

**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
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**R.A.12/2017 in O.A.808/2016**

**Shri J.M. Gurav** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

1. Applicant in person is present. Smt. A.B. Kololgi, learned P.O. for Respondents.
2. The Applicant has requested for grant of time to submit written notes of arguments. Time granted.
3. Adjourned to 19<sup>th</sup> April, 2021.

Sd/-

(A.P. Kurhekar)  
Member-J  
01.04.2021

(skw)

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	<p>Date: 01.04.2021</p> <p align="center">O.A. No.687 of 2020</p> <p>Dr. V.R. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. After hearing the submissions of learned Advocate for the Applicant, learned P.O. has realized that relevant record in support of residence of Respondent No.2. at Khidrapur is not produced along with Affidavit of S.D.O. and requested for grant of time to produce record.</li> <li>3. In the present case, the issue pertains to the residence of Respondent No.2 – Sou. Dipali Balasaheb Patil at Khidrapur. According to the Applicant, she is not the resident of Khidrapur. Therefore, it was incumbent on the part of Respondent No.1 – S.D.O. to produce relevant record along with Affidavit <del>and</del><sup>but</sup> the same is not produced.</li> <li>4. In the interest of justice, time is granted to learned P.O. to file relevant documents along with Additional Affidavit of S.D.O, since it is necessary for proper adjudication of the matter.</li> <li>5. S.O. to 19.04.2021.</li> </ol> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="right">[PTO.</p> <p align="center">NMN</p>

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	<p>Date: 01.04.2021</p> <p align="center">O.A. No.233 of 2021</p> <p>D.H. Jadhav .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In O.A. the Applicant has challenged order dated 19.03.2021, whereby Respondent No.4 relieved him from the post unilaterally.</p> <p>3. Learned P.O. submits that Directorate of Accounts &amp; Treasuries has already given instructions to the Respondent No.4 by order dated 31.03.2021 that relieving order dated 19.03.2021 is not in consonance with the G.R. dated 08.02.2018 and necessary steps will be taken by Respondent No.4 soon. She, therefore, requested to keep the matter on 06.04.2021, so that issue can be resolved.</p> <p>4. S.O. to 06.04.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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

**Date: 01.04.2021**

**O.A. No.815 of 2019**

**A.R. Sonawane** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent No.1.

3. When the matter is taken up for hearing, at the very outset, the learned Advocate for the Applicant submits that in view of subsequent development and transfer of Applicant, the O.A. itself has become infructuous and prayed to disposed of the same.

4. In O.A., the Applicant has challenged transfer order dated 09.08.2019 whereby he was transferred from the post of Account Officer (Education), South Zone office, Mumbai to the post of Account Officer, Sant Rohidas Charmodyog & Charmakar Vikas Mahamandal Maryadit, Mumbai. The Tribunal has granted interim relief by order dated 21.08.2019 and stayed the impugned order.

5. Learned Advocate for the Applicant submits that the Applicant was thereafter due for transfer in general transfer of 2020, and accordingly, he was transferred to new post and he joined there.

6. As such O.A. itself had become infructuous in view of the subsequent transfer of the Applicant.

7. Accordingly O.A. is disposed of with no order as to costs.

Sd/-

**(A.P. Kurhekar)**  
**Member (J)**

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	<p>Date: 01.04.2021</p> <p align="center">R.A. No.03 of 2021 in O.A. No.792 of 2019</p> <p>Dr. D.B. Bamane .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted for filing Rejoinder.</p> <p>3. S.O. to 19.04.2021.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 01.04.2021</b></p> <p><b>O.A. No.792 of 2019</b></p> <p><b>Dr. D.B. Bamane</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by the Tribunal on 01.03.2021, Principal Secretary, Public Health Department was directed to monitor the enquiry, to ensure the completion of enquiry and to submit the report in the Tribunal within a month.</p> <p>3. As such, report was to be submitted by today.</p> <p>4. Learned P.O. however submits that the enquiry is under process and it will take some time. She therefore, requested for two weeks time.</p> <p>5. Indeed, today Respondents ought to have filed progress report of the enquiry to show the status as well as progress of the enquiry. It seems that Respondents are not serious about the directions issued by the Tribunal from time to time.</p> <p>6. However, I am inclined to grant two weeks time as last chance for submitting final report and it should be along with Affidavit of Principal Secretary, Public Health Department.</p> <p>7. S.O. to 19.04.2021.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

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	<p>Date: 01.04.2021</p> <p align="center">O.A. No.272 of 2021</p> <p>K.S. Deshpande .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. In the present O.A. enough chances are granted to the Respondent to file Reply to O.A. as well as to the amendment in the O.A., but the same is not filed.</li> <li>3. Today therefore, matter is taken up for hearing at the stage of admission without Reply.</li> <li>4. Learned P.O. however requested for three days time to file Reply.</li> <li>5. In the interest of justice time is granted till 06.04.2021 for filing Affidavit-in-Reply with specific direction that no further time will be given.</li> <li>6. S.O. to 06.04.2021.</li> </ol> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center"><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.59 of 2021</b></p> <p><b>S.M. Dongre</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Smt. Punam Mahajan, learned Advocate for the Applicant is on leave.</li> <li>2. Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</li> <li>3. Today learned P.O. as filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</li> <li>4. Adjourned for hearing at the stage of admission.</li> <li>5. S.O. to 03.05.2021.</li> </ol> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> Member (J)</p> <p>NMN</p>



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	<p align="center"><b><u>O.A.166/2021</u></b></p> <p><b>Shri B.B. Pawar</b> ... <b>Applicant</b> <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... <b>Respondents</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.</li> <li>2. The Applicant has filed the present O.A. for direction to Respondent No.3 – commissioner of Police release his remaining retiral benefits.</li> <li>3. The Applicant was Assistant Sub-Inspector on the establishment of Respondent No.3 – Commissioner of Police, Mumbai. He was convicted by learned Special Judge in Special Case No.17/2000 under the provisions of Prevention of Corruption Act by Judgment dated 03.03.2009. Being aggrieved by it, the Applicant has filed Criminal Appeal No.275/2009 before Hon'ble High Court. In the meantime, the Applicant stands retired on 30.04.2016 after attaining the age of superannuation. He was acquitted in Criminal Appeal on 04.11.2020. However, his remaining retiral benefits were not paid, and therefore, he has filed the present O.A.</li> <li>4. The learned P.O. on instructions submits that GPF has been paid on 24.08.2016 and GIS has been paid on 01.10.2016. Besides, provisional pension is being paid. He further submits that in view of acquittal in Criminal Appeal, the Office has recently processed the papers to release regular pension and gratuity.</li> <li>5. As such, in present O.A, nothing has to be adjudicated and O.A. needs to be disposed of with suitable directions.</li> <li>6. The O.A. is disposed of with direction to Respondent No.3 to release all remaining retiral</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>dues to the Applicant within a month from today without fail.</p> <p>7. The Respondent No.3 is further directed to communicate the same to the Applicant accordingly.</p> <p>8. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>01.04.2021</b></p> <p>(skw)</p>

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	<p align="center"><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.85 of 2021</b></p> <p><b>S.R. Lohar</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. It is really surprising to note that despite the acquittal of the Applicant on 07.11.2019 and representations made by the Applicant for reinstatement in service, Respondent No.2 – Superintendent of Police, Kolhapur failed to pass order though the period of near about 1 &amp; ½ year is over from the date of acquittal.</p> <p>3. The Applicant was serving as Police Naik on the establishment of Superintendent of Police, Kolhapur. He was suspended in view of the registration of crime under the provisions of Prevention of Corruption Act, 1988. He was convicted by the learned Special Judge, Kolhapur on 22.05.2015. In view of his conviction, he was dismissed from the service by order dated 01.09.2015.</p> <p>3. Being aggrieved by order of conviction, the Applicant has filed appeal before the Hon'ble High Court which was allowed by Judgment on 07.11.2019. The Applicant came to be acquitted. After acquittal, the Applicant made various representations dated 12.12.2019, 23.12.2019, 27.02.2020, 05.05.2020, 22.07.2020 for reinstatement in service, but it was not</p> <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
	<p>responded in any manner. Ultimately, the Applicant has approached this Tribunal for direction to the Respondent No.2 – Superintendent of Police to reinstate him in service.</p> <p>4. This O.A. was filed on 28.01.2021, but no Reply is filed till date. Learned P.O. submits that the Respondent No.1 – Government of Maharashtra has already informed by its letter dated 24.03.2021 to the Respondent No.2 - Superintendent of Police to take appropriate action at his level.</p> <p>5. Indeed, Respondent No.2 ought to have passed appropriate orders on the Representations made by the Applicant without loss of time. As such, there is no inordinate and inexcusable delay on the part of the Respondent No.2 to pass appropriate orders.</p> <p>6. In view of above, O.A. deserves to be disposed of with suitable directions to Respondent No.2.</p> <p>7. O.A. is disposed of with direction to Respondent No.2 to pass appropriate order on the representations made by the Applicant and report to above within two weeks from today.</p> <p>8. Respondent No.2 is further directed to pass appropriate orders about suspension period in accordance to law.</p> <p>9. No order as to costs.</p> <p>10. Copy of order be forwarded to the Respondent No.2 for compliance.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

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	<p>Date : 01.04.2021</p> <p align="center">M.A. No.58 of 2021 in M.A.No.59 of 2021 in O.A.No.05 of 2020</p> <p>The State of Maharashtra &amp; Ors. ....Applicants (Ori. Respondents)</p> <p>Versus</p> <p>D. R. Wadkute ...Respondent (Ori. Applicant)</p> <p>1. Heard Smt. Archana B. K., learned Presenting Officer for the Applicants (Ori. Respondents). The Respondent (Ori. Applicant) and his Counsel both are absent.</p> <p>2. Today, learned P.O. has tendered Affidavit-in-Reply of Shri Shyam Tagade, Principal Secretary, Social Justice and Special Assistance Department, Government of Maharashtra, Mumbai. It is taken on record.</p> <p align="right">S.D. 20/4/2021 Sd/- WV- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p><b>Date : 01.04.2021</b></p> <p><b>O.A.No.628 of 2020 with O.A.No.629 of 2020 with O.A.No.630 of 2020</b></p> <p>D.M. Bagal (O.A.628/2020) P.S. Pawar (O.A.629/2020) D.D. Rahinj (O.A.630/2020)      ... Applicants Vs. The State of Maharashtra &amp; Ors      ... Respondents</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. produces a letter dated 31.03.2021 which was written by Joint Commissioner, Skilled Development, Employment and Entrepreneurship, Navi Mumbai to Chief Presenting Officer, M.A.T., Mumbai that the Government is in the process of taking decision in view of the order dated 24.12.2020 in O.A.No.616/2020.</p> <p>3. Time granted. Matter fixed on 27.04.2021.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- <b>(P.N. Dixit)</b> Vice-Chairman (A)</p> </div> <div style="text-align: center;"> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> </div> </div> <p>prk</p>

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	<p><b>Date : 01.04.2021</b></p> <p align="center"><b>O.A.No.872 of 2015</b></p> <p>S.B. Swami ... Applicant Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt. V.K. Jagdale, learned Advocate holding for Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. produces one order dated 19.11.2020, issued by Deputy Secretary of Revenue and Forest, Dr. Madhav Veer, wherein the posting of the Applicant, Smt. Surekha Bapuappa Swami is shown at Osmanabad. The said order is taken on record and marked as Exhibit-A.</p> <p>3. The learned P.O. submits that the applicant continued to work at Osmanabad i.e. Aurangabad Division.</p> <p>4. The learned Counsel for the Applicants has no objection to dispose off this O.A. in view of the statement and the order dated 19.11.2020.</p> <p>5. The O.A. is hence disposed off.</p> <p>Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 01.04.2021</b></p> <p><b>C.A.No.10 of 2021 in O.A.No.721 of 2020</b></p> <p>J.M. Bhosale &amp; Ors. ... Applicants  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt. V.R. Jagdale, learned Advocate holding for Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Counsel for the applicants refers to the order passed by the Tribunal on 11.02.2016 page 16, Exhibit-C, paragraph 3 same is reproduced as under :</p> <p style="padding-left: 40px;"><i>"3. We direct that the respondents to consider the Applicants for promotion. The decision should be taken on or before 28.02.2021 and the same be communicated to the applicants till 05.03.2021 as they are going to retire within a couple of months."</i></p> <p>3. Today during the hearing learned C.P.O. states that the respondents accordingly considered the promotion of the applicants and the decision was communicated to the Applicants on 19.03.2021. Copy whereof is at page 17 &amp; 18 Exhibit B.</p> <p>3. The communication further states that 5 officers have been included in the select list. However the remaining would be considered during the year 2020-2021 select list.</p> <p>4. The learned C.P.O. further states that the General Administration Department had communicated to the respondents to fill in 119 posts. She further submits that short affidavit to this effect would be produced today in the afternoon session.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N Dixit)  <b>Vice-Chairman (A)</b></p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.)  <b>Chairperson</b></p> <p>prk</p>



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	<p><b>LATER ON :</b> <b>Date : 01.04.2021</b></p> <p align="center"><b>C.A.No.10 of 2021 in O.A.No.721 of 2020</b></p> <p>J.M. Bhosale &amp; Ors. ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Later on at 2.45 p.m. learned C.P.O. submits a note of Shri Swapnil G. Borse, Desk Officer. The same is taken on record and marked as Exhibit-A. The said note mentions as under :-</p> <p>"I. <i>General Administration Department (G.A.D.) had, as per the guidelines laid down in Govt Letter, G.A.D., dated 29.12.2017, given approval to fill up 119 vacant posts (Promotion Quota) in <u>Open Category</u> of Dy.SP/ A.C.P. (Unarmed) from the "Select List 2019-20."</i></p> <p>II. <i>Of the said 119 vacant posts, (3+93+1) have been filled up; the proposals pertaining to filling up of 8 posts is in process.</i></p> <p>III. <i>In pursuance of the Order, dated 11.02.2021, of this Hon'ble Tribunal in O.A.No.721 of 2020, the D.P.C. meeting was held on 15.03.2021 for filling up of the remaining 14 vacant posts. The concerned file has been referred to G.A.D. for approval. 5 out of the 11 applicants in O.A.No.721 of 2020 could be included in this proposal as per seniority.</i></p> <p>IV. <i>As for the remaining 6 applicants in O.A.No.721 of 2020, the Govt in Home Department has asked D.G.P., M.S., to submit to the D.P.C. the proposal for their inclusion in "Select List 2020-21", as per the provisions of G.R., G.A.D., dated 18.02.2021."</i></p> <p>2. In view of the same nothing remains in the C.A. and C.A.No.10/2021 is therefore disposed off.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span></p> <p align="center">(P.N Dixit) <span style="float:right">(Mridula Bhatkar, J.)</span> Vice-Chairman (A) <span style="float:right">Chairperson</span></p> <p align="center">prk</p> <p align="right">[P.T.O.]</p>

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	<p><b>Date : 01.04.2021</b></p> <p align="center"><b>O.A.No.780 of 2020</b></p> <p>S.M. Bhagwat ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents seeks time to file affidavit.</p> <p>3. The learned Counsel submits that the initiation of Departmental Enquiry is challenged in this O.A. and the first date of the enquiry is fixed on 16.04.2021. He submits that the matter be heard on interim relief.</p> <p>4. The learned P.O. submits that she needs time to file affidavit- in-reply.</p> <p>5. The respondents to file affidavit- in-reply and serve the copy of the same till 19.04.2021 and the matter will be heard on 29.04.2021 for interim relief.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>


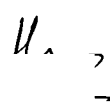
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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 : 01.04.2021</b></p> <p align="center"><b>O.A.No.232 of 2019</b></p> <p>S.S. Dange ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. None present for the Applicant.</p> <p>3. In view of this, the matter is fixed under the caption of 'For Dismissal'.</p> <p>4. Adjourned to 20.04.2021.</p> <p align="center">Sd/- </p> <p align="center"><b>(P.N Dixit)</b> <b>Vice-Chairman (A)</b></p> <p align="right">Sd/- </p> <p align="right"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 : 01.04.2021</b></p> <p align="center"><b>O.A.No.476 of 2020</b></p> <p>N.L. Kasale ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Yatin Malvankar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter is admitted and fixed for final hearing on 30.06.2021.</p> <p align="center">Sd/-</p> <p align="center"><b>(P.N Dixit)</b> <b>Vice-Chairman (A)</b></p> <p align="center">Sd/-</p> <p align="center"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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><b>Date : 01.04.2021</b></p> <p align="center"><b>M.A.No.696 of 2020 in O.A.No.1065 of 2010</b></p> <p>J.D. Shirdkar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Rahul Khot, learned Advocate holding for Shri N.Y. Chavan, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents seeks time to file affidavit in M.A.No.696/2020.</p> <p>3. Time granted. Adjourned to 22.04.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(P.N. Dixit) <span style="float: right;">(Mridula Bhatkar, J.)</span> Vice-Chairman (A) <span style="float: right;">Chairperson</span></p> <p align="left">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 : 01.04.2021</b></p> <p align="center"><b>O.A.No.544 of 2018 with O.A.No.513 of 2019</b></p> <p>V.B. Shende (O.A.544/2018) S.V. Rane (O.A.513/2019) ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri R.G. Panchal, learned Advocate for the Applicant in O.A.No.544/2018, Shri C.T. Chandratre, learned Advocate for the Applicant in O.A.No.513/2019, Shri Bhushan A. Bandiwadekar, learned Advocate for the Respondent No.3 in O.A.No.544/2018, Shri K.R. Jagdale, learned Advocate for the Respondent No.4 in O.A.No.513/ 2019 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 22.03.2021, Respondent No.1, M.P.S.C. files short affidavit dated 01.04.2021 through Sanjay D. Thakur, Under Secretary in the office of Maharashtra Public Service Commission, Mumbai.</p> <p>3. In view of this, the matter is fixed on 06.04.2021 at 2.30 p.m. for further submissions.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 : 01.04.2021</b></p> <p align="center"><b>O.A.No.346 of 2020</b></p> <p>G.S. Karande ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents files affidavit-in-reply dated 31.03.2021, on behalf of Respondents No.1 &amp; 3, through Shri Jitendra B. Patil, Deputy Transport Commissioner (Administration), Transport Commissioner. The same is taken on record. Copy is served to learned Advocate for the Applicant.</p> <p>3. The learned Advocate for the Applicant seeks time to file affidavit-in-rejoinder.</p> <p>4. Time granted. Adjourned to 29.04.2021.</p> <p align="center">Sd/- _____ (P.N.Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>



**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><b>Date : 01.04.2021</b></p> <p align="center"><b>O.A.No.97 of 2018 with O.A.No.194 of 2018</b></p> <p>F.Y. Shirke (O.A.97/2018) S.A. Nagvekar (O.A.194/2018) ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant in O.A.No.97/2018, Shri M.D. Lonkar, learned Advocate for the Applicant in O.A.No.194/2018 and Shri A.J. Chougule with Smt. Archana B.K. learned Presenting Officers for the Respondents.</p> <p>2. Both the Original Applications are considered together. Today during the Final Hearing learned P.O produces communication dated 31.03.2021 in respect of both the applicants. The same is taken on record and marked as Exhibit-A and Exhibit-AA. The communication states that the dismissal orders of the applicant have been cancelled and they have been reinstated w.e.f. 31.03.2021 before-noon. He further states that the proposal to decide the period of their dismissal would be submitted by the Superintendent to the Director, Medical Education and Research.</p> <p>3. The learned P.O. further mentions that this will need 3 months to take decision according.</p> <p>4. Accordingly, 3 months time is granted. Both the Original Applications are disposed off.</p> <p align="center">Sd/- </p> <p align="center">(P.N. Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- </p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p align="right">[P.T.O.]</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 : 01.04.2021</b></p> <p align="center"><b>C.A.No.21 of 2019 in O.A.No.848 of 2014</b></p> <p>R.B. Wadile ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Govind Solanke, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. During the hearing the learned P.O. produces the communication dated 26.03.2021. The same is marked as Exhibit-A and taken on record. Copy is served to the learned Counsel for the Applicant. Copy has also given to the applicant in 31.03.2021 and the same is acknowledged by the applicant.</p> <p>3. The communication states that the direction given by the Tribunal to consider the case of the applicant for promotion was considered accordingly and decision has been taken.</p> <p>4. As the decision has been taken, the orders of the Tribunal are complied, hence C.A. does not survive.</p> <p>5. C.A. is therefore disposed off accordingly.</p> <p align="center">Sd/- <b>(P.N. Dixit)</b> Vice-Chairman (A)</p> <p align="right">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	Tribunal's orders
	<p><b>Date : 01.04.2021</b></p> <p align="center"><b>O.A.No.509 of 2015</b></p> <p>P.G. Kolapte ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Abhijeet Pawar, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officers for the Respondents.</p> <p>2. The learned P.O. for the Respondents files short affidavit-in-reply dated 31.03.2021 on behalf of Respondent No.2, through Shri Sudam Eknath Andhale, Under Secretary, Secretary, General Administration Department, Desk 16-B, Mantralaya, Mumbai. The same is taken on record.</p> <p>3. Adjourned to 17.04.2021</p> <p>Sd/-  Sd/- </p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</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><b>LATER ON :</b> <b>Date : 01.04.2021</b></p> <p align="center"><b>O.A.No.756 of 2020 with O.A.No.755 of 2020</b></p> <p>M.R. Sawant &amp; Ors. (O.A.756/2020) A.P. Sonawane &amp; Ors. (O.A.755/2020) ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Mr. Patankar, Deputy Secretary, is present now at 01.00 p.m. He informs that the Director, Medical Education, Dr. Lahane is the only person who can throw light on the issue why the names of these applicants were not included in the list 2014 while sending list of names of 1486 adhoc employees in Group D of the J.J Hospital to consider their cases for regularization.</p> <p>2. In view of this the Respondent No.1 to collect the information accordingly in writing from the Director, Medical Education and file affidavit to that effect whether why the names of these Applicants were not sent.</p> <p>3. The learned P.O. is granted time till 22.04.2021. The erstwhile Dean on 2014-2015 is directed to furnish all the details to the Department.</p> <p>4. Matter is fixed on 22.04.2021.</p> <p align="right">         Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b> </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>Date : 01.04.2021</p> <p align="center">R.A. No.15 of 2020 in O.A.No.1000 of 2019</p> <p>G. M. Kamble <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, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent No.1 and Shri U. V. Bhosale holding for Shri M. B. Kadam, learned Counsel for the Respondent No.2</p> <p>2. Shri U. V. Bhosale, learned Counsel for the Respondent No.2 requested for adjournment on the ground that Shri M.B. Kadam, learned Counsel is not available.</p> <p>3. S.O. to 19.04.2021.</p> <p align="right">Sd/-</p> <p align="right">(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 : 01.04.2021</p> <p style="text-align: center;"><b>O.A.No.234 of 2021</b></p> <p><b>V. E. Mhatre</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. V. Bandiwadekar, learned Counsel for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 29.04.2021.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>5. 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>6. The service may be done by Hand delivery, speed post, courier 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>7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 29.04.2021.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

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

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	<p>Date : 01.04.2021</p> <p align="center">O.A.No.40 of 2021</p> <p>S. K. Patole <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 Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 22.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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>Date : 01.04.2021</p> <p align="center"><b>O.A.No.41 of 2021</b></p> <p><b>E. B. Sayyed</b> .....Applicant</p> <p>Versus</p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</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. Indeed, prima-facie O.A. barred by limitation since the Applicant retired on 30.04.2005 and had filed this O.A. for retiral benefits only on 14.01.2021. The Tribunal has also observed in order dated 01.02.2021 that the application for condonation of delay is not filed along with O.A. but the matter was adjourned for reply of the Respondents.</p> <p>3. Respondents thereafter filed the reply and also raised plea of limitation.</p> <p>4. Despite the above position, no application is filed for condonation of delay.</p> <p>5. Learned Counsel for the Applicant submits that the Applicant is quite aged person and suffering from various ailments and resides at Solapur. He, therefore, requested for grant of time to file M.A. for condonation of delay.</p> <p>6. Two weeks time is granted for filing M.A. for condonation of delay failing to which O.A. will be disposed of on the point of limitation itself.</p> <p>7. S.O. to 22.04.2021.</p> <p align="right">Sd/- ✓ <b>(A.P. Kurhekar)</b> Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.04.2021</p> <p align="center">O.A.No.80 of 2021 With O.A.No.81 of 2021</p> <p>Dr. J. K. Pagare &amp; anr <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. Shri J. S. Deshmukh, learned Counsel for the Applicants has filed leave note.</p> <p>2. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note of learned Counsel for the Applicant, the matter is adjourned to 15.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 01.04.2021</p> <p align="center">O.A.No.36 of 2021</p> <p>T. B. Naik <span style="float: right;">...Applicant</span></p> <p><b>Versus</b></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. On request of learned P.O., two weeks time is granted for filing reply as a last chance.</p> <p>3. S.O. to 22.04.2021</p> <p align="right">Sd/-</p> <p align="right">(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><b>Date : 01.04.2021</b></p> <p style="text-align: center;"><b>O.A.No.801 of 2020</b></p> <p><b>S. N. Landage</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 S. S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the suspension order which was issued along with the charge sheet dated 14.12.2020.</li> <li>3. Till date, no reply is filed. Learned P.O. again requested for grant of short time to file reply stating that she has already received parawise remarks.</li> <li>4. This is a peculiar case wherein suspension order has been issued along with the charge sheet itself.</li> <li>5. Needless to mention that where a Government servant is suspended on account of D.E., the Appointing Authority needs to ensure the completion of D.E. expeditiously and periodical review of the suspension is also needs to be taken in term of G.R. dated 14.10.20211. As such, Respondent was under obligation to take review of the suspension of the Applicant which is not taken till date.</li> <li>6. Respondent is, therefore, directed to take review of the suspension of the Applicant in terms of G.R. dated 14.10.20211 and shall take appropriate decision thereon and it should be communicated to the Applicant as well as to the Tribunal by next date.</li> <li>7. Steno copy granted.</li> <li>8. S.O. to 15.04.2021.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p>Date : 01.04.2021</p> <p align="center">O.A.No.782, 783, 784 with 785 of 2020</p> <p>P. B. Shinde &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. The Applicants and their Counsel both are absent. Smt. Kranti Gaikwad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents is present.</p> <p>2. Shri J. S. Deshmukh, learned Counsel has submitted leave note.</p> <p>3. On request of learned P.O., three weeks time is granted for filing reply.</p> <p>4. S.O. to 22.04.2021</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 \_\_\_\_\_

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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 : 01.04.2021</p> <p align="center"><b>O.A.No.761 of 2020</b></p> <p><b>D. R. Nalwad</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. Te Applicant and his Counsel both are absent. Heard Smt. Kranti Gaikwad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 22.04.2021.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

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	<p>Date : 01.04.2021</p> <p align="center">O.A.No.748 of 2020</p> <p>A. M. Patil <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 Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder.</p> <p>4. S.O. to 22.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 01.04.2021</p> <p align="center">O.A.No.639 of 2020</p> <p>S. H. Pawar <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, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent Nos.1 and 2 and Shri U. V. Bhosale, learned Counsel for the Respondent No.3.</p> <p>2. On request of Shri U. V. Bhosale, learned Counsel, two weeks time is granted for filing reply on behalf of the Respondent No.3.</p> <p>3. S.O. to 20.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 01.04.2021</p> <p align="center">O.A.No.378 of 2020</p> <p>S. N. Raktate .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri Shantanu Raktate, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned C.P.O. has filed Affidavit of Shri Nitin Kareer, Additional Chief Secretary, Revenue &amp; Forest Department, Mumbai in terms of the order passed by the Tribunal on 12.03.2021. It is taken on record.</p> <p>3. Learned C.P.O. has also tendered the copy of order dated 01.04.2021 issued by the Government whereby D.E. is closed. It is also taken on record.</p> <p>4. On request of learned Counsel for the Applicant, one week time is granted for filing counter affidavit, if any.</p> <p>5. S.O. to 08.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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>Date : 01.04.2021</p> <p align="center">M. A. No.129 of 2021 in O.A.No.42 of 2021</p> <p>R. S. Chavan &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 A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A.No.129/2021 is filed to disposed of O.A.No.42/2021 in view of the decision rendered by this Tribunal in O.A.No.864/2019 dated 15.03.2021 .</p> <p>3. Indeed, O.A.No.42/2021 is already subjudice and its next date is 16.04.2021 for filing reply of the Respondents. Without taking reply from Respondents in O.A.No.42/2021, it cannot be disposed of in this manner as canvassed in this M.A.No.129/2021. M.A. is not maintainable.</p> <p>4. At this juncture, learned Counsel for the Applicant seeks permission to withdraw M.A.</p> <p>5. Allowed to withdraw M.A.</p> <p>6. Accordingly, M.A.No.129/2021 is disposed of with no order as to costs.</p> <p>7. O.A.42/2021 is already kept on 16.04.2021 for reply. Respondents shall file the reply on the date given in O.A.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p>

vsm

[P.T.O.]



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	<p>Date : 01.04.2021</p> <p align="center">O.A.No. 230 of 2021</p> <p>R. R. Jirepatil <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. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has filed present O.A. for direction to the Respondent to release his retiral benefits.</li> <li>3. The Applicant stands retired' on 31.05.2020 but except provisional pension for first six months nothing is paid to him.</li> <li>4. Learned P.O. on instructions submits that necessary steps will be taken to release further provisional pension. As regard other claims, she submits that she needs to take detailed instructions and requested for grant of time.</li> <li>5. Indeed, if there was any legal hurdle for withholding regular retiral benefits of the Applicant then the Respondents ought to have informed the same to the Applicant. At least his GPF, GIS, Leave Encashment ought have been paid in accordance to law, <del>if</del> there was any legal hurdle for grant of regular pension for gratuity.</li> <li>6. Learned P.O. therefore, directed to take instructions from the Respondents and to apprise the Tribunal as to why retiral benefits of the Applicant are withheld for such a long time.</li> <li>7. In the meantime, the Respondents are directed to release Provisional Pension.</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. Issue notice before admission returnable on 15.04.2021.</p> <p>9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>10. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>11. 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.</p> <p>12. The service may be done by Hand delivery, speed post, courier 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.</p> <p>13. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>14. S.O. to 15.04.2021.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

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	<p align="center"><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.157 of 2021</b></p> <p><b>R.R. Gabhale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant is on leave.</p> <p>2. Ms N.G. Gohad, learned Presenting Officer for the Respondents is present.</p> <p>3. S.O. to 08.04.2021.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

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	<p><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.170 of 2021</b></p> <p><b>V.D. Wakhare</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ....Respondents.</p> <p>1. Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Reply.</p> <p>3. S.O. to 19.04.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center"><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.172 of 2021</b></p> <p><b>T.F. Nagvekar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate 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 for filing Reply.</p> <p>3. S.O. to 20.04.2021.</p> <p align="right">Sd/-   (A.P. Kurhekar)  Member (J)</p> <p>NMN</p>

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	<p align="center"><b>Date: 01.04.2021</b></p> <p align="center"><b>O.A. No.102 of 2021</b></p> <p><b>T.A.K.N.A.K. Pathan</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. three weeks time is granted for filing Reply.</p> <p>3. S.O. to 22.04.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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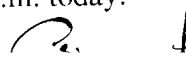
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	<p align="center"><u>O.A. No.756 of 2020 with O.A. No.755 of 2020</u></p> <p>M.R. Sawant &amp; Ors. (OA.756/2020) A.P. Sonawane &amp; Ors. (OA.755/2020)..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Dr. Gunratan Sadavarte, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to 3 queries made by this Tribunal by order dated 18.2.2021, Ld. CPO files affidavit in reply dated 31.3.2021 on behalf of respondents no.1, 2 &amp; 3 through Shri Shivaji Sampatrao Patankar, Joint Secretary, Medical Education and Drugs Department, Mantralaya, Mumbai.</p> <p>3. For query no.2 answer is given in para 5 of the reply. After going through para 5, I am not at all satisfied and there is a clear indication that respondents no.1 to 3 have either not understood the query made by this Tribunal or have avoided to answer by suppressing certain facts. Hence, it is necessary to call Shri S.S. Patankar personally to verify and bridge up miscommunication in understanding the query.</p> <p>4. Ld. Advocate for the applicants today produces one chart of Class IV employees working in the Government hospitals setup in Mumbai who were also working as ad hoc however their services were regularized in the year 2015 and are included in those 626 regularized employees. The chart is taken on record and marked Exhibit 'A' (pages 1-14) for identification. It is a chart of 228 Class IV employees in the J.J. Group of Hospitals working under respondents no.1 to 3. He submits that 90% of these employees though have not fulfilled the eligibility criteria of 240 days attendance continuously for 10 years their names were sent and their services were regularized.</p>

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	<p>5. A copy of said chart Exhibit A is supplied to Ld. CPO.</p> <p>6. Ld. CPO seeks time to respond to this Exhibit A.</p> <p>7. The respondents are directed to go through this chart Exhibit A and make specific statement on oath regarding the eligibility of these 228 employees. Similarly, the respondents in their affidavit are completely silent to the question whether the applicants were eligible or not and why their names were not included in the list when it was sent.</p> <p>8. Similarly, respondents are required to make a statement to query no.3 in earlier order keeping in background judgment of the Industrial Court in the case of Bhartiya Kamgar Sena Vs. State of Maharashtra.</p> <p>9. Shri S.S. Patankar is called at 12.30 p.m. today to answer that who can tell why the names of 122 applicants were not included in the first list prepared in 2014 by Directorate of Medical Education and Research.</p> <p>10. Keep back. Adjourned to 12.30 p.m. today.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">↓ (Mridula R. Bhaikar, J.) Chairperson 1.4.2021</p> <p>(sgj)</p>