psychology	open	Vasantrao Naik Government Institute of Arts and Social Sciences, Nagpur	Seasonal	03-08-2000/01.08.2015	
13	Shri Jagdishkumar S Muske	Assistant Professor, Zoology	A. Go	Government Institute of Science, Nagpur	Seasonal	02-08-2001/01.08.2015	
14	Shri Santosh Dinkar Ashtaputre	Assistant Professor, Chemistry	open	Government Institute of Science, Nagpur	Seasonal	18-08-2001/01.08.2015	
15	Mr. P. D. eight sons	Assistant Professor, Chemistry	open	Government Science College, Gadchiroli	Seasonal	25-08-2000/01.08.2015	
16	Mr. Ravikumar Marotrao Borade	Assistant Professor, Chemistry	open	Government Knowledge Science College, Aurangabad	contract	08-12-2003/01.08.2015	
17	Mrs. Archana Rangari	Assistant Professor, Botany	A. Go	Ismail Yusuf College, Nubai	contract	02-12-2003/01.08.2015	
18	Mrs. Sima Shaligram Bodkhe	Assistant Professor, Botany	AD	Government Institute of Science Nagpur	contract	29-09-2004/01.08.2015	
19	Dr. Heydari Feroze Haider Rahat Hussain	Assistant Professor, Urdu	AD	Vasantrao Naik Government Institute of Sociology, Nagpur	contract	29-09-2003/01.08.2015	
20	Dr. Shakeel Ahmed Khan Yunus Khan	Assistant Professor, Urdu	open	Government Vidarbha Knowledge Rest Institute, Amravati	contract	18-07-2006/01.08.2015	







Government Decision No. Appointment-2016/(P.No.07/16)/Mashi-1 dated 23.03.2016 along with statement

A. No.	name	Designation	category	Currently working college / institution	Seasonal contract	Date of regularization of service	Date of implementation of regular pay
9	2	3	4	5	6	8	10
39	Shri Nimrao Nahadev Patil	Assistant Professor, Chemistry	open	Institute of Science Mumbai	Seasonal harvest	05-09-2002	From the date of issuance of Government Decision
40	Shri Devendra Prabhakar Deshmukh	Junior Lecturer, English	open	Elphinstone College, Mumbai	Seasonal	28-08-2000	From the date of issuance of Government Decision
41	Shri KV Kolbhande	Junior Lecturer, Hindi	A. Go	Ismail Yusuf Maha Mumbai	Hagami	13-09-2001	From the date of issuance of Government Decision
42	Shrim Saraswati Shamrao Magdoo	Junior Lecturer, Home Affairs	open	Rajaram College, Kolhapur	contract	03-12-2008	From the date of issuance of Government Decision

(C. No. Waste)

Karyasan Officer, Government of Maharashtra

*[Signature]*

