

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

Tribunal's orders

Date: 02.01.2024

O.A. No.1169 of 2023

S.S. SupeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.D. Patil, learned Advocate holding for Shri A.A. Desai, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and S.S. Dere, learned Advocate for the Respondent No.3.
2. Learned Advocate for the Applicant states that the Applicant has retired from the post of 'Joint Secretary, in Food & Civil Supplies and Consumer Protection Department' on 31.12.2023.
3. Learned Advocate for Respondent No.3 states that as Applicant has retired on 31.12.2023, the Respondent No.3 be allowed to join on post of 'Deputy Secretary', in Food & Civil Supplies and Consumer Protection Department'.
4. The Applicant has retired from post 'Joint Secretary, Food & Civil Supplies and Consumer Protection Department' on 31.12.2023. The Transfer Order of G.A.D. dated 08.09.2023 thus '*de-facto*' stands non-implementable qua the Applicant. Therefore order of 'Interim Relief' granted on 11.09.2023 now stands vacated and there is no impediment to implement Transfer Order dated 08.09.2023 of G.A.D.in respect of 'Respondent No.3'. The 'Respondent No.3' may be permitted to join on post of 'Deputy Secretary', Food & Civil Supplies and Consumer Protection Department'.
5. The learned P.O. along with learned Advocate for Applicant and learned Advocate of Respondent No. 3 stated that as nothing survives in O.A. No.1169/2023, it be disposed off. So,O.A. No. 1169/2023 is disposed off with 'No Order as to Costs'.

Sd/-

(Debashish Chakrabarty)
Member (A)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 02.01.2024</p> <p>O.A. No.1488 of 2023</p> <p>S.B. KalewadApplicant Versus The State of Maharashtra & Ors.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. Learned P.O. states that the 'Settlement Commissioner, Pune' has submitted letter to the 'Additional Chief Secretary (Revenue), Revenue and Forest Department, Mumbai' on 11.01.2023 about the Applicant who is working after promotion on the post of 'Deputy Superintendent, Land Record 'Tala; District Raigad', which is in 'Konkan-2 Division'.</p> <p>3. Learned Advocate for the Applicant states that the Applicant is 'Physically Handicapped' being afflicted by 'Polio' to extent of 48%. The Wife of Applicants is working as 'Assistant Teacher' with Zilla Parishad Primary School, Bhabulgaon, Taluka Nanded. Therefore Applicant has sought transfer requesting 'Husband & Wife' be posted together in Nanded District. Learned Advocate for Applicant stated that he has again written letter on 22.02.2023 to 'Settlement Commissioner & Director of Land Records, Pune'.</p> <p>4. Learned P.O. states that he will take instructions in this regard from office of 'Additional Chief Secretary (Revenue), Revenue and Forest Department, Mumbai' considering fact that the Applicant is 'Physically Handicapped' to the extent of 48% due to 'Polio' and thus is entitled to 'Reasonable Accommodation' under 'Section 2 (y) & Section 20 (2) of The Rights of Persons with Disabilities Act, 2016'. Time as prayed for is granted to learned P.O.</p> <p>5. S.O. to 16.01.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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">Date: 02.01.2024</p> <p align="center">O.A. No.902 of 2023</p> <p>B.B. AunseApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The O.A. No.902/2023 was taken up today under the caption of Final Hearing (P.H.). Learned P.O. submits the copy of the Order passed by 'Deputy Commissioner of Police, Armed Police, Marol, Mumbai' dated 01.01.2024 by which 'Penalty' of Rs.5,000/- (Rupees Five Thousand Only) has been imposed on the Applicant under 'Section 25 of the Maharashtra Police Act, 1951' on the ground that 'Charge No.1' & 'Charges 3' have been proved against the Applicant. Learned Advocate for the Applicant further states that Applicant has therefore been exonerated from 'Charge No.2' relating to 'Compliant from Wife'; which was the principal reason for 'Suspension Order' of Applicant to be issued on 24.01.2023.</p> <p>3. Learned Advocate for the Applicant also states that under 'Section 25 of the Maharashtra Police Act, 1951' the 'Deputy Commissioner of Police, Armed Police, Marol, Mumbai' is not competent to impose 'Penalty' under 'Section 25' of the 'Maharashtra Police Act, 1951'.</p>

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	<p>4. Learned Advocate for the Applicant states that standing instructions of G.A.D. Circular dated 20.04.2013 are not applicable to 'Police Personnel' as they are governed only by provisions of 'Maharashtra Police Act, 1951' and instructions contained in 'Maharashtra Police Manuals'.</p> <p>5. Learned P.O. is accordingly directed to produce 'Orders' or 'Circulars' regarding delegation of powers to 'Deputy Commissioner of Police, Armed Police, Marol, Mumbai' regarding imposition of 'Penalty' under 'Section 25' of the 'Maharashtra Police Act, 1951'.</p> <p>6. Learned P.O. is further informed to seek information about prevalent practice to transfer 'Police Constables' who have been reinstated after revocation of their 'Suspension Orders'; invariably to 'Local Arms Branch' or 'Control Room' which are considered to be 'Non-Executive Posts'.</p> <p>7. Learned P.O. seeks 'Three Weeks' time to file 'Affidavit-in-Reply' on behalf of Respondent. Time as prayed is granted to learned P.O.</p> <p>8. S.O. to 23.01.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 02.01.2024</p> <p align="center">O.A. No.818 of 2023</p> <p>Dr. D.A. ShengalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. presents the copy of letter dated 01.01.2024 of 'Agriculture, Animal Husbandry, Dairy Development and Fisheries Department' by which directions have been given to 'Commissioner of Animal Husbandry, Pune' to assign 'Additional Charge' of the 'Vacant Post' of 'Live Stock Development officer, Veterinary Polyclinic, Nashik' to the Applicant.</p> <p>3. Learned Advocate for Applicant thereupon states that accordingly the orders in this regard should be issued at an early date by 'Commissioner of Animal Husbandry, Pune'.</p> <p>4. The 'Commissioner of Animal Husbandry, Pune' is thus directed to implement the directions in letter dated 01.01.2024 of 'Agriculture, Animal Husbandry, Dairy Development and Fisheries Department' within 'One Week'.</p> <p>5. The 'Principal Secretary, Agriculture, Animal Husbandry, Dairy Development and Fisheries Department' was directed to decide within 'Four Weeks' about request transfer of Dr. A.M. Pawar 'Live Stock Development Officer, Pali, District Beed' who had submitted his willingness on 16.05.2023 to be posted in</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>place of the Applicant as 'Live Stock Development Officer, Nannaj, Taluka Jamkhed, District Ahmednagar'. However, as time of more than 'Two Weeks' has since elapsed, these directions are now required to be implemented within next 'Two Weeks'.</p> <p>6. The 'Principal Secretary, Agriculture, Animal Husbandry, Dairy Development and Fisheries Department' to personally ensure an 'Affidavit-in-Reply' is filed about implementation of policy in G.A.D. Circular dated 11.07.2000 and G.A.D. G.R. dated 06.08.2022 about transfer of 'Government Servant' who have worked in 'Tribal and Remote Areas' preferably within next 'Two Weeks' with approval of 'Chief Secretary, Government of Maharashtra'.</p> <p>7. S.O. to 10.01.2024.</p> <p>8. Hamdast Granted.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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.533 of 2017</u></p> <p>J.A. Chendke & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO produces copy of communication dated May 2023. He needs one week time to file sur-rejoinder.</p> <p>3. S.O. to 11.1.2024.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 align="center"><u>M.A. No.372 of 2023 in O.A. No.524 of 2023</u></p> <p>P.N. Atre ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files rejoinder.</p> <p>3. S.O. to 17.1.2024 for filing sur-rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 style="text-align: center;"><u>M.As. No.272 & 230 of 2023 in O.A. No.786 of 2022</u> with <u>O.As. No.787 & 788 of 2022</u></p> <p>T.D. Pednekar K.D. Garud A.K. Patil ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.R. Gawas, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 11.1.2024 by way of last chance. If reply is not filed the matter will be proceeded without reply.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 style="text-align: center;"><u>M.A. No.72 of 2023 in O.A. No.124 of 2023</u></p> <p>A.A. Mane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents. Applicant in person is absent.</p> <p>2. Once again Applicant in person is directed to serve copy of MA and OA in the office of Ld. CPO and all the respondents.</p> <p>3. S.O. to 15.1.2024 by way of last chance.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 style="text-align: center;"><u>M.A. No.70 of 2023 in O.A. No.123 of 2023</u></p> <p>G.G. Dasarwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents. Applicant in person is absent.</p> <p>2. Applicant in person is once again directed to serve copy of OA in the office of Ld. CPO.</p> <p>3. S.O. to 15.1.2024 by way of last chance.</p> <p style="text-align: right;">Sd/- (Meha G. Adgil) Member (A) 2.1.2024</p> <p>(sgj)</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.1610 of 2023</u></p> <p>S.R. Mungekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO takes a preliminary objection of delay in filing the OA. She states that the cause of action arose on 17.8.2021 when the pay was fixed after the applicant superannuated on 30.11.2019. She states that there is delay of more than one and half year.</p> <p>3. Ld. Advocate for the applicant submits that there is continuous cause of action since the matter relates to pension and he relies on the judgment of the Hon'ble Supreme Court in M.L. Patil Vs. The State of Goa 2022 LivLaw (SC) 537.</p> <p>4. Ld. Advocate for the applicant is directed to file MA for condonation of delay.</p> <p>5. S.O. to 16.1.2024.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 align="center"><u>O.A. No.995 of 2023</u></p> <p>D.D. Sherkhane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Id. PO seeks two weeks time to file reply as far as prayer clause (b) is concerned.</p> <p>3. S.O. to 16.1.2024.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 align="center"><u>O.A. No.1427 of 2023</u></p> <p>S.S. Bholane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents. Applicant and Advocate both are absent.</p> <p>2. Id. PO submits that copy of OA is not served.</p> <p>3. Id. Advocate for the applicant to serve copy of OA in the office of Id. CPO.</p> <p>4. S.O. to 23.1.2024.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 style="text-align: center;"><u>O.A. No.394 of 2023</u></p> <p>A.S. Patani ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Anjali Kolapkar holding for Shri A.S. Gaikwad, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 22.12.2023 of respondent no.5.</p> <p>3. S.O. to 18.1.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 align="center"><u>O.A. No.382 of 2023</u></p> <p>M.R. Tonpe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 7.2.2024 for final hearing with liberty to file rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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 style="text-align: center;"><u>O.A. No.782 of 2023</u></p> <p>S.T. Salunkhe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO produces copy of letter dated 1.1.2024 sanctioning provisional pension to the applicant.</p> <p>3. Ld. Advocate for the applicant files rejoinder.</p> <p>4. S.O. to 17.1.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.1.2024</p> <p>(sgj)</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: 02.01.2024</p> <p align="center">O.A. No.1256 of 2023</p> <p>R.M. MujawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that she has received 'Para-wise information form 'Superintendent of Police, Sangli' and therefore seeks 'One Weeks' time to file 'Affidavit-in-Reply' on behalf of 'Superintendent of Police, Sangli'. Time as prayed is granted to learned P.O.</p> <p>3. S.O. to 09.01.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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 : 02.01.2024</p> <p>O.A.No.82 of 2023</p> <p>B. M. Makwana & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. V.Thorat, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 03.01.2024 at 2.30 P.M as Part-Heard matter.</p> <p>Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</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 : 02.01.2024 O.A.No.852 of 2022</p> <p>P. L. BarateApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. D. Patil, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. S.O. to 05.01.2024.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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 : 02.01.2024</p> <p align="center">O.A.No.167 of 2023 With O.A.173 of 2023</p> <p>S. B. Khedkar P. N. BhanaseApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter is not Part-Heard. However, learned Counsel has relied on the judgments in O.A.No.749/2015 (Dnyaneshwar S. Kapkar V/s State of Maharashtra & Anr.), decided on 10.03.2017 and O.A.No.285/2018 along with O.A.No.286/2018 (Prashant M. Ekapure V/s State of Maharashtra & Anr.), decided on 21.08.2019 passed by the Benches of this Tribunal.</p> <p>3. Learned C.P.O. is directed to go through the judgments referred above and to find out whether the case of the Applicants is also covered by these two judgments so that matters can be decided expeditiously.</p> <p>4. S.O. to 30.01.2024.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (Mridula Bhatkar, J.)</p> <p align="center">Member (A) Chairperson</p> <p>vsm</p>

B. D. Shelar

....Applicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri B. A. Bandiwadekar, learned Advocate for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 16.01.2024.
4. 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.
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.
6. 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.
7. 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.
8. S.O. to 16.01.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(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>02.01.2024</p> <p><u>M.A 812/2023 in O.A 521/2014 with M.A 813/2023 in O.A 5 22/2014 with M.A 814/2023 in O.A 523/2014 and M.A 815/2023 in O.A 524/2014 (NAGPUR BENCH)</u></p> <p>C.R Awasthi S.J Akhtar D.O Dhande A.V Shivale</p> <p style="text-align: right;">... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors</p> <p style="text-align: right;">... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O with Shri A.J Chougule, Smt K.S Gaikwad and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The present Misc Applications is filed under Section 25 of the Administrative Tribunals Act, 1985 to transfer the Original Application pending before M.A.T, Nagpur Bench to the Principal Bench at Mumbai.</p> <p>3. Learned counsel submits that all the matters are pending from the year 2014 and they are pertaining to departmental examination, promotion and seniority. Since the Division Bench at M.A.T, Nagpur is not available since March, 2023, the applicants are facing great inconvenience.</p> <p>4. Learned C.P.O submits to the orders of the Court.</p> <p>5. All the matters is of the year 2014 and as the Division Bench at M.A.T, Nagpur is not available since March, 2023, all the matter be transferred to the Principal Bench at Mumbai to be heard and disposed of finally accordingly to law.</p> <p>6. The Registrar, M.A.T, Nagpur Bench, is directed to send the record and proceedings in all the above Original Applications to M.A.T, Mumbai Bench for final disposal according to law.</p> <p>7. Misc Applications stand disposed of.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">Akn</p>

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

Tribunal's orders

02.01.2024

O.A 819/2017

Smt V.P V Valsan ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned P.O for the Respondents.

2. Learned counsel for the applicant has moved Precipe and seeks circulation to take the matter on Board as per para 12 of the order of the Hon'ble High Court dated 13.12.2023 in W.P 13883/2023.

3. The said para 12 is reproduced below:-

“ 12. We have already observed in foregoing paragraphs that Applicant has justified her absence which is appreciated by the Tribunal and it has taken a lenient view. The State terminated the services after allowing the Applicant to join and serve for 18 months and so also the Applicant's name appears in Schedule-B to the appointment order and the said Clause-4 is applicable to the candidates mentioned in Schedule-A. Since the order is not perverse and based on equity, we do not propose to interfere with the order. Hence, in view of the reasons mentioned above, we do not find any ground for interference in the order passed by the Tribunal.

As a result, the Writ Petition filed by the State is dismissed. However considering that, while allowing the Original Application and granting relief of reinstatement, the Tribunal has not passed any orders regarding the training required to be undergone by the Applicant and her placement in seniority, we grant liberty to the State to seek clarification from the Tribunal on these two issues, by making appropriate Application.”

4. We are of the view that the Hon'ble High Court has not given any directions, unless a clarification is sought by the Respondent-State.

5. Hence, there is no need to give circulation on the request made by the learned counsel for the applicant.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

**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
	<u>02.01.2024</u>
	<u>O.A 318/2023</u>
	V P Idate ... Applicant Vs. The State of Maharashtra & Ors ... Respondents
	1) None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.
	2) Learned C.P.O request for time to file reply.
	3) S.O to 16.1.2023.
	Sd/- (Medha Gadgil) Member (A)
	Sd/- (Mridula Bhatkar, J.) Chairperson
	Alm

**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>02.01.2024</u></p> <p><u>M.A 650/2023 in R.A 11/2023 in O.A 1027/2023</u></p> <p>LaxmanD. Surnar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 16.1.2024.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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>02.01.2024</u></p> <p><u>O.A 494/2023</u></p> <p>S.K Nachare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply. Same is taken on record.</p> <p>3. Admit with liberty to file rejoinder, if any.</p> <p>4. Place for final hearing on 27.2.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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
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02.01.2024**M.A 54/2022 in O.A 248/2014****SPEAKING TO THE MINUTES**

Smt I.S Mulgaonkar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. Learned counsel for the applicant has moved application for Speaking to the Minutes in order dated 1.12.2023 in para 3 in C.A 54/2022 in O.A 248/2014 to the extent of deletion of the word 'directed' by the word 'free to' and in para 4 to the extent of deletion of the word 'directed' by the word 'free to' in the order dated 11.12.2023 in C.A 54/2022.

3. Learned P.O concedes to the substitution of the word 'directed' by the word 'free to'.

4. Hence para 3 of the order dated 1.12.2023 in C.A 54/2022 in O.A 248/2014 reads as under:-

“3. In view of the facts of the case the Respondents are free to recover the amount of Rs. 21 lakhs from the pension of the applicant and remaining amounts are to be paid to the legal heirs of the applicant.”

5. Para 4 of the order dated 11.12.2023 in C.A 54/2022 in O.A 248/2014, reads as under:-

“4. Hence para 3 of the order reads as under:-

“The Respondents are free to recover the amount of Rs. 21,46,000/- from the pension of the applicant.”

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

**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
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02.01.2024

O.A 1443/2023

V.K Aher ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.
2. Learned C.P.O submits that she has received instructions in the matter and will file reply within one week.
3. S.O to 9.1.2024.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

**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 style="text-align: center;"><u>02.01.2024</u></p> <p style="text-align: center;"><u>O.A 1179/2023</u></p> <p>A.P Devkate ... Applicant Vs. The State of Maharashtra & 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 counsel for the applicant submits that the applicant's case is pertaining to promotion and is covered by the judgment passed by the Maharashtra Administrative Tribunal, Nagpur Bench dated 11.8.2022 in O.A 325/2015. Learned counsel submits that the applicant is retiring on 31.5.2024.</p> <p>3. We direct the learned C.P.O to verify the position and file affidavit in reply positively within two weeks.</p> <p>4. S.O to 16.1.2024.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

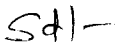
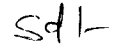
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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.668 of 2022 with O.A. No.533 of 2023</u></p> <p>S.S. Misal K.S. Dongare ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri L.S. Deshmukh, learned Advocate for the Applicant in OA No.668/2022, Shri U.V. Bhosle, learned Advocate for Respondent No.3 (K.S. Dongare) in OA No.668/2022 and for Applicant (K.S. Dongare) in OA No.533/2023 and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Shri U.V. Bhosle, Ld. Advocate for applicant in OA No.533/2023 prays for interim relief.</p> <p>3. Ld. PO submits that she has filed reply in OA No.668/2022 and she seeks time to file reply in OA No.533/2023.</p> <p>4. Shri Arif Sayyed, Chief Administrative Officer, Office of Dy. Director, Health Services, Pune is present in the Court.</p> <p>5. S.O. to 5.1.2024 at 10.30 a.m. Part heard.</p> <p align="center">  (Medha Gadgil) Member (A) 2.1.2024 (sgj) </p> <p align="center">  (Mridula Bhatkar, J.) Chairperson 2.1.2024 </p>

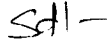
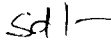
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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>C.A. No.81 of 2023 in O.A. No.238 of 2023</u></p> <p>S.V. Rajwade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. I.d. Advocate for the applicant submits that the order of this Tribunal is complied with.</p> <p>3. In view of the above, CA is disposed off.</p> <p align="center">  (Medha Gadgil) Member (A) 2.1.2024 </p> <p align="center">  (Mridula Bhatkar, J.) Chairperson 2.1.2024 </p> <p>(sgj)</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 align="center"><u>O.A. No.865 of 2021</u></p> <p>N.M. Ransing & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge holding for Shri S.G. Talhar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that due to some snag in the Videoconferencing the matter cannot be heard virtually and seeks one weeks time.</p> <p>3. Shri B.A. Bandiwadekar, Ld. Advocate submits that he is filing MA for intervention in the above matter.</p> <p>4. We direct Shri Bandiwadekar to serve copy of MA to the Ld. Advocate for the applicants and to the applicants and the respondents.</p> <p>5. S.O. to 16.1.2024.</p> <p align="center">  (Medha Gadgil) Member (A) 2.1.2024 </p> <p align="center">  (Mridula Bhatkar, J.) Chairperson 2.1.2024 </p> <p>(sgj)</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>02.01.2024</u></p> <p><u>O.A 1205/2022</u></p> <p>Shri A.M Sapkal ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents. Today matter is called out. None present. Learned CPO submits that matter to be heard on vacating the interim relief. The matter is appearing under the caption 'Final Hearing'. Now we fix the matter on 4.1.2024 under the caption 'Vacating Interim Relief'. Learned counsel for the applicant Mr Talekar is directed to remain present and argue the matter on the next date. S.O to 4.1.2024 at 12.30 pm under the caption 'Vacating Interim Relief'. <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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>02.01.2024</u></p> <p><u>M.A 820/2023 in O.A 678/2023</u></p> <p>The State of Maharashtra & Ors ... Applicants (Ori Respondents 1 & 2)</p> <p style="text-align: center;">Vs.</p> <p>1. Smt Taramati S. Taji ... Respondent (Ori Applicant)</p> <p style="text-align: center;">And</p> <p>2. The Maharashtra State Board of Technical Education, Mumbai. .Formal Respondent (As being Res. No. 3 in O.A)</p> <p>1. Heard Smt K.S Gaikwad, learned advocate for the applicants (Ori Respondents No 1 & 2) and Shri K.S Jadhav, learned advocate for the Respondent (Ori Applicant).</p> <p>2. Learned P.O seeks additional four weeks' time as the proposal is moved before the Law & Judiciary Department on 22.12.2023.</p> <p>3. Respondents are granted time till 12.1.2024 to implement the order of this Tribunal and no further extension will be granted.</p> <p>4. Misc Application accordingly stands disposed of.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

Tribunal's orders

Date : 02.01.2024

O.A.No.271/2017

M.R. DeshmukhApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. C.T. Chandratre, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Pursuant to the order dated 12.12.2023, learned C.P.O. informs that the Respondent has issued order of appointment dated 01.01.2024 in favour of the Applicant.

3. We have gone through the prayers. Applicant has asked for the relief for his appointment to the vacant post of Peon from General Category. As the order appointment is issued the grievance prayed is redressed. Learned Counsel has submitted that the applicant has not prayed for notional pay fixation and seniority in this O.A., but has asked only for the appointment. He seeks liberty to move a separate application for notional pay fixation and seniority. Liberty granted.

3. In view of above, as nothing remains in O.A. O.A. has become infructuous and hence, stands disposed of.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 02.01.2024

O.A.No.325/2018 with O.A.No.13/2020

A.M. Jadhao & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent No.2 and Mr. C.T. Chandratre, learned Counsel for the Respondent No.3.

2. Mr. M.D. Lonkar and Mr. S.S. Dere, learned Counsel for the Applicants in O.A.No.325/2018 & O.A.No.13/2020 respectively were not present with the matter was called out.

3. Learned C.P.O. has submitted that last chance was given to the Respondent-State to file its reply in O.A.No.13/2020. Today the State is filing affidavit-in-reply on behalf of Joint Secretary who is well conversant with the issue. She has further submitted that affidavit-in-reply is already filed in O.A.No.325/2018.

4. Matter is already admitted. Kept for Final Hearing on 29.01.2024.

Sd/-

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

prk

Sd/-

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

**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
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Date: 02.01.2024

O.A. No.940 of 2023

Y.M. ShaikhApplicant
 Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Shri Sahil Pangire, learned Advocate holding for Smt. P. Walimbe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned Advocate for the Applicant has filed 'Affidavit-in-Rejoinder' on behalf of the Applicant. It is taken on record.
3. Learned P.O. states that the O.A. No.940/2023 be fixed for 'Final Hearing' with liberty to file 'Affidavit-in-Sur Rejoinder' on behalf the Respondent, if any. Time as prayed is granted to learned P.O.
4. S.O. to 17.01.2024.

Sd/-
 (Debashish Chakrabarty)
 Member (A)

NMN

**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: 02.01.2024</p> <p align="center">O.A. No.877 of 2023</p> <p>P.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the Applicant has subsequently filed O.A. No.1617/2023 and 'Interim Relief' was granted to the Applicant in O.A. No.1617/2023 and it is now been kept on 09.01.2024. Learned Advocate for the Applicant therefore states that this O.A. No.877/2023 be tagged alongwith O.A. No.1617/2023 and be kept on 09.01.2024.</p> <p>3. S.O. to 09.01.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</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: 02.01.2024</p> <p>O.A. No.717 of 2023 with O.A. No.718 of 2023</p> <p>U.L. Gadage & Ors., B.A. Pawar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that she has received 'Para-wise information' from 'Superintendent of Police, Palghar' and therefore seeks 'One Weeks' time to file 'Affidavit-in-Reply' on behalf of 'Superintendent of Police, Palghar'. Time as prayed is granted to learned P.O.</p> <p>3. S.O. to 09.01.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>