



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 01.03.2023</b></p> <p><b>O.A.No.1227/2022</b></p> <p>V.V. Chandole .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Tanmay Jadhav, learned Advocate holding for Mr. N.D. Pote, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. has submitted that the candidate is given appointment to the post of Social Service, Superintendent.</p> <p>3. Learned Advocate has submitted that the applicant has got appointment in Gadchiroli.</p> <p>4. In view that the grievance of the applicant is redressed, O.A. stands disposed of.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><b>Tribunal's orders</b> <b>Date : 01.03.2023</b></p>
	<p><b>O.A.No.672/2022</b></p> <p>F.H. Shaikh &amp; Ors. ....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. V.K. Jagdale, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Mr. Biju Joseph, learned Advocate holding for KLT Law Asso. for Respondent No.3.</p> <p>2. Learned C.P.O. states that today during the course of the day she will file affidavit-in-reply.</p> <p>3. Affidavit be taken on record. Copy be served upon the concerned.</p> <p>4. Adjourned to 16.03.2023.</p> <p>Sd/-   Sd/- (Medhā Gadgil)   (Mridula Bhatkar, J.) Member (A)   Chairperson</p> <p>prk</p>

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<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><b>Tribunal's orders</b> <b>Date : 01.03.2023</b></p>
	<p><b>O.A.No.773/2019</b></p> <p>C.M. Rupanwar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. According to us the matter is argued fully in view of the prayer. Learned Advocate Mr. Kolge states that no opportunity was given to him to cite judgments. We give learned Advocate opportunity to cite judgments, however, we make it clear no point is to be repeated. We allow him to show judgments right now. However, learned Advocate Mr. Kolge seeks adjournment.</p> <p>3. In view of above, adjourned to 03.03.2023 at 2.30 p.m.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 01.03.2023</b></p> <p><b>O.A.No.758/2022</b></p> <p>V.V. Mali .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. R.B. Khot, learned Advocate for the Respondent No.2.</p> <p>2. At the request of learned Advocate Mr. Khot adjourned to 15.03.2023 at 2.30 p.m.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Date : 01.03.2023 Tribunal's orders O.A.No.256/2019 with O.A.No.257/2019
	<p>Dr. S.D. Kulkarni &amp; Ors. ....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate prays that as per letter dated 01.07.2017 issued by Respondent No.1, the applicants be given the benefit of Selection Grade, Senior Grade and further higher pay scale as mentioned in the said letter dated 01.07.2017.</p> <p>3. Learned Advocate submits that both the O.As can be disposed of by giving directions to the Respondents to consider the case of the Applicants as per letter dated 01.07.2017.</p> <p>4. Learned C.P.O. has submitted that the case of the applicants in respect of their benefit of Selection Grade, Senior Grade and further higher pay scale is already decided on 23.06.2016 and the said decision is communicated to the Applicants by the Respondents. Learned C.P.O. has submitted that the benefit of Selection Grade, Senior Grade and further higher pay scale is already decided on the basis of the order dated 29.03.2016 passed by this Tribunal in O.A.Nos.386/2011 and 387/2011. She has submitted that in O.A.Nos.386 &amp; 387/2011 similar prayer was made and it was decided.</p> <p>5. Learned C.P.O. has submitted that as per the said order the decision was taken and the Government held that the applicants are not entitled to get the benefit of Selection Grade, Senior Grade and further higher pay scale as prayed by them which is similar to as prayed in O.A.Nos.386 &amp; 387/2011. Learned C.P.O. on instructions from Mr. Mahendra K. Dawane, Deputy Director, Directorate of Technical Education, Mumbai states that the respondent will take the decision on considering this letter dated 01.07.2017.</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram,  
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**Tribunal's orders**

6. In the present O.As letter dated 01.07.2017 is mentioned in the prayer and the applicants are referring to this letter issued by the Higher Technical Education Department to Director Higher Technical where the Notification dated 06.01.2016 is referred to in the subject and reference was decision of the Tribunal dated 29.03.2016 and Notification dated 06.01.2016.

7. In this letter dated 01.07.2017 the Higher and Technical Education informed the Director that as per Notification dated 06.01.2016, Clauses 18, 19, 33 and 61, if the junior person of the faculty is getting higher pay then the persons senior to those are entitled to get the same pay scale which is given to the junior faculty in the colleges. We make it clear, in the said letter it is also mentioned that along with relevant clauses in that Notification, Rules and erstwhile provisions are also to be taken into account. Therefore the case of these Applicants is considered. Further, we hereby reproduce the relevant paragraphs of order dated 29.03.2016 for reference :-

*"3. From this affidavit, it is clear that a Committee has been appointed by the Director of Technical Education and after the report of the Committee is received, a decision in this regard will be taken by the State Government.*

*4. In view of these developments, both the Original Applications are disposed of with the direction to the Respondent No.1 to take decision in this regard within a period of three months from the date of this order. The Applicants may be informed about the decision of the Government within a period of two weeks thereafter. The issues raised in these Original Applications are kept open and in the event the decision of the Government is adverse to the applicants, there will be on bar for them to take appropriate legal action in the matter. There will be no order as to costs."*

8. In view of the submissions made by learned Advocate and learned C.P.O. and after going through the impugned letter dated 01.07.2017, we allow the Original Applications partly and Respondents are directed to take decision after considering the contents of the letter dated 01.07.2017 within nine weeks from today and thereafter decision is to be communicated to the applicant forthwith.

9. O.A. is partly allowed.

Sd/-

**(Medha Gadgil)**  
**Member (A)**

Sd/-

**(Mridula Bhatkar, J.)**  
**Chairperson**





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	<p>4. Indeed, earlier request of the Applicant for Raigad District was not materialized because of non-vacancy at Raigad. That does not mean he could not claim posting to some other place, if vacancy is available. This being the position, apparently, Respondent No.1 misdirected himself and wrongly rejected the claim of the Applicant for transfer at Navi Mumbai Police Commissionerate.</p> <p>5. In the morning session, learned P.O. was directed to take instructions as to whether Respondent No.1 wants to take remedial measures.</p> <p>6. In afternoon session, learned P.O. on instructions from Mr. A.B. Jadhav, ACP, SRPF Group-II, Navi Mumbai submits that Respondent No.1 wants to re-consider the decision. He further admits that Applicant is senior in the seniority list at SRPF and there are vacancies at Navi Mumbai Police Commissionerate.</p> <p>7. In view of above, O.A. is disposed of with direction to Respondent No.1 to take remedial measures and to issue appropriate order in respect of the claim of Applicant for transfer in Navi Mumbai Police Commissionerate within two weeks from today.</p> <p>8. No order as to costs.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>01.03.2023</b></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2023</p> <p align="center"><b>O.A.No.240 of 2023</b></p> <p><b>Y. M. Bhurkud</b> <span style="float:right">...Applicant</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri C. T. Chandratre , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed for limited purpose for direction to Respondent No.3 to given him posting in view of his repatriation to parent department.</p> <p>3. The perusal of record reveals that the Applicant was posted with Police Complaint Authority on deputation initially for one year but later it was extended from time to time. Ultimately, the Police Complaint Authority, Nashik where the Applicant was deputed, relieved the Applicant by order dated 04.01.2023 and informed accordingly to Respondent No.3- Additional Director General of Police, CID, Pune which is his parent department. It appears for two months, the Applicant has not given posting in parent department.</p> <p>4. In view of above, learned P.O. is directed to take instructions from the Respondent No.3 as to why the Applicant is kept in abeyance and why no posting is given to him.</p> <p>5. The matter be kept in the afternoon session.</p> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> Member(J)</p> <p>vsm</p>



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	<p style="text-align: center;"><b><u>O.A.697 of 2021</u></b></p> <p><b>Shri B.P. Satpute &amp; Ors.     ... Applicants</b> <b>      Vs.</b> <b>The State of Mah. &amp; ors.     ... Respondents</b></p> <p>1.     Shri R.M. Kolge, learned Advocate for the Applicants and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2.     On the request of learned Advocate for the Applicant, adjourned for hearing to 29<sup>th</sup> March, 2023.</p> <p style="text-align: right;">Sd/-  VV~ <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>01.03.2023</b></p> <p>(skw)</p>

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	<p style="text-align: center;"><b><u>O.A.269 of 2021</u></b></p> <p><b>Shri P.G. Sali</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>1. Shri B. Kulkarni, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2. The learned Advocate for the Applicant sought adjournment on the ground that his brief is not available. He stated that he is coming from Aurangabad and requested for two weeks' time. Time granted.</p> <p>3. S.O. to 15<sup>th</sup> March, 2023.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member-J 01.03.2023</p> <p>(skw)</p>

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	<p style="text-align: center;"><b><u>O.A.743 of 2022</u></b></p> <p><b>Dr. K.S. Madar</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. I.R. to continue.</p> <p>3. S.O. to 29<sup>th</sup> March, 2023.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> Member-J 01.03.2023</p> <p>(skw)</p>



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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.234 of 2023</p> <p>Dr. S. G. Kale <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has pointed out that the Applicant himself by his letter dated 23.02.2023 (page 20 of PB) has given option to work as Medical Superintendent, Sub District Hospital, Baramati and file is in process to give him that posting. He has further pointed out that the Applicant is holding additional charge of the said post from 2019.</p> <p>3. The Applicant is also present before the Tribunal and stated that he is ready to accept the post of Medical Superintendent, Sub District Hospital, Baramati since hardly three months remains for his retirement.</p> <p>4. In view of above, the O.A. is disposed of with direction to Respondent No.1 to issue the order of appointment of the Applicant as Medical Superintendent, Sub District Hospital, Baramati of which he is holding additional charge within two weeks from today.</p> <p>5. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



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	<p><u>01.03.2023</u></p> <p><u>C.A 81/2022 in O.A 06/2021</u></p> <p>Shri U.R Harmalkar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Sadhna Singh, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that Mr S. Navkishor Reddy, Deputy Conservator of Forest, Respondent no. 4 was present on 15.2.2023 and has filed reply explaining as to why he did not send the proposal on 7.10.2022.</p> <p>3. Learned P.O seeks three weeks' time by way of last chance to comply with the order of this Tribunal.</p> <p>4. S.O to 24.3.2023.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>sd/ -</p> <p><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p><small>Akn</small></p> </div> <div style="text-align: center;"> <p>sd/ -</p> <p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> </div> </div>

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	<p><u>01.03.2023</u></p> <p><b><u>C.A 76/2022 in O.A 489/2021</u></b></p> <p>Dr R.R Asawa ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Dr Asawa in person and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the Respondents have filed Writ Petition Stamp No. 5918/2022 before the Hon'ble Bombay High Court.</p> <p>3. In view of the above matter stands adjourned to 26.4.2023.</p> <table border="0" style="width: 100%; text-align: center;"> <tr> <td style="width: 50%; background-color: #ffffcc;">sd/ -</td> <td style="width: 50%; background-color: #ffffcc;">sd/ -</td> </tr> <tr> <td>(Medha Gadgil) Member (A)</td> <td>(Mridula Bhatkar, J.) Chairperson</td> </tr> </table> <p>Akn</p>	sd/ -	sd/ -	(Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson
sd/ -	sd/ -				
(Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson				

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	<p><b><u>01.03.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 195/2023</u></b></p> <p>Shri Amol B. Yadav ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.R Kapadia, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</li> <li>2. The applicant prays that the impugned action of the Respondents in denying appointment to the applicant as Cook be declared as illegal and bad in law.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 9.03.2023.</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <b>seven</b> days or service report on affidavit is not filed <b>three</b> days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption <b>'for Dismissal'</b> and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</li> <li>9. S.O 9.03.2023. If any appointment is made, that will be subject to the outcome of this Original Application.</li> </ol> <p style="text-align: center;">sd/ - <span style="float: right;">sd/ -</span></p> <p><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>



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	<p><b><u>01.03.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 236/2023</u></b></p> <p>Smt Shital G. Pawar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</li> <li>2. The applicant prays that the final seniority list of Kotwal dated 29.7.2022 for the period 1.1.2021 and 1.1.2022 be quashed and set aside.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 9.03.2023.</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <b>seven</b> days or service report on affidavit is not filed <b>three</b> days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption '<b>for Dismissal</b>' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</li> <li>9. S.O to 29.03.2023.</li> </ol> <p style="text-align: right;">sd/ -</p> <p style="text-align: center;">sd/ -</p> <p><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>skn</p>

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	<p><b><u>01.03.2023</u></b></p> <p align="center"><b><u>C.A 38/2022 in O.A 265/2022</u></b></p> <p>Smt Surekha C. Gaikwad ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Rachna Harpale holding for Shri N.P Deshpande, learned advocate for the applicant and Ms Archana B K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that copy of Contempt Application is not served on the Respondents.</p> <p>3. Learned counsel for the applicant is directed to serve copy of the Contempt Application on the Respondents.</p> <p>4. S O to 29.3.2023.</p> <p align="center">sd/ - <span style="float: right;">sd/ -</span></p> <p align="center"><b>(Medha Gadgil)</b> <span style="float: right;"><b>(Mridula Bhatkar, J.)</b></span> <b>Member (A)</b> <span style="float: right;"><b>Chairperson</b></span></p> <p>Akn</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>01.03.2023</u></b></p> <p align="center"><b><u>C.A 6/2023 in O.A 373/2021</u></b></p> <p>Shri A.K. Jadhav ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, holding for Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that affidavit in reply is filed today and the order of this Tribunal has been complied with.</p> <p>3. In view of the above, C.A stands disposed of.</p> <p align="center">sd/ - <span style="float: right;">sd/ -</span></p> <p>(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>O.A. No.1078 of 2016</u></p> <p>R.D. Wardhane &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondent No.1, Shri B.A. Bandiwadekar, learned Advocate for Respondent No.2 &amp; 3 and Shri Mahesh Deshmukh, learned Advocate for Respondents No.14 &amp; 15.</p> <p>2. Shri D.B. Khaire, Ld. Advocate is not appearing in this matter and hence his appearance may not be shown.</p> <p>3. At the request of Ld. Advocate for the applicants this matter is adjourned to 29.3.2023 by consent of other Ld. Advocates.</p> <p>4. S.O. to 29.3.2023.</p> <table border="0" data-bbox="760 1540 1518 1738"> <tr> <td align="center" data-bbox="760 1540 1063 1617">sd/ -</td> <td align="center" data-bbox="1063 1540 1518 1617">sd/ -</td> </tr> <tr> <td align="center" data-bbox="760 1617 1063 1738">(Medha Gadgil) Member (A) 1.3.2023</td> <td align="center" data-bbox="1063 1617 1518 1738">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table> <p>(sgj)</p>	sd/ -	sd/ -	(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023
sd/ -	sd/ -				
(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023				



Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

**Tribunal's orders**

**Date : 28.02.2023**

**O.A.No.164/2023**

M.P. Bagul .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ms. Pooja Mankoji, learned Advocate holding for Ms. Punam Mahajan, learned Advocate for the Respondent No.3.
2. Learned Advocate for the applicant has submitted that the grievance against Respondent No.3 that she was not having requisite experience of four years yet M.P.S.C. has recommended her name for the post of Scientific Officer (Cyber Crime, Tape Authentication and Speaker Identification).
3. Learned P.O. has submitted that the M.P.S.C. has recommended the name of Respondent No.3 after the expert calculated the period of experience of 4 years and 8 months. Now the Government after verification of the documents will consider this issue.
4. We cannot go on insisting what intended the Respondents to acquire. Once the expert from M.P.S.C. has provided it, we do not have power to decide and it is just to verify and the said verification is in process. Hence we stay of our hands. Respondent-State to make statement accordingly. Appointment, if any, will be subject to the outcome of this O.A.
5. We direct applicant to submit all documents along with his claim to the Government as the verification process is going on.
6. Matter adjourned to 10.03.2023.

sd/ -

sd/ -

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p><b>Date : 28.02.2023</b></p> <p align="center"><b>O.A.No.253/2022 to O.A.No.258/2022</b></p> <p>S.L. Salukhe &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ms. Punam Mahajan, learned Advocate has filed a leave note.</p> <p>2. Learned P.O. has submitted that pursuant to the order dated 23.02.2023, fresh proposal was submitted after removing the objections which was raised earlier by the Director's office of Public Health Department. Learned P.O. on the basis of instructions given by the Deputy Director, Public Health Department Dr. Pawar Radhakrishnan B, who is present today informs that the Director is going to submit fresh proposal to the Government within eight days from today.</p> <p>3. In view of the submissions made by learned P.O. this group though was adjourned to 02.03.2023, it is now adjourned to 09.03.2023. Deputy Director is directed to remain present.</p> <table data-bbox="769 1986 1511 2140"> <tr> <td align="center">sd/ -</td> <td align="center">sd/ -</td> </tr> <tr> <td align="center"><b>(Medha Gadgil)</b> Member (A)</td> <td align="center"><b>(Mridula Bhatkar, J.)</b> Chairperson</td> </tr> </table>	sd/ -	sd/ -	<b>(Medha Gadgil)</b> Member (A)	<b>(Mridula Bhatkar, J.)</b> Chairperson
sd/ -	sd/ -				
<b>(Medha Gadgil)</b> Member (A)	<b>(Mridula Bhatkar, J.)</b> Chairperson				

prk

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 28.02.2023</b></p> <p><b>C.A.No.25/2022 in O.A.No.503/2020</b></p> <p>V.S. Pandhare .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Garuav A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that today he has called the applicant and telephonically he was informed that the he has received money.</p> <p>3. In view that the order passed in O.A.No.503/2020 has been complied with, C.A. stands disposed of.</p> <p style="text-align: center;">sd/ - <span style="float: right;">sd/ -</span></p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

**Tribunal's orders**

**Date : 28.02.2023**

**O.A.No.89/2016**

S.S. Rakh .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Initially the applicant seeks direction that the Respondent to fix pay of the applicant notionally on the promoted post of Senior Clerk that the arrears of pay with effect from 12.07.2006 when the roster point of the category of NT (D) was fallen vacant when all the consequential benefits and also prays that he be regularly promoted to the post of Senior Clerk.

3. Learned P.O. informs that the applicant is regularly promoted w.e.f. 02.08.2022 to the post of Senior Clerk and so his 2<sup>nd</sup> prayer is satisfied. Applicant prayer for deemed promotion w.e.f. 17.07.2006. Learned P.O. submits that originally Public Works Department was having 34 posts of Senior Clerk. However, when the PWD was bifurcated in the year 2015 in Industry and Energy Department at that time 20 posts of Senior Clerk were also taken under Industry and Energy Department and only 14 posts of Senior Clerk remained with the PWD. At that time the applicant was Clerk. After 2015 the applicant was shifted under Industry and Energy Department.

4. Learned Advocate points out order dated 18.02.2016 passed by this Tribunal and states that the order of status quo was granted by which the applicant was allowed to continue on the post of Senior Clerk as he was working as Senior Clerk since March, 2014

5. Adjourned to 21.03.2023.

sd/ -

sd/ -

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>28.02.2023</u></b></p> <p><b><u>M.A 135/2023 in O.A 345/2018</u></b></p> <p>Shri S.M.Jadhav &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants seeks permission to add Principal Secretary, Agriculture Department as Party Respondent. He also prays for inclusion of name of more applicants in the array of the Original Application.</p> <p>3. Learned C.P.O submits to the order of the Court.</p> <p>4. Misc Application seeking amendment is allowed. Amendment to be carried out within two weeks and copy to be served on the Respondents.</p> <p>5. O.A No. 345/2018 be placed on Board on 14.3.2023.</p> <div style="display: flex; justify-content: space-around; align-items: center;"><div style="text-align: center;"><p>sd/ -</p><p><b>(Medha Gadgil)</b> <b>Member (A)</b></p><p><small>Akn</small></p></div><div style="text-align: center;"><p>sd/ -</p><p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p></div></div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.134 of 2023</p> <p>C. R. Gangode <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply.</p> <p>3. S.O. to 16.03.2023.</p> <p align="right">sd/ -</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.126 of 2023</p> <p>P. U. Nanaware <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Smt. Pooja Mankoji, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. raised objections on the point of jurisdiction as well as for non-joining necessary parties. According to learned P.O., the Applicant was in employment of Rahul Gandhi Memorial School for the Blind which is private institute / NGO and Applicant cannot be termed as Government servant.</li> <li>3. Second objection is that Social Welfare and Justice Department is necessary party which is not joined in the O.A.</li> <li>4. Learned Counsel for the Applicant sought one week time to take necessary steps in the matter.</li> <li>5. S.O. to 14.03.2023.</li> </ol> <p align="right">sd/ -</p> <p align="right"><b>(A.P. Kurhekar)</b> Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.101 of 2023</p> <p>A. M. Deshmukh <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. submits that reply is under preparation and the same will be filed within a week.</li> <li>3. One week time is granted to file reply by way of last chance.</li> <li>4. S.O. to 13.03.2023.</li> </ol> <p align="center">sd/ - (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.14 of 2023</p> <p>S. S. Wagh since deceased legal Heirs L.S. Wagh &amp; Anrs. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks' time is granted to file rely.</p> <p>3. S.O. to 15.03.2023.</p> <p align="right">sd/ -</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.1181 of 2022</p> <p>D. B. Salunkhe <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri S. A. Kashid, learned Counsel for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Ms Sachi Sanghani holding for Shri Jagtap, learned Counsel for the Respondent No.3.</p> <p>2. Today, the matter is for filing Affidavit in Reply on behalf of Respondent No.1 but the same is not filed. The Respondent No.2 and 3 have already filed reply.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 24.03.2023.</p> <p align="right">sd/ - (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.1184 of 2019</p> <p>D.J. Sonawane <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri M. A. Parab holding for Shri P. S. Pathak, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned for final hearing with direction that no further time will be granted.</p> <p>3. S.O. to 14.03.2023.</p> <p align="right">sd/ - v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p>O.A.No. 238 of 2023</p> <p>S. V. Rajwade .....Applicant Versus The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant stands retired from Government service on 31.01.2021 but he is <sup>NOT</sup> paid gratuity and regular pension though the period of more than two years from the date of retirement is over. He claims interest on belated payment. O.A. is expedited.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 14.03.2023</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <del>Miscellaneous</del> Application shall stand dismissed.</li> <li>9. S.O. to 14.03.2023.</li> </ol> <p style="text-align: right;">sd/ -</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p style="text-align: center;">O.A.No.221 of 2023</p> <p>S. R. Mungekar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri R. L. Kulkarni, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the communication dated 30.01.2023 whereby his claim for grant of interest on delayed payment of retirement benefits is rejected.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 28.03.2023</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ <del>Miscellaneous</del> Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <del>Miscellaneous</del> Application shall stand dismissed.</li> <li>9. S.O. to 28.03.2023.</li> </ol> <p style="text-align: right;">sd/ -</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.203 of 2023</p> <p>R. N. Rudrurkar <span style="float: right;">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is retired Government servant who has availed voluntary retirement w.e.f. 30.01.2018. However, he is not paid retiral benefits except provisional pension of six months. The period of more than five years is over from the date of retirement. The O.A. is, therefore, expedited.</p> <p>3. Learned P.O. is directed to take instructions from the Respondents as to why retiral benefits are not paid and the reasons for the same, if any.</p> <p>4. O.A. be kept on 03.03.2023.</p> <p align="right">sd/ - (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p style="text-align: center;">O.A.No.199 of 2023</p> <p>S. A. Shaikh Hameed <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged communication dated 05.09.2022 issued by the Respondent No.1 – Superintendent of Police, Nashik (Rural) whereby his claim for appointment in terms of recommendation of Lad Page Committee has been rejected.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 28.03.2023</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</li> <li>9. S.O. to 28.03.2023. <span style="float: right;">sd/ -</span></li> </ol> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.151 of 2023 with O.A.No.155 of 2023</p> <p>H. C. Dasade &amp; Ors. N. B. Waghela <span style="float: right;">....Applicants</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri S. M. Kakade and Shri G. A. Bandiwadekar, learned Counsels for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. submits that reply is under preparation and same will be filed in both the Original Applications during the course of the day. It be taken on record.</li> <li>3. On request of learned Counsels for the Applicants, two weeks time is granted to file Rejoinder.</li> <li>4. S.O. to 16.03.2023.</li> </ol> <p align="center">   sd/ -  (A.P. Kurhekar)  Member(J) </p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">M. A. No.109 of 2023 in O.A.No.151 of 2023</p> <p>H. C. Dasade &amp; Ors. <span style="float: right;">....Applicants</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri S. M. Kakade, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant submits that he does not want to press the M.A. and sought permission to withdraw it.</p> <p>3. Allowed to withdraw the M.A. is granted</p> <p>4. M.A. is accordingly disposed of with no order as to costs.</p> <p align="center">sd/ -</p> <p align="center">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 01.03.2023</b></p> <p align="center"><b>O.A.No.237 of 2023</b></p> <p><b>S. S. Jadhav</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the suspension order dated 27.02.2023 issued by the Respondent – Deputy Conservator of Forest whereby he is suspended in contemplation of D.E.</li> <li>3. Learned Counsel for the Applicant challenged the legality of suspension order on the ground of competency of Deputy Conservator of Forest. According to him, the Conservator of Forest is the only competent authority for suspension.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 21.03.2023</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> </ol> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.

9. S.O. to 21.03.2023.

sd/ -

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>01.03.2023</u></b></p> <p><b><u>M.A 51/2023 in O.A 1276/2022</u></b></p> <p>Shri J.R Deshmukh ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Vaishali Jadhav, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant is already working as Assistant Commissioner of Police, Motor Transport. The applicant has challenged the appointment of Respondents 3 to 7 dated 23.4.2012, 12.11.2013 and 12.11.2018 to the post of Deputy Commissioner of Police, Motor Transport</p> <p>3. Learned counsel for the applicant to satisfy us on the point of delay.</p> <p>4. S.O to 3.3.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div style="text-align: center;"> <p>sd/ -</p> <p><b>(Medha Gadgil)</b> Member (A)</p> <p><small>Akn</small></p> </div> <div style="text-align: center;"> <p>sd/ -</p> <p><b>(Mridula Bhatkar, J.)</b> Chairperson</p> </div> </div>
	<p>[P.T.O.]</p>
	<p>[P.T.O.]</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>01.03.2023</u></p> <p><u>R.A 16/2022 in O.A 859/2021</u></p> <p>Shri N.G. Katadi ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard applicant in person and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant files affidavit in rejoinder.</p> <p>3. Matter is kept for arguments on 29.3.2023.</p> <p style="text-align: center;">sd/ -</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: center;">sd/ -</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>01.03.2023</u></b></p> <p align="center"><b><u>C.A 19/2023 in C.A 21/2022 in O.A 900/2021</u></b></p> <p>Bapurao R. Girme ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri R.S Kadam, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant has filed fresh Contempt Application No. 19/2023 in O.A 900/201. However, the earlier Contempt Application no. 21/2022 in O.A 900/2021 was already dismissed on 14.11.2022.</p> <p>3. Once Contempt Application No. 21/2022 in O.A 900/2021 is dismissed, the present C.A 19/2023 stands dismissed.</p> <p align="center">sd/ - <span style="float: right;">sd/ -</span></p> <p>(Medha Gadgil) <span style="float: right;">/v (Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>01.03.2023</u></p> <p><u>C.A 10/2023 in O.A 367/2022</u></p> <p>Shri P.B Jmrani ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard applicant in person and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O states that Review Application has been filed on 28.2.2023 and circulation is granted on 15.3.2023.</p> <p>3. The applicant states that the Review Application was not filed within time.</p> <p>4. In view of the above, matter stands adjourned to 29.3.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>sd/ -</p> <p>(Medha Gadgil) Member (A)</p> </div> <div style="text-align: center;"> <p>sd/ -</p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p style="text-align: center;"><u>O.A. No.234 of 2018</u></p> <p>P.R. Wagh &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.S. Pakale, Senior Counsel with Ms. Sonali Humane i/b. Ranjana Todankar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this matter recommendations were made in October, 2015 and applicants were appointed in September, 2016. Ld. CPO submits that office memorandum dated 17.2.2020 was issued by the Union of India (UOI) in respect of Defined Contribution Pension Scheme (DCPS). Union of India introduced DCPS on 1.1.2004 for those who joined service on or after 1.1.2004. Ld. CPO submits that in the office memorandum word 'Joined' is used whereas in the State Government GR dated 31.10.2005, which is challenged in this OA, the word 'appointment' is used.</p> <p>3. In the present case applicants, who have cleared the process of PSI and were recommended on 22.9.2005, were appointed in August/September, 2006. UOI subsequently issued office memorandum on 17.2.2020 thereby explaining implementation of DCPS. Ld. CPO submits that in office memorandum different criteria are given for applying old pension scheme where old pension scheme is available and which candidates are covered under the DCPS. There are different instances. She submits that prima facie there is gap in dates of the recommendation and date of appointment word which is used in GR. If a person is recommended before the GR and there is wide gap in his appointment then old pension scheme can be made applicable and this is the issue which requires deliberation.</p> <p>4. Ld. CPO submits that she needs to consult the concerned authority of Finance Department as it has financial implications to large extent.</p> <p>5. S.O. to 23.3.3023. HOB.</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; text-align: center;">sd/ -</td> <td style="width: 50%; text-align: center;">sd/ -</td> </tr> <tr> <td style="text-align: center;">(Medha Gadgil) Member (A) 1.3.2023</td> <td style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table> <p>(sgj)</p>	sd/ -	sd/ -	(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023
sd/ -	sd/ -				
(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023				



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>O.A. No.346 of 2022</u></p> <p>S.W. Shinde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri N.M. Pujari, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 4 and Shri R.V. Shinde, learned Advocate for Respondents No.5, 7 &amp; 9.</p> <p>2. Admit.</p> <p>3. S.O. to 15.3.2023. HOB.</p> <table border="0" style="width: 100%; margin-top: 10px;"> <tr> <td style="text-align: center; width: 50%;">sd/ -</td> <td style="text-align: center; width: 50%;">sd/ -</td> </tr> <tr> <td style="text-align: center;">(Medha Gadgil) Member (A) 1.3.2023</td> <td style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table> <p>(sgj)</p>	sd/ -	sd/ -	(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023
sd/ -	sd/ -				
(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023				

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>O.A. No.893 of 2022</u></p> <p>N.S. Khandare &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time. Reply is not filed since long.</p> <p>3. Concerned officer from the office of Respondent No.2 and 4 are directed to remain present on the next date.</p> <p>4. S.O. to 15.3.2023.</p> <table border="0" style="width: 100%; margin-top: 10px;"> <tr> <td align="center" style="width: 50%;">sd/ -</td> <td align="center" style="width: 50%;">sd/ -</td> </tr> <tr> <td align="center">(Medha Gadgil) Member (A) 1.3.2023</td> <td align="center">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table> <p>(sgj)</p>	sd/ -	sd/ -	(Medha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>O.A. No.956 of 2022</u></p> <p>M.S. Kembalkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter to proceed without reply.</p> <p>3. The department is directed to consider the case of the applicant as per GR dated 15.12.2017 and judgment of the Hon'ble High Court in Prabhakar Jagguji Rangari Vs. Hon'ble Minister of Industries &amp; Ors. 2016(1) Mh.L.J.827.</p> <p>4. Admit.</p> <p>5. S.O. to 29.3.2023.</p> <table border="0" style="width: 100%; margin-top: 10px;"> <tr> <td align="center" style="width: 50%; background-color: #fff9c4;">sd/ -</td> <td align="center" style="width: 50%; background-color: #fff9c4;">sd/ -</td> </tr> <tr> <td align="center">(Medha Gadgil) Member (A) 1.3.2023 (sgj)</td> <td align="center">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table>	sd/ -	sd/ -	(Medha Gadgil) Member (A) 1.3.2023 (sgj)	(Mridula Bhatkar, J.) Chairperson 1.3.2023
sd/ -	sd/ -				
(Medha Gadgil) Member (A) 1.3.2023 (sgj)	(Mridula Bhatkar, J.) Chairperson 1.3.2023				

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>01.03.2023</u></p> <p style="text-align: center;"><u>O.A 100/2022</u></p> <p>Shri J.S Pandit ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that inadvertently the matter remained in the office of the C.P.O. and seeks one weeks' time,</p> <p>3. S.O to 8.3.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="background-color: #fff9c4; padding: 5px;">sd/ -</div> <div style="background-color: #fff9c4; padding: 5px;">sd/ -</div> </div> <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div style="text-align: center;"> <p><i>[Signature]</i>  <b>(Medha Gadgil)</b>  <b>Member (A)</b>  Aksh</p> </div> <div style="text-align: center;"> <p><i>[Signature]</i>  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>01.03.2023</u></p> <p><u>C.A 46/2022 in O.A 72/2022 with C.A 47/2022 in O.A 73/2022 with C.A 71/2022 in O.A 1095/2016</u></p> <p>Shri V.H Patil R.H Patil B.S Killekar &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Note for the applicants in C.A 46 &amp; 47/2022. Heard Shri B.A Bandiwadekar, learned advocate for the applicants in C.A 71/2022 and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that in C.A 46 &amp; 47/2022, affidavit in reply on behalf of Respondents no 3 &amp; 4, Shri R.N Ramanujan, Chief Conservator of Forest and Shri M.N Mohite, Deputy Conservator of Forest, Kolhapur, will be filed today. Learned P.O seek one weeks' time to file reply on behalf of Respondents no 1 &amp; 2.</p> <p>3. By way of last chance time is granted to Respondents no 1 &amp; 2 to file reply.</p> <p>4. C.A 71/2022, is filed by the applicants for not complying with the order of this Tribunal dated 15.6.2019.</p> <p>5. Learned PO submits that proposal is submitted to Finance Department on 31.1.2023 and seeks time. It is to be noted that there has been inordinate delay in complying with the order of the Tribunal.</p> <p>6. The Respondents to take note that the order of this Tribunal is complied with as the order was passed on 15.6.2019.</p> <p>7. We direct the learned PO and the Law Officer to send the copy of the order to Shri B. Venugopal Reddy.</p> <p>8. S.O to 8.3.2023.</p>
	<p align="center">sd/ -</p> <p align="center">(Medha Gadgil) Member (A)</p> <p>Akn</p>
	<p align="center">sd/ -</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>O.As. No.1148 &amp; 1149 of 2022</u></p> <p>V.B. Yende &amp; Ors. M.N. Kadam ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri H.M. Inamdar, learned Advocate for the Applicants, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents and Shri A.A. Tambe, learned Advocate for Respondent No.3 to 8 in OA No.1149/2022.</p> <p>2. Admit.</p> <p>3. S.O. to 29.3.2023.</p> <table border="0" data-bbox="760 1349 1544 1555"> <tr> <td align="center" data-bbox="760 1349 1187 1427">sd/ -</td> <td align="center" data-bbox="1187 1349 1544 1427">sd/ -</td> </tr> <tr> <td align="center" data-bbox="760 1427 1187 1555">(Mcdha Gadgil) Member (A) 1.3.2023</td> <td align="center" data-bbox="1187 1427 1544 1555">(Mridula Bhatkar, J.) Chairperson 1.3.2023</td> </tr> </table> <p>(sgj)</p>	sd/ -	sd/ -	(Mcdha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023
sd/ -	sd/ -				
(Mcdha Gadgil) Member (A) 1.3.2023	(Mridula Bhatkar, J.) Chairperson 1.3.2023				

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. of 20 DISTRICT ..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>01.03.2023</u></p> <p><b><u>M.A 607/2022 in O.A 465/2020</u></b></p> <p>Shri G.Y Deshpande ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard. Shri D.B Khaire, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant informs that reply is required to be filed by Respondent no. 1, G.A.D.</p> <p>3. We grant last chance to Respondent no. 1, G.A.D to file reply and if reply is not filed before the next date, the matter will proceed without reply.</p> <p>4. S.O to 15.3 2023.</p> <p style="text-align: center;">sd/ -</p> <p style="text-align: center;">sd/ -</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center"><b>O.A.No.208 of 2023</b></p> <p><b>M. M. Kshirsagar &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned P.O. holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicants have filed the present O.A. for direction to Respondent No.2 to decide their representations for claiming benefit of temporary/ad-hoc service for other consequential service benefits.</p> <p>3. In the morning session, learned P.O. directed to take instructions about the status of representations. In the Afternoon session, on instructions learned P.O. submits that the competent authority to take decision is Respondent No.2 - Government and the decision will be taken within two months.</p> <p>4. In view of above, the O.A. is disposed of with direction to Respondent No.2 - Government to decide the claim of the Applicants for benefit of ad-hoc/temporary service for other service benefits in accordance to rules within two months from today and the decision be communicated to the Applicants within two weeks thereafter. If the Applicants felt aggrieved by the decision, they are at liberty to avail further legal remedy.</p> <p>5. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p> <p align="right">[P.T.O.]</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p>M. A. No.122 of 2023 in O.A.No.208 of 2023</p> <p>M. M. Kshirsagar &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned P.O. holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.</p> <p>5. M. A. No.122 /2023 is allowed. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center"><b>M. A. No.127 of 2023 in O.A.No.215 of 2023</b></p> <p><b>S. J. Shendre &amp; Ors. ....Applicants</b></p> <p align="center">Versus</p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. This is an application for leave to sue jointly.</li> <li>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately.</li> <li>4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.</li> <li>5. M. A. No.127 /2023 is allowed. No order as to costs.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p align="center">O.A.No.122 of 2023</p> <p>C. S. Sangamath <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that she has received instructions from the department to file reply and same will be filed on 03.03.2023.</p> <p>3. S.O. to 03.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.03.2023</p> <p style="text-align: center;">O.A.No.215 of 2023</p> <p>S. J. Shendre &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicants are seeking inter district transfer from the C.P. Mumbai to S.P. Wardha who has given NOC to accommodate the Applicants but the C.P. Mumbai has not relieved them.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 27.03.2023.</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ <del>Miscellaneous</del> Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <del>Miscellaneous</del> Application shall stand dismissed.</li> <li>9. S.O. to 27.03.2023.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>O.A.953/2022</u></b></p> <p><b>Shri A.A.K. Shaikh</b>                      <b>... Applicant</b> <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b>              <b>... Respondents</b></p> <p>1. Shri N.M. Pokharankar, learned Advocates for Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents is present.</p> <p>2. Since learned Advocate for the Applicant wants to file additional Affidavit along with some documents, two weeks' time is granted.</p> <p>3. S.O. to 17<sup>th</sup> March, 2023.</p> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>01.03.2022</b></p> <p>(skw)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>O.A.220/2022</u></b></p> <p><b>Smt. S.G. Kadam</b>                      <b>... Applicant</b>  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b>            <b>... Respondents</b></p> <p>1. Shri A.V. Bandiwadekar, learned Advocates for Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents is present.</p> <p>2. On previous date, the matter was adjourned awaiting decision of Division Bench in view of conflicting Judgment of Single Bench as to whether judicial proceedings shall deem to be instituted against a Government servant.</p> <p>3. Learned Advocate for the Applicant submits that the matter is not yet decided by the Division Bench.</p> <p>4. In view of above, this O.A. is adjourned for four weeks awaiting decision of Division Bench.</p> <p>5. S.O. to 29<sup>th</sup> March, 2023.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member-J</b>  <b>01.03.2022</b></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>O.A.1096/2022 with O.As.7/2023, 16/2023, 17/2023, 29/2023, 40/2023, 42/2023, 52 to 57/2023, 64/2023 &amp; 81/2023.</u></b></p> <p><b>Shri &amp; Ors. ... Applicants</b> <b>Vs.</b> <b>The State of Mah. &amp; Ors. ... Respondents</b></p> <p>1. Shri A.V. Bandiwadekar &amp; Shri S.S. Dere, learned Advocates for Applicants and Smt. A.B. Kololgi, learned P.O. for Respondents is present.</p> <p>2. On the request of learned P.O, two weeks' time is granted by way of last chance to file Affidavit-in-reply. If no Affidavit-in-reply is filed, the matter will be heard on next date.</p> <p>3. This group of O.As be also kept with connected O.As.698/22, 952/22, 306/22 and 1089/22 in which Affidavit-in-reply is already filed.</p> <p>4. S.O. to 20<sup>th</sup> March, 2023.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>01.03.2022</b></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

IN

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 01.03.2023</b></p> <p align="center"><b>O.A.No.190 of 2023</b></p> <p><b>R. D. Bantalwad</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A. A. Gharate, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has filed this O.A. for directions to the Respondents to transfer him from Regional Transport Office, Kolhapur to Regional Transport Office, Aurangabad or Nanded in terms of G.R. dated 15.05.2019. He made various representations and proposal was also sent to the Government through Commissioner of Transport but he was not informed one way or other.</li> <li>3. In the morning session, learned P.O. was directed to take instructions and to apprise the Tribunal.</li> <li>4. In the afternoon session, learned P.O. on instructions submits that proposal forwarded by the Deputy Commissioner of Transport was received by the Commissioner of Transport but for want of vacancy, it was rejected on 31.05.2018.</li> <li>5. However, the Applicant was not communicated about rejection of his request and he was kept in dark.</li> <li>6. Learned P.O. further submits that though initially for want of vacancy, the request of the Applicant was rejected now, the Government has sanctioned the post and request of the Applicant will be considered if he makes fresh representation.</li> </ol> <p align="right">[P.T.O.]</p>



Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

**Tribunal's orders**

7. Thus, what transpires from the submission that request of the Applicant was rejected only on the ground of non-vacancy but now the vacancies are available. Therefore, the O.A. could be disposed of with suitable directions.

8. The O.A. is disposed of with liberty to the Applicant to make representation afresh addressed to Respondent No.2 - Commissioner of Transport and on receipt of it, the Respondent No.2 shall take appropriate decision within two months from the date of representation and it be communicated to the Applicant within two weeks thereafter.

9. Learned Counsel for the Applicant submits that his client would make representation within 15 days.

10. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm