

**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>02.03.2022</u></p> <p align="center"><u>O.A 95/2020</u></p> <p>Shri P.D Sakunde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O to 7.3.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.03.2022</u></p> <p><u>C.A 44/2019 in O.A 1134/2016 O.A 1068/2021</u></p> <p>Shri B.R Nalawade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O files short affidavit in reply dated 2.3.2022, and seeks three months' time to comply with the order of this Tribunal.</p> <p>3. Maximum time of three months is granted to the Respondents to comply with the order 9.8.2017 as the number of candidates is 119 and also in view of the order of the Hon'ble Supreme Court dated 12.1.2021.</p> <p>4. Contempt Application stands disposed of accordingly.</p> <p>5. O.A 1068/2021 to be de-tagged and to be placed on Board on 23.3.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p align="center">Akn</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 : 02.03.2022</p> <p align="center">O.A.No.681 of 2021</p> <p>S.K. KarjolApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. P.M. Tilak, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Mr. Aniket Ransule, learned Counsel for Respondent No.1.</p> <p>2. In this matter appointment of learned Counsel Mr. Aniket Ransule on behalf of Respondent No.1 is made. There is a question mark whether the learned C.P.O. should appear for the Chief Engineer, P.W.D. The learned Counsel Mr. Ransule relays on the Rules for the Conduct of the Legal Affairs of Government, 1984,</p> <p align="center">Rule 96</p> <p>(3) <i>It is not within the duties of the Law Officers to appear in the cases mentioned in sub-rule (1) or filed before the courts or tribunals mentioned in sub-rule (2) or before any Appellate Authority or Commissioner of Payments on behalf of the State or its officers. However, if the administrative departments concerned and the Government officers under their control desire to engage the services of the Law Officers in such cases they may do so for which neither the sanction of Government in the Law and Judiciary Department is necessary nor their fees and law charges are debitable to the grants at the disposal of that department. The administrative departments concerned or the Government officers under their control should settle the fees of the Law Officers to be engaged by them, in advance, which are payable to them direct by the administrative departments concerned, as soon as the case is decided. It is however, for the Law Officers to ask for an advance, either for fees or for expenses, if they accept brief in such cases. Once the fees and law charges are settled</i> P.T.O.</p>

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~~advance, the question of certifying reasonableness of fees payable to the Law Officers by the Remembrancer of Legal Affairs or the Joint Secretary or the Deputy Secretary to Government, Law and Judiciary Department at Nagpur or Aurangabad, as the case may be, does not arise.~~

3. In view of this the opinion of the Principal Secretary of Law and Judiciary is required on the following query :-

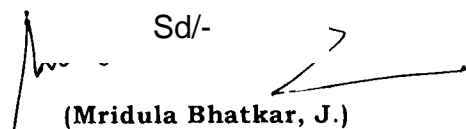
Whether the administrative Department of the Government of Maharashtra or Head of the Administrative Department are empowered to appoint the Counsel on their panel to argue the matter in Maharashtra Administrative Tribunal independently, than the P.O. from the office of C.P.O.

4. Adjourned to 08.03.2022.

Sd/-


(Medha Gadgil)
Member(A)

Sd/-


(Mridula Bhatkar, J.)
Chairperson

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	<p align="center"><u>O.A. No.1038 of 2021</u></p> <p>N.K. Dalvi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 27.4.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center"> Sd/- Sd/- </p> <p align="center"> (Medha Gadgil) (Mridula Bhatkar, J.) </p> <p align="center"> Member (A) Chairperson </p> <p align="center"> 2.3.2022 2.3.2022 </p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.1006 of 2021</u></p> <p>S.K. Salve ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Poushali Roychoudhary i/b. Talekar & Associates, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO files reply and the same is taken on record.</p> <p>3. Ld. Advocate for the applicant seeks time to file rejoinder and prays for hearing on interim relief on the next date.</p> <p>4. S.O. to 9.3.3022.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>M.A. No.407 of 2019 in O.A. No.753 of 2019</u></p> <p>B.V. Lamkhade & 5 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.H. Shedkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicants have filed this MA for condoning the delay of 9 months and 25 days in filing OA. They have challenged order dated 9.10.2017. So limitation starts from 8.10.2018 and the OA has been filed on 30.7.2019.</p> <p>3. Ld. Advocate for the applicants submits that applicants had earlier filed OA No.197 of 2013 which was allowed on 18.9.2014 and thereafter they had filed CA No.16 of 2019 in OA No.197 of 2013 which was withdrawn on 20.6.2019 with liberty to file afresh.</p> <p>4. Ld. CPO seeks time to file reply.</p> <p>5. S.O. to 17.3.2022 at 12.00 noon.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 2.3.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 2.3.2022</p>

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	<p align="center"><u>O.A. No.998 of 2021</u></p> <p>D.C. Girase ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Poushali Roychoudhary i/b. Talekar & Associates, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO files reply and the same is taken on record.</p> <p>3. Ld. Advocate for the applicant seeks time to file rejoinder and prays for hearing on interim relief on the next date.</p> <p>4. S.O. to 9.3.3022.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.976 of 2021</u></p> <p>R.B. Wadile ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.B. Solanke, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that reply of respondent no.3 will be filed during the course of the day.</p> <p>3. Ld. Advocate for the applicant submits that respondent no.2 is contesting party as the order is passed by respondent no.2.</p> <p>4. Ld. CPO wants time to take instructions whether respondent no.2 wants to file reply or not.</p> <p>5. S.O. to 23.3.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.847 of 2021</u></p> <p>R.V. Bhale & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandip Gaikwad holding for Shri Gunratan Sadavarte, 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 27.4.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.409 of 2021</u></p> <p>S.P. Pathak ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 12.4.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.352 of 2021</u></p> <p>B.R. Kadam ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Sweta Tripathi holding for Shri V.P. Sangvikar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Ld. Advocate for the applicant seeks time to file rejoinder.</p> <p>4. S.O. to 17.3.2022 by way of last chance. Thereafter the matter will be heard. Ld. Advocate to take note.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.340 of 2021</u></p> <p>Dr. M.K. Suryawanshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 12.4.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>C.A.55 of 2019 in O.As.805, 806 & 807 of 2016</u></p> <p>R.V. Dube & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that Commissioner, Women and Child Welfare Department has submitted proposal to the office of Director, Accounts and Treasury on 22.2.2022. Ld. PO seeks one week's time.</p> <p>3. S.O. to 9.3.2022.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) 2.3.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson 2.3.2022</p> </div> </div>

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	<p align="center"><u>M.A. No.591 of 2021 in O.A. No.1016 of 2021</u></p> <p>S.R. Kasar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Ashish S. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant has filed a Praecipe dated 2.3.2022 for speaking to minutes of the order dated 28.2.2022 passed in the above matter.</p> <p>3. Ld. Advocate for the applicant submits that in para 1 of the order dated 28.2.2022 the appearance is shown erroneously, which reads as under:</p> <p align="center"><i>"1. Heard Shri R.L. Kulkarni, learned Advocate for the applicant and Ms. Swati Manchekar, learned C.P.O. for the Respondents."</i></p> <p>4. It should be corrected as:</p> <p align="center"><i>"1. Heard Shri Ashish S. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents."</i></p> <p>5. The order be corrected accordingly. Speaking to minutes disposed off.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.360 of 2021</u></p> <p>Dr. D.R. Deore ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.B. Deore, learned Advocate for the Applicant 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 16.3.2022 by way of last chance.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.3.2022 2.3.2022</p> <p>(sgj)</p>

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	<p align="center">O.A.No.844 of 2021</p> <p>C. S. LokhandeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. Learned Counsel for the Applicant requested for one week time for filing M.A. 3. This O.A. is filed for direction to release gratuity and regular pension. The Applicant stands retired on 31.07.2017 and there seems to be no legal hurdle to release gratuity and regular pension. The provisional pension was released up to January, 2019 and thereafter it was stopped. 4. In Affidavit in Reply, it is stated that provisional pension is paid up to 30.09.2021. However, learned P.O. fairly concedes that the date as mentioned 30.09.2021 is incorrect and it should be 31.01.2019. Thus admittedly, the provisional pension is not paid from February, 2019. 5. In view of above, the Respondents are directed to pay provisional pension regularly and arrears should be paid within two weeks. 6. O.A. be listed after two weeks along with M.A. proposed to be filed for condonation of delay. 7. S.O. to 16.03.2022. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 02.03.2022</p> <p>O.A.No.712 of 2021</p> <p>S. S. Paithankar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...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. Today, learned P.O. has filed Sur-Rejoinder on behalf of the Respondents. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission with connected O.A.No.266/2021 tomorrow as Part-Heard.</p> <p>4. S.O. to 03.02.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 02.03.2022</p> <p>O.A.No.463 of 2021</p> <p>D. D. Sonune ...Applicant Versus The State of Maharashtra & Ors. ...Respondents:</p> <ol style="list-style-type: none"> 1. Heard Shri A V. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. In the present O.A., the Applicant has challenged communication dated 04.05.2021 issued by the Government stating that his appeal against the order of punishment dated 08.06.2016 is barred by limitation since it was filed after one year and six months, though it was required to be filed within 45 days. 3. The Applicant was subjected to punishment of reduction to lower scale for six months by order dated 08.06.2016 and by the same order, his period of suspension was also treated suspension as such for all purposes. 4. Thus, apparently the Appeal was not filed along with application for condonation of delay, and therefore, it came to be dismissed by the appellate authority. 5. Learned Counsel for the Applicant seeks permission to withdraw this O.A. with liberty to file fresh appeal along with application for condonation of delay. 6. Allowed to withdraw O.A. with liberty to file fresh appeal along with application for condonatin of delay and it shall be filed within two weeks from today. 7. If the Appeal along with application for condonation of delay is filed within two weeks, it be decided within three months from the date of receipt of proceedings in accordance to law. 8. No order as to costs. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 02.03.2022</p> <p align="center">M.A. No.81 of 2022 in O.A. No.1024 of 2021</p> <p>R.T. NiksheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Rane, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The perusal of O.A. reveals that the Applicant has challenged order dated 30.01.2013 seeking recovery of excess payment made to the Applicant from retiral benefits. The Applicant retired in 2013 and now challenging the order dated 30.01.2013.</p> <p>3. The Applicant has filed M.A. for condonation of delay stating that delay is of 64 days which is obviously totally wrong since delay is more than 9 years from the date of impugned communication.</p> <p>4. Learned Advocate for the Applicant at this stage sought permission to withdraw M.A. and to file correct M.A. with proper ^{pleading} heading and prayer about the period of delay.</p> <p>5. Allowed to withdraw M.A. with liberty to file fresh and proper M.A. within two weeks from today.</p> <p>6. If proper M.A. is filed within two weeks from today, matter be listed before the Tribunal for further orders and if not filed within stipulated period, O.A. will stand dismissed without reference to the Tribunal.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="right">[P.T.O.]</p> <p align="center">NMN</p>

**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: 02.03.2022</p> <p align="center">O.A. No.52 of 2022</p> <p>D.S. BandalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave Note.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. Today matter is for filing Affidavit on behalf of Additional Chief Secretary, Revenue and Forest Department.</p> <p>3. However, learned P.O. submits that he is busy in meeting and requested to keep the matter tomorrow for filing Affidavit.</p> <p>4. S.O. to 03.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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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 : 02.03.2022</p> <p style="text-align: center;">O.A.No.375 of 2020</p> <p>A. B. AnandkarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the very outset, learned Counsel for the applicant submits that in view of interim relief granted to the Applicant, he is continued at Regional Administrative Training Institute, Nashik and now will be completing near about three years period in ensuing General Transfers of 2022. He, therefore, submits that the Applicant shall be allowed to continue at Regional Administrative Training Institute, Nashik till General Transfers of 2022 and then he can be transferred / repatriated in original department i.e. Revenue and Forest Department which is parent department.</p> <p>3. Learned C.P.O. submits that he should make an application to that effect to Revenue & Forest Department for repatriation.</p> <p>4. In view of above, O.A. is disposed of with liberty to the Applicant to make representation for repatriation to his original department within two weeks from today and if such representation is made, it be decided in ensuing general transfers of 2022.</p> <p>5. If such application is made, interim relief to continue till general transfers of 2022. However, if no such application is made within two weeks from today, interim relief granted on 31.08.2020 will stand vacated.</p> <p>6. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">[P.T.O.]</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: 02.03.2022</p> <p align="center">O.A. No.819 of 2021</p> <p>V.R. KatkarApplicant Versus The State of Maharashtra & 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. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent. It is taken on record.</p> <p>3. S.O. to 14.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.341 of 2021</p> <p>S.B. RathodApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Short Affidavit on behalf of Respondent No.3 along with Show Cause Notice dated 28.02.2022 issued to the Applicant after completion of D.E. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 17.03.2022.</p> <p align="right">Sd/- WV (A.P. Kurhekar) Member (J)</p> <p>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: 02.03.2022</p> <p style="text-align: center;">O.A. No.194 of 2022</p> <p>S.A. ShindeApplicant 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. At the very outset it needs to be stated that this is second round of litigation claiming difference in arrears of retiral benefits in terms of 7th pay commission which is implemented w.e.f. 01.01.2016. Earlier the Applicant had filed O.A. No.279/2020 for direction to release Gratuity which was held on account of D.E. initiated after his retirement. He retired on 31.12.2017 from the post of Technical Officer. At the time of retirement there was no initiation of D.E. against him. After about 1 year from retirement the Applicant was served with the charge-sheet dated 05.10.2018 for certain irregularities in updating Data entries regarding deputation and maintenance of Ration Card. O.A was decided by order dated 07.06.2021 on merit and direction were given to release Gratuity within 2 months from the date of order, and further directions were given to complete D.E. within 4 months from the date of order without fail. As such, D.E. was to be completed on or before 07.10.2021. However, till date no final order is passed in D.E. Belatedly Respondents issued Show Cause Notice dated 27.01.2022 as to why punishment of deduction of 6% pension for one year should not be imposed. The Applicant has submitted his Reply on 04.02.2022.</p> <p>3. It is thus explicit that the direction given by the Tribunal for completion of D.E. within 4 months is not been complied with.</p> <p style="text-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>4. Thus apparently Respondents having no regard to the orders passed by the Tribunal and <i>prima-facie</i> he has committed contempt of the order. Hence, issue Show Cause Notice to the Respondents as to why proceeding for initiation of contempt proceeding should not be initiated against him.</p> <p>5. Insofar, as this O.A. is concerned indeed Respondent was under obligation to pay difference in view of implementation of 7th pay commission at their own.</p> <p>6. Learned P.O. is therefore directed to take instruction from the Respondent as to why the difference of retiral benefit in terms of 7th pay commission is not paid.</p> <p>7. S.O. to 10.03.2022.</p> <p>8. Steno Copy is granted.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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MUMBAI**

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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: 02.03.2022</p> <p align="center">O.A. No.35 of 2022</p> <p>B.S. DhembareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate along with Shri M.L. Dhone, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one day time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 03.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.19 of 2022</p> <p>P.D. KedarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 2. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant one week time is granted to file Rejoinder.</p> <p>4. S.O. to 09.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.18 of 2022</p> <p>V.K. BorhadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, 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 Affidavit-in-Reply.</p> <p>3. S.O. to 16.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>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: 02.03.2022</p> <p align="center">O.A. No.1071 of 2021</p> <p>S.P. ParsekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.V. Magam, 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 Affidavit-in-Reply.</p> <p>3. S.O. to 16.03.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.1021 of 2021</p> <p>M.D. BhamareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Today matter is for filing Affidavit-in-Rejoinder but the same is not filed. 3. Learned Advocate for the Applicant again requested for four weeks time to filing Rejoinder. 4. O.A. be kept hearing at the stage of admission with liberty to file Rejoinder in the mean time with copy to other side. 5. S.O. to 29.03.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.797 of 2021</p> <p>B.D. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not file. Hence, matter to proceed without Reply.</p> <p>3. O.A. be kept for Final Hearing.</p> <p>4. S.O. to 29.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 02.03.2022</p> <p style="text-align: center;">O.A. No.107 of 2022</p> <p>R.Y. PatelApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Snehal Vaidya, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged communication dated 03.06.2021 issued by Respondent No.3 – the Collector thereby treating suspension period from 27.12.1990 to 19.09.1991 as suspension period as such, except pension. The Applicant has also raised grievance for non receipt of family pension and other retiral benefits of deceased Government servant.</p> <p>3. Indeed, Insofar as family pension of other retiral benefits are concerned those benefits ought to have been released much earlier but seems to have been not paid due to verification of service book as seen from information collected by the Applicant under R.T.I.</p> <p>4. Issue notice before admission returnable on 16.03.2022.</p> <p>5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p>

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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.

9. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

10. S.O. to 16.03.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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: 02.03.2022</p> <p align="center">M.A. No.73 of 2022 in O.A. No.738 of 2018</p> <p>C.V. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate 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 to file Reply to M.A.</p> <p>3. S.O. to 16.03.2022.</p> <p align="right">^ Sd/- (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>Date: 02.03.2022</p> <p>M.A. No.99 of 2022 in O.A. No.164 of 2022</p> <p>D.R. KheratkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. This M.A. is filed for condonation of delay of 2 years and ½ month caused in filing O.A. Application is filed in respect of one impugned order dated 27.01.2017. 3. Issue notice before admission returnable on 30.03.2022. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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 Original Application. 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. 8. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 30.03.2022. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</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: 02.03.2022</p> <p align="center">O.A. No.154 of 2022 with O.A. No.155 of 2022 with O.A. No.156 of 2022</p> <p>T.R. Jadhav T.D. Bhoje A.N. ShirsathApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.F. Wasif, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer along with Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has not annexed necessary orders in O.A. despite office objections.</p> <p>3. 7 days time is granted to comply office objections. If, Office objections are removed within 7 days, O.A. be listed for admission. If, objections are not removed within 7 days, O.A. will stand dismissed for non compliance of Office objections without reference to the Tribunal.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 02.03.2022</p> <p align="center">O.A.No.894 of 2021</p> <p>V. D. Salok & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant submits that he has received the copy of Affidavit in Reply on behalf of the Respondents just now only and requested for one week time to file Rejoinder.</p> <p>3. This O.A. along with O.A.No.475/2019 be kept for final hearing and in the meantime, the Applicant is at liberty to file Rejoinder, if any.</p> <p>4. S.O. to 10.03.2022.</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 : 02.03.2022</p> <p align="center">O.A.No.112 of 2022</p> <p>R. G. Galande ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondent No.1 and Shri A. V. Bandiwadekar, learned Counsel for the Respondent No.2.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. Learned P.O. has also tendered additional Affidavit on behalf of Respondent No.1 (Sur-Rejoinder in Affidavit). It is taken on record.</p> <p>4. Learned Counsel for the Applicant submits that he needs to take instructions from the client about Sur-Rejoinder filed today by Respondent No.1 and requested for short time.</p> <p>5. S.O. to 07.03.2022.</p> <p>6. Interim relief to continue till next date.</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: 02.03.2022</p> <p align="center">O.A. No.794 of 2021</p> <p>D.F. Fernandes & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today O.A. is for filing Rejoinder but the same is not filed. Learned Advocate for the Applicant sought two weeks time to file Rejoinder.</p> <p>3. O.A. be kept for Final Hearing with liberty to the Applicant to file Affidavit-in-Rejoinder in the mean time with copy to other side.</p> <p>4. S.O. to 24.03.2022.</p> <p align="right"> ^ Sd/- v (A.P. Kurhekar) Member (J) </p> <p>NMN</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: 02.03.2022</p> <p align="center">O.A. No.590 of 2021</p> <p>P.B. KaleApplicant 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 Advocate for the Applicant submits that he is supplying copy of Rejoinder to learned P.O. today and will file affirmed Rejoinder in the Tribunal during the course of the day or within a week. Statement in accepted. It is taken on record.</p> <p>3. O.A. be kept for Final Hearing.</p> <p>4. S.O. to 24.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</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: 02.03.2022</p> <p align="center">M.A. No.102 of 2022 in O.A. No.716 of 2021</p> <p>V.D. GuravApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Patil, Power of Attorney holder for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for restoration of O.A. dismissed in default on 02.02.2022. M.A. is within limitation.</p> <p>3. Power of Attorney holder for the Applicant submits that due to personal difficulties and non availability of public transport he could not remain present on 02.02.2022, and therefore requested to restore O.A.</p> <p>4. In the interest of justice order of dismissal dated 02.02.2022 is recalled.</p> <p>5. M.A. is allowed with no order as to costs.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</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: 02.03.2022</p> <p align="center">O.A. No.716 of 2021</p> <p>V.D. GuravApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Patil, Power of Attorney holder for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was dismissed in default on 02.02.2022. However, it is resorted today in view of order passed in M.A. No.102/2022 today.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 25.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>