

**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: 02.03.2021

O.A. No.166 of 2019 with O.A. No.266 of 2018

N.W. Dandekar & Ors.

K.S. Kulkarni

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. has filed short Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.

3. S.O. to 10.03.2021.

Sd/-

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

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 : 02.03.2021</p> <p align="center">M.A. No.238 of 2020 in O.A.No.524 of 2020</p> <p>S. S. Sapkal & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This is an application for leave to sue jointly. 3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately. 4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid. 5. M.A.No.238/2020 is allowed. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 02.03.2021

O.A.No.524 of 2020

S. S. Sapkal & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 30.03.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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.
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. 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.
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.
8. S.O. to 30.03.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

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

Tribunal's orders

Date: 02.03.2021

O.A. No.686 of 2019 to O.A. No.690 of 2019 with
O.A. No.693 of 2019 with M.A. No.371 of 2019 with
O.A. No.695 of 2019 with M.A. No.373 of 2019 with
O.A. No.750 of 2019 with M.A. No.405 of 2019 with
O.A. No.752 of 2019 with M.A. No.406 of 2019 with
O.A. No.584 of 2019 with O.A. No.585 of 2019

S.U. Shinde

D.K. Sudrik

M.J. Palande

P.K. Kadekar

H.R. More

D.T. Desai

W.J. Godse

B.R. Londhe

A.P. Marathe

S.B. Malusare

M.M. Sakore

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.R. Joshi, learned Advocate holding for Shri V.V. Joshi, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1 in M.A. No.371 of 2019 in O.A. No.693 of 2019 and O.A. No.693 of 2019. It is taken on record.

3. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1 in M.A. No.373 of 2019 in O.A. No.695 of 2019 and O.A. No.695 of 2019. It is taken on record.

4. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1 in O.A. No.750 of 2019. It is taken on record.

5. S.O. to 06.04.2021.

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 02.03.2021</p> <p align="center">O.A. No.415 of 2020</p> <p>V.H. SonavaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. O.A. was filed for direction to Respondent No.2 to relieve from the post of P.S.I. so as to join the post of A.P.I. in pursuance of promotion order dated 30.08.2019.</p> <p>3. Today, learned P.O. has tendered copy of order dated 26.11.2020 passed by Director General of Police, whereby promotion of the Applicant itself is cancelled.</p> <p>4. As such, in view of subsequent development and order of cancellation of promotion order no cause of action survives for O.A.</p> <p>5. In view of above, O.A. is disposed of with no order as to costs.</p> <p>6. Applicant may avail legal remedy in view of cancellation of promotion order in accordance to law.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2021</p> <p align="center">O.A.No.366 of 2020</p> <p>R. V. SolankheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is lastly granted for filing reply.</p> <p>3. S.O. to 15.03.2021.</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 : 02.03.2021</p> <p align="right">O.A.No.604 of 2020</p> <p>A. C. KaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed reply. It is taken on record. 3. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder. 4. S.O. to 19.03.2021. <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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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2021</p> <p align="right">O.A.No.988 of 2019</p> <p>V. Y. MokashiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. R. Joshi holding for Shri V.V. Joshi, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder.</p> <p>3. S.O. to 23.03.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</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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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2021</p> <p align="center">M. A. No.277 of 2020 in O.A.No.612 of 2020</p> <p>S. B. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, 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. submits that the reply to M.A. will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. S.O. to 19.03.2021.</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 : 02.03.2021</p> <p>M. A. No.561 of 2019 in O.A.No.1018 of 2019</p> <p>G. F. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. R. Joshi holding for Shri V. V. Joshi, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Two weeks time is granted to learned P.O. to file reply in O.A. so that M.A. as well as O.A. can be heard and decide together since it pertains to grant of pension.</p> <p>3. S.O. to 23.03.2021.</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 : 02.03.2021</p> <p align="center">O.A.No.544 of 2019</p> <p>N. K. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Prashant Suryawanshi holding for Shri G. M. Savagave, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant seeks permission to withdraw the Original Application stating that subsequent of filing of O.A., the Applicant is again transferred and he is satisfied with that posting.</p> <p>3. Allowed to withdraw O.A.</p> <p>4. In view of above, Original Application is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2021</p> <p style="text-align: center;">O.A.No.159 of 2021</p> <p>H. P. KateApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. R. Joshi holding for Shri V. V. Joshi, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 06.04.2021. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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. 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. 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. 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. 8. S.O. to 06.04.2021. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.03.2021</p> <p align="center">M. A. No.650 of 2019 in O.A.No.1135 of 2019</p> <p align="center">With</p> <p align="center">M. A. No.682 of 2019 in O.A.No.1214 of 2019</p> <p>S. J. Kadam D. K. BendreApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. R. Joshi holding for Shri V. V. Joshi, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. for the Respondents, in both matters, two weeks time is granted for filing reply to Misc. Applications.</p> <p>3. S.O. to 23.03.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 02.03.2021

O.A.No. 389 of 2020

N. A. Lokhande

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. Learned P.O. sought time to file reply.
3. Perusal of matter reveals that the Applicant was relieved from Solapur on 15.07.2020 for absorption in Pune district but she was not allowed to join in Pune district for want of vacancy of SC category to which the Applicant belongs. Thus, for more than 7-8 months the Applicant is without posting. It further appears that she was relieved in view of her representation for inter district transfer in view of the order passed by S.D.O. Solapur on 13.07.2020.
4. In view of above, as interim arrangement if possible, the Applicant can be reposted in Solapur district on her original post till the availability of the post of her cadre in Pune district which is likely to fall vacant in general transfer of 2021.
5. Learned P.O. is, therefore, directed to take instructions from the Collector, Pune about possible vacancy in general transfer, 2021 and to apprise the Tribunal.
6. Learned Counsel for the Applicant is also directed to ask the Applicant as to whether she is willing to repost in Solapur as a interim arrangement till the general transfer of 2021 or till the decision of O.A. on merit.
7. S.O. to 09.03.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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: 02.03.2021</p> <p align="center">O.A. No.305 of 2018</p> <p>S.S. JattiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate holding for Shri J.N. Kamble, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A., Applicant has challenged punishment order dated 08.02.2016 whereby pension of Rs.1000/- per month for five years is deducted. The Applicant has challenged punishment by filing appeal before the Government on 10.03.2016.</p> <p>3. Today, during the course of hearing, learned Advocate for the Applicant has submitted that the appeal was heard in 2018, but the final order is not passed.</p> <p>4. In view of above, the O.A. needs to be disposed of with suitable direction, since appeal is not decided yet.</p> <p>5. O.A. is disposed of with directions to Respondent No.1 to decide appeal by passing final order therein within three months from today in accordance to law.</p> <p>6. If the Applicant felt aggrieved by the decision, he may avail further remedy in law. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</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
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Date: 02.03.2021

O.A. No.601 of 2020

U.P. UgaleApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.
3. S.O. to 22.03.2021.

Sd/-
(A.P. Kurhekar)
Member (J)

NMN

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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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 : 02.03.2021</p> <p style="text-align: center;">O.A.No.169 of 2021</p> <p>H. R. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri P. S. Bhavake, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents. 2. The Applicant has challenged the suspension order dated 22.02.2021 passed by the Government whereby he is suspended invoking Rule 4(1)(a) of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979 in contemplation of D.E. 3. Learned Counsel for the Applicant prayed for interim stay to the suspension order contending that as per the observation of the Hon'ble High Court Bench Aurangabad in order dated 16.12.2020 no negligence was found on the part of the Applicant. He further submits that only three months are left for retirement of the Applicant. Thus, according to him the Applicant is suspended without there being any enough ground to justify the suspension. 4. Per contra, learned P.O. submits that without making representation or appeal against the suspension order dated 22.02.2021, the Applicant cannot challenge the same by filing O.A. Learned P.O. further submits that in pursuance of the direction of the Hon'ble High Court bench Aurangabad inquiry was conducted by the Chief Judicial Magistrate, Aurangabad and enquiry report was submitted to the Hon'ble High Court. She, therefore, opposes interim stay to the order of suspension. <p style="text-align: right; margin-top: 20px;">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. It appears that there were complaints of corruption against the Applicant in the matter of parole and the Government by invoking Rule 4(1)(a) of Rules 1979 suspended the Applicant in contemplation of D.E. Thus, initiation of D.E. is not condition precedent for suspension and there could be suspension in contemplation of D.E.</p> <p>6. Needless to mention that adequacy of grounds of suspension normally cannot be the subject matter of judicial review. Perusal of impugned order dated 22.02.2021 <i>prima-facie</i> reveals that inmates of jail made complaints of corruption against the Applicant for grant of parole to them. Thus, in view of serious allegations, the Government proposed to initiate the D.E. and in contemplation of D.E. suspended the Applicant.</p> <p>7. In view of above, I am not inclined to grant interim relief.</p> <p>8. Issue notice before admission returnable on 30.03.2021.</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 30.03.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date: 02.03.2021</p> <p align="center">M.A. 01 of 2019 in O.A. No.02 of 2019 with M.A. 213 of 2019 in O.A. No.402 of 2019 with M.A. 236 of 2019 in O.A. No.433 of 2019 with M.A. 239 of 2019 in O.A. No.436 of 2019 with M.A. 469 of 2019 in O.A. No.859 of 2019 with M.A. 471 of 2019 in O.A. No.860 of 2019</p> <p>R.S. Bhagwat B.G. Jadhav B.R. Kalekar B.K. Kalekar S.A. Pawar & Ors R.P. BhagatApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.R. Joshi, learned Advocate holding for Shri V.V. Joshi, learned Advocate for the Applicant and Shri A.J. Chougule with Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The issue raised in M.A. and O.A. pertains to grant of pay scale in terms of G.R dated 29.09.2003 on the principal of 'equal work equal pay'. Indeed, Applicants are granted benefits of the said G.R. from 2008 to 2016 groupwise. However, Applicants claimed the benefits w.e.f. 29.09.2003.</p> <p>3. Indeed, the Tribunal has decided the same issue in O.As. 850 to 856/2015, decided on 03.11.2015. As such, on the ground of parity, the Applicants being similarly situated persons are entitled for the benefits.</p> <p>4. Today, learned P.O. on instructions from Shri Sudhakar V. Keeni, Desk Officer, Irrigation Department (Labour Establishment), Mantralaya, Mumbai submits that the issue is under consideration of the Government and it will take some time.</p>

Office Notes, Office Memoranda of Coram,
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5. It appears that the Government is considering the issue favorably, so as to grant benefits to near about 2632 employees.

6. In view of above, these matters can be disposed of with suitable direction.

7. O.As. and M.As. are disposed of with direction to Respondent No.1 to decide the issue of entitlement of the Applicants for the benefits in terms of G.R. dated 29.09.2003 (equal work equal pay) and shall inform the Applicants accordingly within six months from today.

8. If the Applicants felt aggrieved, they can take recourse of law.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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 <u>01.03.021</u>
	<p align="center"><u>O.A 708/2020</u></p> <p>Smt Sadhana Gulhane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Shriya Gune, learned advocate for the applicant and Shri A.J Chougule, learned, for the Respondents.</p> <p>2. Today during hearing learned Presenting Officer files affidavit in reply by Urmila Ashok Galande, Deputy Superintendent of Land Records, Maval, dated 22.2.2021 and copy of the same has been taken on record and given to learned advocate for the applicant.</p> <p>3. Learned Presenting Officer, on instructions from Urmila Ashok Galande, Deputy Superintendent of Land Records, Maval, submits that the Respondents are considering in allowing the applicant to join her duty.</p> <p>4. Learned counsel for the applicant seeks two weeks' time to file rejoinder. Meanwhile, the Respondents are at liberty to take action as deem fit as per provisions of law and inform about the same on the next date.</p> <p>5. S.O to 15.3.2021.</p> <p>Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="right">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
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02.03.2021

O.A 149/2021

Shri Ganapati A. Metakari ... Applicant

Vs.

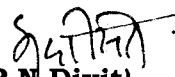
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.S Dere, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

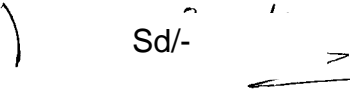
2. Learned P.O on instructions from Shri D.H Wagh, Under Secretary, M.P.S.C, submits that M.P.S.C is ready to relook the video shooting of the performance of shot-put by the applicant on 27.2.2020.

3. For the purpose of viewing the video of his performance, the applicant to remain present in the office of M.P.S.C before the Deputy Secretary at 11.00 am on 8.3.2021 so that viewing of the video can be done.

4. S.O to 9.3.2021.


(P.N. Dixit)
Vice-Chairman (A)

Akn


(Mridula Bhatkar, J.)
Chairperson

Sd/-

**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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02.03.2021

O.A 544/2018 & 513/2019

Shri V.B Shende [O.A 544/2018]
Shri S.V Rane [O.A 513/2019]... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. None for the applicants. Heard Ms Swati Manchekar, learned C.P.O for the Respondents 1 & 2 in O.A 544/2018 and for Respondents 1 to 3 in O.A 513/2019, Shri B.A Bandiwadekar, learned advocate for Respondent no. 3 in O.A 513/2019 and Shri K.R Jagdale, learned advocate for Respondent no. 4 in O.A 513/2019.

2. Respondent no. 4 in O. A 544/2018 appears personally and he prays that the matter be heard earlier as though he was selected, three years back, due to interim stay he could not join the service. However, the other candidate has joined the service because he has taken charge on the same day when the interim stay was granted.

3. In view submission of the Respondent no. 4 in O.A 544/2018, that interim stay is granted and the matter is pending since 2018, and it is matter of appointment, we are keeping this matter on day to day basis from 4.3.2021 at 2.30 pm. However, Mr Chandratre and Mr Panchal, learned advocate for the applicants both are not available and present and we make it clear that we will accommodate both the counsel on Thursday. We want them to remain present before the Court on 4.3.2021 at 2.30 pm.

4. S.O to 4.3.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (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 align="center"><u>O.A. No.829 of 2019 with O.A. No.346 of 2017</u></p> <p>A.B. Ghadge & Ors. (OA.829/19) B.B. Latpate & Ors. (OA.346/17) ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Mangal Bhandari with Shri M.M. Deshmukh, learned Advocates for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 4, Shri P.A. Kulkarni, learned Advocate for Respondents No.5 to 14 and holding for Shri A.S. Tilve, learned Advocate for Respondent No.15 in OA No.829/2019.</p> <p>2. Heard Shri P.A. Kulkarni, learned Advocate for Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 3 in OA No.346/2017.</p> <p>3. Ld. Advocate for the applicants in OA No.829 of 2019 seeks leave to amend the prayer clause. Leave granted. Amendment be carried out forthwith.</p> <p>4. Closed for orders.</p> <p align="center">Sd/- (P.N. Dixit) Vice-Chairman 2.3.2021</p> <p align="center">Sd/- (Mridula R. Bha'kar, J.) Chairperson 2.3.2021</p> <p>(sgi)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

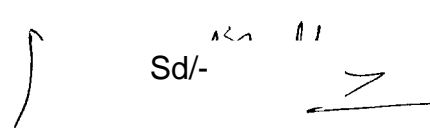
(Advocate)

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 style="text-align: center;"><u>O.A. No.30 of 2021</u></p> <p>Mohan P. Lalwani ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Applicant in person and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 8.4.2021.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (P.N. Dixit) Vice-Chairman 2.3.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-  (Mridula R. Bhatkar, J.) Chairperson 2.3.2021</p> </div> </div>

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

Tribunal's orders

O.A. No.21 of 2021

Sandip S. Mali & 5 Ors. ..Applicants
Vs.
The State of Maharashtra & 18 Ors. ..Respondents

Heard Shri Abhijit A. Desai, learned Counsel i/b Shri A.S. Pawar, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 to 6 and Shri S.S. Ghumare with Shri K.P. Rajput, learned Advocate for Respondents No.7, 8, 10, 12, 14 to 19.

2. Ld. Counsel for the applicants wants to argue on interim relief however, advertisement is of 2016-17 for the post of PSI and the results were declared on 8.3.2019. Ld. Counsel insists for interim relief relying on the judgment and order of the Hon'ble Supreme Court in the case of Jitendra Kumar Singh & Anr. Vs. State of Uttar Pradesh & Ors., (2010) 3 SCC 119 so also the judgment and order dated 20.12.2017 passed by the Hon'ble High Court, Bombay in W.P. No.11970 of 2017 Vinod D. Dhore & Anr. Vs. The Secretary, MPSC & Ors.

3. He points out clause 4.17 denying migration of the reserved category candidates vertically if at all they have taken the benefit of age, fees and other eligibility criteria is illegal. Ld. Counsel submits that effected candidates are going to be passed out and they would be getting the appointment orders and that will frustrate the rights of the applicants.

4. Ld. CPO seeks time to file affidavit in reply and also take instructions on this point. She submits that the results are declared on 8.3.2019. Hence, there is no urgency.

5. Learned Advocate for Respondents No.7, 8, 10, 12, 14 to 19 seeks time to file reply.

6. We are of the view that today hurriedly this matter cannot be decided as it involves the issue of migration of the reserved category candidates who have availed of all the benefits coming under the reservation. We keep the issue of interim relief open. However, we call upon the say from the State and MPSC for better assessment.

7. S.O. to 30.3.2021.

Sd/-

(P.N. Dixit)
Vice-Chairman
2.3.2021

(sgi)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
2.3.2021

**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>O.A. No.178 of 2020</u></p> <p>C.T. Chaudhari & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that she has received instructions and seeks time to file reply.</p> <p>3. S.O. to 9.3.2021.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(P.N. Dixit) Vice-Chairman 2.3.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- </p> <p>(Mridula R. Bhatkar, J.) Chairperson 2.3.2021</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

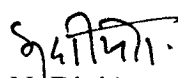

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.933 of 2018 with M.A. No.198 of 2020</u></p> <p>Lingappa N. Sargar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to withdraw the above OA No.933/2018 along with MA No.198 of 2020 in view of applicant's letter dated 26.2.2021. The said letter is taken on record and marked Exhibit '1' for identification.</p> <p>3. Leave granted. OA and MA are allowed to be withdrawn and disposed off as such.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  (P.N. Dixit) Vice-Chairman 2.3.2021 (sgj) </div> <div style="text-align: center;">  Sd/- ^{ns} _{ly} (Mridula R. Bhatkar, J.) Chairperson Sd/- </div> </div>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.165 of 2021

Jalindar K. Shinde ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The applicant an Assistant Sub Inspector, Wireless prays that the respondents be directed to incorporate the name of the applicant in the order dated 4.2.2021. Ld. Advocate for the applicant submits that applicant is going to retire on 31.5.2021.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 23.3.2021.

5. 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. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. 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.

Sd/-

(P.N. Dixit)
Vice-Chairman
2.3.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
2.3.2021

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.175 of 2021

Sachin R. Salve ..Applicant
 Vs.
 The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The applicant is directed to amend the prayer clause (b) and (c) as they are not in form of prayers but they are points which are already in pleadings. It is very wordy and they are to be precise. Amendment be carried out.

3. The applicant a Jailor, Grade-I at Yerawada Central Prison, Pune is challenging the order dated 7.1.2021 passed by respondent no.1 by which he is denied promotion to the post of Superintendent, District Prison, Class-II/Deputy Superintendent, Central Prison, Group B, however, promoting respondent no.3.

4. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

5. Issue notice before admission returnable on 30.3.2021.

6. 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. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

7. 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.

8. 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.

Sd/-

(P.N. Dixit)
 Vice-Chairman
 2.3.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)
 Chairperson
 2.3.2021

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.174 of 2021

Ramanand M. Kalaskar ..Applicant
 Vs.
 The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. The applicant an aspiring candidate for the post of Deputy Superintendent of Police/Assistant Commissioner of Police, Motor Transport, is challenging the letter/order dated 10.9.2020 and 8.10.2020 denying him promotion. Ld. Advocate for the applicant submits that though the applicant was selected but not appointed.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 23.3.2021.

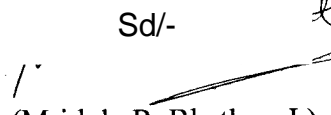
5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. 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.

Sd/-
 (P.N.[Dixit)
 Vice-Chairman
 2.3.2021

(sgj)

Sd/- 
 (Mridula R. Bhatkar, J.)
 Chairperson
 2.3.2021

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

Tribunal's orders

O.A. No.173 of 2021

Mayur Arun Tapase ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. The applicant an aspiring candidate for the post of Deputy Superintendent of Police/Assistant Commissioner of Police, Motor Transport, is challenging the letter/order dated 10.9.2020 and 8.10.2020 denying him promotion. Ld. Advocate for the applicant submits that though the applicant was selected but not appointed.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 23.3.2021.

5. 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. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. 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.

Sd/-

(P.N! Dixit)
Vice-Chairman
2.3.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
2.3.2021

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.353 of 2020 in O.A. No.792 of 2020

Shrikant M. Unhale ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.L. Dhone, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. This MA is for condoning the delay in filing the OA. Ld. PO files reply and the same is taken on record.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 12.3.2021.

5. 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 M.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. 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.

Sd/-

(P.N. Dixit)
Vice-Chairman
2.3.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
2.3.2021