

**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>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 943/2023</u></p> <p>Shri H.B Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondent no. 1 & 2. Shri M.D Lonkar, states that he has got instructions to appear on behalf of Respondent no. 3 and he has filed Vakalatnama today and seeks time to file reply.,</p> <p>2. The applicant working as Senior Administrative Officer working in the office of Respondents no. 1 & 2 prays that the order dated 13.1.2023 be quashed and set aside qua Respondent no.3 and direct the Respondents no 1 & 2 to give additional charge of the post of Joint Director, Higher Education, Pune with all consequential service benefits. Learned counsel submits that the applicant is the senior most Senior Administrative Officer.</p> <p>3. Learned P.O on instructions from Shri Hemant Bhaviskar, Desk Officer, Higher Technical Education Department, submits that the Committee of 3 Members was constituted on the point of giving additional charge of the post of Joint Director, Higher Education, Pune. The meeting was held on 9 & 10.12.2022. The Committee called candidates for interview. Both the applicant and Respondent no. 3 were called for interview. The Committee considered the merit, ACR, whether any D.E. is pending and the remarks of the applicant and Respondent no. 3. Respondent no. 3 was found no. 1, in the merit. Accordingly, G.R dated 13.1.2023 was issued giving additional charge of the post of Joint Director, Higher Education to Respondent no. 3.</p> <p>4. Learned counsel Mr Lonkar submits that the additional charge was given to Respondent no. 3 initially on 14.7.2021 and further decision was taken to continue him on the said post by G.R dated 13.1.2023.</p> <p>5. Learned counsel for the applicant submits that the issue of handing over additional charge of the post of Joint Director, Higher Education is governed by G.R dated 5.9.2018. Learned counsel on instructions</p>

[P.T.O.]

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submits that no D.E is pending against the applicant. on the contrary D.E is pending against Respondent no. 3. Learned counsel submits that in view of sub clause (1) of clause 2 of G.R dated 5.9.2018, generally the additional charge is given to the senior most experienced officer and if at all such officer is not available and by superseding him, if charge is given to a junior officer, then reasons in writing are to be recorded in the noting. Learned counsel submits that no such noting is available and therefore the order is illegal and needs to be quashed and set aside.

6. Learned P.O at the outset submits that the impugned G.R dated 5.9.2018 is not applicable to the present facts of the case, but the latest G.R dated 3.11.2022 is applicable and the Government has taken decision by following the said G.R. Learned P.O seeks four weeks' time to file reply.

7. Time granted to file reply. However, copy of the reply is to be given to the other side two day in advance.

8. S.O to 30.8.2023. M

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

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	<p><u>02.08.2023</u></p> <p><u>O.A 719/2023</u></p> <p>R.K Salunke ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time.</p> <p>3. S.O to 18.8.2023. Interim relief to continue till then.</p> <p style="text-align: right;">Sd/- ✓ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>02.08.2023</u></p> <p align="center"><u>O.A 855 & 860/2023</u></p> <p>S.M Jadhav K.H Yadav ... Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the applicant is transferred from Yerwada to Chandrapur. Learned P.O further submitted that in these matters the Respondents have not followed the proper procedure and that the approval from the higher authority was not sought and therefore this Tribunal by order dated 19.7.2023 stayed the order of transfer dated 30.6.2023 and liberty was granted to follow the procedure. Thereafter, the applicants were allowed to continue at Yerwada on 20.7.2023. However, thereafter the approval of the Home Minister was taken and thereafter fresh order dated 21.7.2023 was issued. So now the order dated 21.7.2023 is required to be challenged by the applicants. Further the applicants are relieved. Thus, the order dated 30.6.2023 is not the subject matter of the present Original Applications.</p> <p>3. S.O to 4.8.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A 958/2023</u></p> <p>Dr. Smt Sarika V. Mahadeshwar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Applicant working as Associate Professor (Psychiatric Department) challenges the transfer order dated 13.7.2023 by which applicant is transferred from Grant Medical College, Mumbai to the post of Associate Professor, Psychiatric Department, Government Medical College, Nagpur.</p> <p>3. Learned counsel challenges the transfer order on following grounds:-</p> <p>(i) It is a mid-term transfer.</p> <p>(ii) The case of the applicant was not placed before the Civil Services Board and if at all it was placed before the Civil Services Board, they have failed to take into account her deputation period from 1.6.2021 to 4.6.2023, at Government Medical College, Alibaug.</p> <p>(iii) Nobody is posted in place of the applicant.</p> <p>(iv) Applicant was not due for transfer.</p> <p>4. Learned counsel relies on clause 7 of the G.R dated 11.2.2015 and also relies on the orders of this Tribunal dated 21.7.2023 in O.A 880/2023 and 25.7.2023 in O.A 881 & 882/2023.</p> <p>5. Learned P.O seeks time to take instructions in the matter.</p> <p>6. In view of the submissions and the orders dated 21.7.2023 in O.A 880/2023 and 25.7.2023 in O.A 881 & 882/2023, it appears that the applicant falls in the same category like the applicants therein.</p> <p>7. Learned counsel submits that the applicant is relieved on 14.7.2023.</p> <p>8. In view of the above, the impugned transfer order dated 13.7.2023 is stayed and the applicant be allowed to continue to work as was before the impugned order of transfer was passed by the Respondent.</p> <p>9. S.O to 4.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<u>02.08.2023</u>
	<u>M.A 483/203 in O.A 733/2023</u>
	S.A Patil ... Petitioner
	In the matter between
	Shri Vijakukar J. Mane ...Applicant
	Vs.
	The State of Maharashtra & Ors ... Respondents
	1. Heard Shri M.D Lonkar, learned counsel for the Petitioner in M.A 483/2023, Smt K.S Gaikwad, learned P.O for the Respondents and Smt Punam Mahajan, learned counsel for the applicant in O.A 733/2023.
	2. Learned counsel for the applicant seeks time.
	3. Time granted.
	4. S.O to 4.8.2023. Interim relief to continue.
	Sd/- (Mridula Bhatkar, J.) Chairperson
	Akn

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	<p style="text-align: center;"><u>02.08.2023</u></p> <p style="text-align: center;"><u>M.A 488/2023 in O.A 853/2023</u></p> <p>Dr Varsharani S. Patil-Wagh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Misc Application seeking amendment is allowed. Amendment to be carried out within one week and copy to be served on the other side.</p> <p>3. Learned P.O submits that affidavit in reply will be filed during the course of the day.</p> <p>4. O.A to be placed on 17.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<u>02.08.2023</u>
	<u>O.A 289/2023</u>
	<p style="text-align: right;">Shri Y.R Gayakwad ... Applicant</p> <p style="text-align: center;">Vs.</p> <p style="text-align: right;">The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 23.8.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>02.08.2023</u></p> <p align="center"><u>M.A 495/2023 in O.A 15/2023</u></p> <p>Smt Surekha K. Kuklare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Misc Application is filed to bring on record the NOC granted by Respondent no. 4. Amendment allowed. Amendment to be carried out and copy to be served on the other side.</p> <p>3. Learned counsel submits that as per the amendment which is allowed, there is a prayer clause (F) in the Schedule by which the applicant prays that Respondent no. 4 be directed to keep one post vacant in favour of the applicant at office of Commissioner of Police, Aurangabad, where she seeks the transfer on the ground that her husband is working as Police Constable at Aurangabad.</p> <p>4. Respondents are directed to keep one post of Police Constable vacant at the office of Commissioner of Police, Aurangabad.</p> <p>5. O.A to be placed on Board on 17.8.2023.</p> <p align="right">Sd/- / _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A 391/2023</u></p> <p>Shri N.D Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Gaikwad, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant seeks time to file rejoinder. Time granted.</p> <p>3. S.O to 18.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 531/2023</u></p> <p>Dr S.D Suryawanshi ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondent no. 1 and None present for Respondent no. 2.</p> <p>2. Perused the noting dated 25.8.2022 of the Public Health Department, wherein it shows that the applicant should be given the posting as Civil Surgeon, District Hospital, Yavatmal. So also perused the noting dated 15.9.2022. The issue of giving posting to the applicant as Civil Surgeon, District Hospital, Yavatmal was reconsidered and it is mentioned that one Dr S.A Sable was to be posted at District Hospital, Beed as he is at Sr. No. 281 in the seniority list. In the noting it is specifically mentioned that the applicant Dr Suryawanshi was not allowed to join the post of Civil Surgeon, District Hospital, Beed, on account of the telephonic order from the office of the Hon'ble Chief Minister. The same is reiterated in the noting dated 4.11.2022. Learned P.O submits on instructions that the Dr S.A Sable, is junior to the applicant in the seniority list.</p> <p>3. Thus, as the applicant is given posting vide order dated 26.6.2023, nothing remains in the Original Application and the same is accordingly disposed of.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A 946/2023</u></p> <p>Shri Yashwant H., Yadav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents. 2. Applicant Clerk-cum-Typist working in the office of the Assistant Directorate of Public Prosecution, Solapur prays that he is overdue for transfer and he can be transferred to a vacant post in Pune as per the options given by him. 3. Learned counsel submits that out of the preference of 10 choices, he has given preference to choice no. 6, i.e., Shivajinagar, Pune. Applicant is working at Solapur since 2016 and he is Ex-Servicemen and his son is suffering from Cancer and operated for Brain Tumor. So, he has preferential claim on the ground that he belonged to Ex-Servicemen and his son suffering from Cancer. Learned counsel further submitted that the applicant has made representation to the Respondents on 2.3.2023. 4. Learned P.O seeks time to take instructions in the matter. Respondents are directed to remain present with the file and answer to the query as to why the applicant's representation dated 2.3.2023 for transfer was not considered when he was overdue. 5. Issue notice before admission returnable on 11.8.2023. 6. 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. 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. 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. 9. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed." 10. S.O to 11.8.2023. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A 618 & 676/2023</u></p> <p>S.B Gone ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Admit. Interim relief to continue.</p> <p>3. Place for final hearing on 30.8.2023.</p> <p style="text-align: right;">/ / Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A 701/2023</u></p> <p>N.D Jodh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time.</p> <p>3. S.O to 18.8.2023. Interim relief to continue till then.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 702/2023</u></p> <p>M.B Chougule ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time.</p> <p>3. S.O to 23.8.2023. Interim relief to continue till then.</p> <p style="text-align: right;">Sd/- J (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 784/2023</u></p> <p>Shri R.T Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant, Shri A.J Chougule, learned P.O for the Respondent no. 1 and Shri H. Bali, learned counsel for Respondent no. 2.</p> <p>2. Learned counsel for Respondent no. 2 seeks time to file reply.</p> <p>3. S.O to 23.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 872/2023</u></p> <p>Shri A.A Pawar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that in the preference of choice posting given by the applicant, the choice posting at Sr. No. 1, which is Sangli-07 is still vacant. The applicant was earlier posted at Satara and he is now transferred to Dhule.</p> <p>3. Learned P.O seeks time to take instructions in the matter.</p> <p>4. S.O to 4.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p style="text-align: center;"><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 102/2023</u></p> <p>Dr P.R Dharmadhikari ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Gaikwad, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel submits that he wants to make amendment in respect of the transfer order by inserting the name of the private Respondent.</p> <p>3. Learned counsel for the applicant is directed to file proper application seeking amendment.</p> <p>4. S.O to 23.8.2023.</p> <p style="text-align: right;">Sd/- J' (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	<u>O.A 214/2023</u>
	<p style="text-align: center;">Tribunal's orders</p> <p>Shri P.B Bhoite ... Applicant Vs.</p>
	<p>The State of Maharashtra & Ors ... Respondents</p>
	<p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p>
	<p>2. Learned P.O submits that on 25.7.2023 the applicant has filed additional affidavit. Learned P.O submits that he wants to go through the same. Time granted.</p>
	<p>3. S.O to 18.8.2023.</p>
	<p style="text-align: right;">Sd/- /r (Mridula Bhatkar, J.) Chairperson</p>
	<p>Also</p>

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	<p><u>02.08.2023</u></p> <p align="center"><u>O.A 395/2023</u></p> <p>Dr Yogita Shah & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kranti L.C, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Respondents are directed to file reply. Interim relief to continue till next date.</p> <p>3. S.O to 23.8.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p><u>O.A Nos 183 & 184/2023</u></p> <p>Shri S.C Dhone Shri G.D Vishe ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.R Pitale, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Affidavit in reply is filed. Learned counsel for the applicant seeks time to file rejoinder.</p> <p>3. S.O to 22.8.2023.</p> <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>02.08.2023</u></p> <p><u>O.A 543 & 546/2023</u></p> <p>Dr V.N Wahul & Ors N.R Takey & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants, Ms Swati Manchekar, learned C.P.O for the Respondents and Shri Vivek Rane i/b Ashwin Kapadnis, learned counsel for Respondents no 6 & 8.</p> <p>2. Learned C.P.O states that reply will be filed during the course of the day.</p> <p>3. Learned counsel Mr Rane for Respondents no 6 & 8 seeks time to file reply.</p> <p>4. Learned counsel for the applicants seek time to file rejoinder.</p> <p>5. S.O to 18.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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DISTRICT

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p><u>O.A 499/2023</u></p> <p>Smt Vandana P. Gaikwad ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondent no. 1 and Shri S. Katkar, learned counsel for Respondent no. 2.</p> <p>2. Learned counsel for Respondent no. 2 seeks time to file reply.</p> <p>3. S.O to 23.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p><u>M.A 492/2023 in O.A 67/2021</u></p> <p>Smt Savita K. Titar (Datir) ... 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. In view of the order of the Hon'ble Bombay High Court, dated 24.7.2023 in W.P 8929/2023, directing the Tribunal to dispose of the matter expeditiously, the matter is adjourned and kept tomorrow.</p> <p>3. S.O to 3.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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..... Applicant/s

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..... 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>02.08.2023</u></p> <p align="center"><u>O.A 681/2023</u></p> <p>A.S Allewar ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kunal Tilak, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file reply by way of last chance. If reply is not filed, the matter will proceed without reply.</p> <p>5. S.O to 23.8.2023.</p> <p align="right">Sd/-</p> <p align="center">/</p> <p>(Medha Gadgil) Member (A)</p> <p align="right">Sd/-</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 6 49/2023</u></p> <p>Shri S.N Bade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants, Ms Swati Manchekar, learned C.P.O for the Respondent no. 1 and Ms Purva Pradhan i/b Shri D.B Khaire, learned counsel for Respondents no 2 & 3.</p> <p>2. As the pleadings are complete, we admit this matter.</p> <p>3. However, on the request of the learned counsel for the applicant, the matter is fixed on the point of interim relief on 8.8.2023 First on Board.</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

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.929 of 2016</u></p> <p>D.B. Ghanghaw ..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. Ld. Advocate for the applicant submits that applicant is seeking promotion to the post of Accounts Officer. However, he has been promoted to the said post on 18.5.2022 and he has joined the said post. Now, he wants to make a representation for the purpose of granting deemed date of promotion and for which he seeks six weeks time. He prays that the respondents be directed to take a decision on the said representation within a period of three months thereafter.</p> <p>3. In view of the above, if the applicant makes a representation for deemed date within six weeks, then the respondents are directed to decide the same within three months from the date of representation and communicate the decision to the applicant within one week thereafter. OA disposed off accordingly.</p> <p align="center">Sd/- (Medha G. Gidgil) Member (A) 2.8.2023 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 2.8.2023</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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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 style="text-align: center;"><u>M.A. No.489 of 2023 in O.A. No.735 of 2023</u></p> <p>Kishor V. Badave ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Our attention is drawn to the affidavit in reply dated 24.7.2023 filed by Ajit Sopanrao Deshmukh, Deputy Secretary, Revenue & Forest Department, Mantralaya, Mumbai. Ld. PO points out para 13 wherein it is mentioned that, "I say and submit that if sufficient numbers of vacancies are available in near future prior to the retirement of applicant he will be duly considered by the Departmental Promotion Committee and if found fit will be promoted accordingly and thereafter he will be considered for grant of deemed date of said promotion."</p> <p>3. In view of this statement of affiant, the Ld. Advocate for the applicant produces a chart of vacancies of Pune Division, which is taken on record and marked as Court Exhibit 'A' for identification. A copy of chart is given to Ld. PO.</p> <p>4. S.O. to 4.8.2023.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 2.8.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 2.8.2023</p> </div> </div>

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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 style="text-align: center;"><u>O.A. No.82 of 2023</u></p> <p>B.M. Makwana & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.V. Thorat, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 25.8.2023. interim relief to continue.</p> <p style="text-align: center;">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.8.2023 2.8.2023</p> <p>(sgj)</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

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DISTRICT

..... Applicant/s

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>02.08.2023</u>
	<u>O.A 945/2023</u>
	Shri Rajeev K. Bhosale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents
	1. Heard Smt Punam Mahajan, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.
	2. Applicant working as Assistant Commissioner, Social Welfare challenges the order dated 14.7.2023 thereby transferring the applicant from Pune to Gondia and he be allowed to continue to work on the same post or in the same office.
	3. Learned counsel submits that the applicant was due for transfer.
	4. Learned counsel challenges the transfer order on following grounds.
	(i) It is a mid-term transfer as the transfer order is passed on 14.7.2023 and not in the month of April and May, 2023.
	(ii) The applicant's son is studying in 12 th Standard.
	Learned counsel further submits that the applicant don't mind even going for mid-term transfer, however, prays that he be transferred not at Gondia, but near by post in Pune as his son is taking education in Pune.
	5. Learned P.O seeks one day's time to bring the file and submits that there are certain complaints against the applicant and there is special reason made out for his transfer.
	6. In view of the above, matter adjourned to 4.8.2023.
	Sd/- (Mridula Bhatkar, J.) Chairperson
	Akn

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p><u>O.A 914, 921, 922, 947 & 956/2023</u></p> <p>A.B Kerure D.B Kadge & Ors S.M Wazarkar B.U Patil D.N Mirajkar ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji i/b Shri S.S Dere, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Pursuant to the order of the Tribunal dated 1.8.2023, the learned P.O submits that the applicants are similarly situated like the applicants in O.A 898/2023 and they are covered under the order of the Tribunal dated 25.7.2023.</p> <p>3. Para 3 of the said order dated 25.7.2023 in O.A 898/2023 reads as under:</p> <p style="padding-left: 40px;">“Considering the facts, there shall be no recovery till next date.”</p> <p>4. Issue notice before admission returnable on 22.8.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed.”</p> <p>9. S.O to 22.8.2023.</p> <p style="text-align: right;">Sd/- J (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate))

versus

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	02.08.2023
	<u>O.A 929/2023</u>
	<p style="text-align: center;">Shri S.S Gharat ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Gaikwad holding for Shri U.V Bhosle, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant has challenged the order dated 11.7.2023 issued by Respondent no. 3, rejecting request of the applicant to consider him for grant of Old Pension Scheme as per M.C.S (Pension) Rules, 1982.</p> <p>3. Issue notice before admission returnable on 20.8.2023.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>7. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed."</p> <p>8. S.O to 30.8.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">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 style="text-align: center;"><u>O.A. No.668 of 2023</u></p> <p>Dr. P.P. Kende ..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> <ol style="list-style-type: none">2. Ld. Advocate for the applicant files rejoinder.3. Admit.4. S.O. to 23.8.2023 for final hearing. <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.8.2023</p> <p>(sgj)</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 style="text-align: center;"><u>O.A. No.1234 of 2022</u></p> <p>L.M. Gaikwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Mrs. Sandhya M. Borude, Ld. Advocate files Vakalatnama on behalf of respondent no.4 and seeks time to file reply.</p> <p>3. S.O. to 28.8.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.8.2023</p> <p>(sgj)</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 style="text-align: center;"><u>O.A. No.320 of 2023</u></p> <p>S.M. Jagdale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none">2. Ld. Advocate for the applicant files rejoinder.3. Admit.4. S.O. to 28.8.2023 for final hearing. <p style="text-align: right;">Sd/- (Medhā Gadgil) Member (A) 2.8.2023</p> <p>(sg)</p>

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	<p align="center"><u>M.A. No.480 of 2023 in O.A. No.535 of 2023</u></p> <p>Surekha M. Vyahare @ Surekha wd/o Shivaji Lahakar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.L. Adhe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This MA is filed praying for recalling the order dated 12.7.2023 passed by this Tribunal dismissing the OA in default and also praying for restoration of OA.</p> <p>3. Ld. Advocate for the applicant submits that he could not notice the order dated 30.6.2023 passed by this Tribunal issuing notice to the respondents. Moreover when the matter was fixed on 12.7.2023 the Ld. Advocate failed to appear because of personal difficulties. Therefore, he prays that order dated 12.7.2023 be recalled and OA be restored to file.</p> <p>4. For the aforesaid reasons the order dated 12.7.2023 is recalled and OA is restored to file.</p> <p>5. OA is adjourned to 30.8.2023.</p> <p>6. MA disposed off accordingly.</p> <p align="right">Sd/- (Medhā Gadgil) Member (A) 2.8.2023</p> <p>(sgj)</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 style="text-align: center;"><u>O.A. No.1237 of 2022</u></p> <p>K.V. More & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kunal Tilak holding for Smt. Punam Mahajan, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply.</p> <p>3. Admit.</p> <p>4. S.O. to 23.8.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 2.8.2023</p> <p>(sgj)</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 937/2023</u></p> <p>Shri Kiran M. Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant challenges the seniority list dated 1.1.2023 passed by Respondent no. 3.</p> <p>3. Issue notice before admission returnable on 30.8.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed."</p> <p>9. S.O to 30.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 932/2023</u></p> <p>Dr Bharti P. Chavan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant prays that the Respondents be directed to give benefit of extension of service pursuant to the Notification dated 23.2.2022 till 31.5.2024 and he be allowed to discharge duties till 31.5.2024 or 60 years which is earlier pursuant to the notification dated 23.2.2022.</p> <p>3. Issue notice before admission returnable on 22.8.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed."</p> <p>9. S.O to 22.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p><u>O.A 837 & 857/2023</u></p> <p>Shri A.S Waghmode & Ors Shri M.N Hakim & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants pray that this Tribunal be pleased to quash and set aside the order dated 18.5.2023 and further be pleased to direct the Respondents to consider the applicants for promotion to the post of Awal Karkoon on the basis of their date of appointment in the cadre of Revenue Assistant with all consequential service benefits.</p> <p>3. Learned C.P.O seeks time to file reply.</p> <p>4. S.O to 23.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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.1036 of 2018</u></p> <p>Snehal V. Sawant ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The above matter is shown adjourned on board today and next date of 13.9.2023 is given. Mentioned and taken on board.</p> <p>3. Ld. Advocate for the applicant submits that she has instructions to withdraw the above OA and therefore she seeks leave to withdraw the above OA.</p> <p>4. Leave granted. OA is allowed to be withdrawn and disposed off as such.</p> <p style="text-align: center;">Sd/- / Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 2.8.2023 2.8.2023 (sgl)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 795/2023</u></p> <p>Dr Vijay V. Waghmode & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicants challenged condition no. 4.13 of G.R dated 7.8.2012 by which the applicants sent on deputation for P.G courses are not entitled for Non Practicing Allowance.</p> <p>3. Learned counsel submitted that the said clause No. 4.13 of G.R dated 7.8.2012 was challenged before the M.A.T, Aurangabad Bench and by order dated 1.3.2023 in O.A 1/2015, Dr Balaji G. Phalke & Ors Vs. The State of Maharashtra & Ors, the Respondents are directed to pay Non Practicing Allowance to the applicants therein.</p> <p>4. Issue notice before admission returnable on 6.9.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed."</p> <p>9. S.O to 6.9.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>Medha Gadgil Member (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>02.08.2023</u></p> <p><u>M.A 434/2023 in O.A 795/2023</u></p> <p>Dr Vijay V. Waghmode & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) <small>Akn</small></p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p>

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	<p>02.08.2023</p> <p><u>C.A 51/2023 in O.A 1219/2022</u></p> <p>Shri S.B Vadar ... 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. Learned P.O seeks time to file reply stating specifically the number of vacant posts so that the applicant's case can be considered for promotion.</p> <p>3. S.O to 18.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 799/2023</u></p> <p>Shri R.S Londhe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O on instructions from Shri Nilesh Jadhav, Assistant Desk Officer, produces copy of letter dated 1.8.2023 and submits that the order is partly complied with.</p> <p>3. Learned P.O seeks time to file reply. Time granted.</p> <p>4. S.O to 23.8.2023</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p><u>02.08.2023</u></p> <p><u>M.A 93/2023 in O.A 691/2021</u></p> <p>Dr S.B Chavan & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 23.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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(Presenting Officer.....)

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	<p><u>02.08.2023</u></p> <p><u>M.A 303/2023 in O.A 491/2021</u></p> <p>Dr S.V Sambhare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Purva Pradha, holding for Shri D.B Khaire, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the candidates junior the applicant are getting promoted and hence the applicant seeks some protection and if all juniors are promoted, that promotion should be subject to the outcome of the Original Application.</p> <p>3. The submissions of learned counsel is accepted and accordingly we direct that if the persons junior to the applicant is promoted, the same will be subject to the outcome of the Original Application and it should be mentioned in the order of promotion of the concerned person.</p> <p>4. S.O to 23.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.08.2023</u></p> <p><u>M.A 335/2023 in O.A 379/2021</u></p> <p>Madhuri N. Gujar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri D.V Sutar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply of the Tahsildar, Sangli and the same is taken on record.</p> <p>3. Pursuant to the order dated 19.7.2023, information called for by the Tribunal is not submitted by the Collector, Sangli. Therefore, the Collector, Sangli is directed to file affidavit in reply clarifying therein whether the order dated 10.3.2017 passed in O.A 749/2015 is applicable as the applicant is similarly situated.</p> <p>4. S.O to 18.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.08.2023</u></p> <p><u>M.A 406/2023 in O.A 133/2023</u></p> <p>Shri Dhiraj S. Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard XYZ appearing in person and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant in person is directed to file the second set of the Original Application as the matter is tried before the Division Bench.</p> <p>3. The Respondents are directed to file affidavit in reply by way of last chance.</p> <p>4. S.O to 23.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.08.2023</u></p> <p><u>C.A 43/2023 in O.A 32/2023 with M.A 364/2023 in O.A 619/2023</u></p> <p>A.D Nargude & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadkar, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondents in C.A 43/2023 in O.A 32/2023 and Smt Punam Mahajan, learned counsel for the Respondent (Ori Applicant) in M.A 364/2023 in O.A 619/2023.</p> <p>2. Adjourned to 9.8.2023. Interim relief, if any to continue till next date.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 843/2019</u></p> <p>Shri A.V Patil & Ors ... Applicants 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. This matter is of the year 2019. The record shows that on number of times the matter was adjourned. The Respondents have not filed affidavit in reply. On 10.3.2023 last chance was given to the Respondents to file reply. Matter was adjourned to 17.3.2023. No reply was filed on that day. It was again adjourned to 12.4.2023, then to 7.6.2023 and it is today on the Board.</p> <p>3. As no affidavit in reply is filed by the Respondents till date, matter to proceed without reply.</p> <p>4. Admit. Place for final hearing on 22.8.2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

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	<p><u>02.08.2023</u></p> <p style="text-align: center;"><u>O.A 159/2023</u></p> <p>Dr A.K Jagtap ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Pursuant to para 2 of the order dated 5.6.2023 the Respondents are directed to file reply. Last chance is given to the Respondents to file reply.</p> <p>3. S.O to 23.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p>

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	<p>Date: 02.08.2023</p> <p align="center">O.A. No.497 of 2017</p> <p>G.D. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. The perusal of record reveals that after long time matter is listed for Final Hearing and the Applicant and his Counsel are not aware of the listing of the matter. Therefore in the interest of justice, adjourned to give one opportunity. S.O. to 09.08.2023. <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 02.08.2023</p> <p align="center">O.A. No.139 of 2022</p> <p>Dr. S.D. KaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents, Shri R. Shirke, learned Advocate holding for Shri A.J. Kandarkar, learned Advocate for the Respondent No.6 and Shri U.P. Warunjikar, learned Advocate for the Respondent No.7</p> <p>2. Respondent No.5 – Dr. Krishna N. Kadam is present. She sought time to engage another Advocate in place of Advocate Shri A.V. Bandiwadekar.</p> <p>3. Shri A.V. Bandiwadekar, learned Advocate is present and has no objection in engaging another Advocate in his place.</p> <p>4. Two weeks time is granted to engage another Advocate and to take further necessary steps for hearing of the matter.</p> <p>5. S.O. to 06.09.2023.</p> <p align="center">Sd/- (Debashish Chakraborty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 02.08.2023</p> <p align="center">O.A. No.430 of 2022</p> <p>R.L. PhulmaliApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Shri A.J. Chougule, learned Presenting Officer holding for Smt. Archana B.K., learned Presenting Officer for the Respondents. Today matter is for filing Rejoinder by the Applicant but not filed. Learned P.O. submits that Government by order dated 13.07.2023 passed final order in D.E. imposing punishment of deduction of 12% Pension per month permanently. In O.A. the Applicant has challenged initiation of D.E. itself which now seems to be culminated into final order. Today, since the Applicant and his Counsel are absent, Adjourned for hearing and on the point of maintainability in view of subsequent punishment order. S.O. to 29.08.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p> <p align="right">[PTO.]</p>

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	<p>Date: 02.08.2023</p> <p align="center">C.A. No.53 of 2023 in O.A. No.472 of 2021</p> <p>P.B. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has tendered Affidavit-in-Reply to the Show Cause Notice issued by the Tribunal to Contemnor No.1. It is taken on record.</p> <p>3. Since Court time is over, adjourned for hearing.</p> <p>4. S.O. to 08.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 02.08.2023</p> <p>O.A. No.165 of 2017</p> <p>S.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt Punam Mahajan, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for the Applicant Nos.1 to 3.</p> <p>2. This O.A. is filed for promotion as well as Deemed Date of Promotion to the post of District Superintendent of Jail (Group 'B' post). During the pendency of O.A. the Applicant is promoted by order dated 22.12.2020 to the post of Superintendent District Prison (Group 'B' Gazette). Thus the grievance of promotion is redressed and what remains is the claim for Deemed Date of Promotion.</p> <p>3. Since, main grievance of promotion is already redressed, it would be appropriate to dispose of O.A. with liberty to to the Applicant to make representation to the Respondent for grant of Deemed Date of Promotion and it is only after decision in representation if Applicant felt aggrieved he can redress the grievance in accordance to law.</p> <p>4. In view of above, O.A. is disposed of with no order as to costs.</p> <p>5. The Applicant shall make representation to the Respondent No.3 for Deemed Date of Promotion within a month from today and Respondent No.3 shall decide the same in accordance to law within a month from the date of receipt of the representation and decision as the case may be shall be communicated to the Applicant. If the Applicant felt aggrieved by the decision he may avail further legal remedy permissible in law.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (A.P. Kurhekar)</p> <p style="text-align: center;">Member (A) Member (J)</p> <p>NMN</p>

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	<p>Date: 02.08.2023</p> <p align="center">O.A. No.25 of 2017</p> <p>S.N. KhadeApplicant 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. Learned Advocate for the Applicant sought time to collect information about employees who are to be implemented in the O.A. as Respondents.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted.</p> <p>4. S.O. to 22.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 02.08.2023</p> <p align="center">C.A. No.08 of 2023 in O.A. No.287 of 2020 with C.A. No.09 of 2023 in O.A. No.194 of 2021</p> <p>Dr. P.N. Kakade Dr. A.S. BendreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri N.Y. Ukey, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. These two Contempt Applications are filed for disobedience of the order dated 15.06.2022 passed by the Tribunal in O.A. No.194/2021 & 287/2020, operative order passed in O.A is as under:-</p> <p align="center"><u>"ORDER</u></p> <p>(A) Both these Original Applications are allowed.</p> <p>(B) Impugned order dated 18.05.2020 in O.A. No.287/2020 is also quashed and set aside.</p> <p>(C) Impugned orders dated 07.10.2020 and 08.01.2021 in O.A. No.194/2021 are quashed and set aside.</p> <p>(D) Respondents are directed to examine Applicants' cases for entitlement to 2nd Time Bound Promotion in accordance to Rules and if found entitled, it be granted.</p> <p>(E) Respondents are further directed to release retiral benefits of the Applicants by fixing their pensionable pay as on the date of retirement and monetary benefits accordingly be paid.</p> <p>(F) The aforesaid exercise be carried out and monetary retiral benefits be paid within two months from today.</p> <p>(G) No order as to costs."</p> <p>3. During the pendency of Contempt proceeding, Contemnor have complied direction given in Clause 'E' of the operative order and retiral benefits are granted considering their pensionable pay.</p> <p align="right">[P.T.O.]</p>

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directions and Registrar's orders

Tribunal's orders

4. ~~Now, what remains is the non-compliance of~~ Clause 'D' of the operative order whereby Respondents were directed to examine the Applicants cases for their entitlement for 2nd Time Bound Promotion in accordance to Rules and if found entitled, it was to be granted.
5. Shri Ukey, learned Advocate for the Applicant in reference to Para 18 of the order passed by Tribunal sought to contend that the Applicants are entitled for the 2nd benefit of the Time Bound Promotion Scheme but Respondents declined to grant the same by order dated 24.07.2023 and thereby committed Contempt of the order of the Tribunal.
6. Whereas, learned C.P.O. submits that the Respondents have examined the Applicants claim and came to the conclusion that they are not entitled to the 2nd benefit and accordingly passed order dated 24.07.2023. She therefore prayed to drop Contempt proceeding.
7. As stated above, by Clause 'D' of operative order all that Tribunal directed the Respondent to examine the Applicants cases for entitlement of 2nd Time Bound Promotion benefit in accordance to Rules. As such, the Tribunal has not granted benefit of 2nd Time Bound Promotion and it was directed to be considered on its own merit. It is in this context, Respondent considered the Applicants claim for 2nd Time Bound Promotion and passed the order dated 24.07.2023. Whether the conclusion of the Respondents as reflected in 24.07.2023 is correct or otherwise could be subject matter of fresh O.A. and it cannot be agitated in contempt proceeding. It is only in a case where there is specific order of the Tribunal granting relief and then it is rejected, in that event only there could be question of inviting Contempt. However, in the present case it was left to the Respondents to examine the case and consider the same. This being so, the Applicants if aggrieved by order dated 24.07.2023 they are at liberty to challenge the same independently.
8. In view of above, both the Contempt proceedings are disposed of with no order as to costs.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

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MUMBAI**

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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: 02.08.2023</p> <p align="center">C.A. No.64 of 2023 in O.A. No.623 of 2023</p> <p>Dr. V.N. Dekate & OrsApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.A. Desai, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Contemnor No.1 – Shri Milind J. Mhaiskar, Additional Chief Secretary, Contemnor No.2 – Dheeraj Kumar, Commissioner Health Services, Contemnor No.6 – Dr. Swapnil Lale, Director of Health Services are present. Today matter is for hearing on the point of framing charge against Contemnor Nos.1, 2 & 6.</p> <p>3. When the matter is taken up for hearing and heard for some time, learned C.P.O. sought one week time to implement the interim order passed by the Tribunal on 01.06.2023 in O.A. No.623 of 2023. Learned C.P.O. submits that the Applicants will be reinstated in service.</p> <p>4. In view of specific commitment made by learned C.P.O. on instruction from Contemnor Nos.1, 2 & 6, there is no need to keep the Contempt proceeding pending. Hence, C.A. is disposed of with no order as to costs.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 02.08.2023</p> <p align="center">C.A. No.32 of 2023 in O.A. No.496 of 2020</p> <p>A.B. Baviskar & Ors.Applicant 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. In response to the Show Cause Notice to the Contemnor issued in terms of order dated 19.07.2023. Today learned P.O. has tendered Reply of both the Contemnors. It is taken on record. Contemnor Nos.1 & 2 are present in person.</p> <p>3. Learned P.O. submits that in view of the order passed by the Tribunal, after rejection of review, Contemnor has forwarded proposal dated 03.05.2023 to Government since it requires Government approval in this behalf. Thus, now Respondents / Contemnors seems to have initiated steps though belatedly. Contemnors are required to pursue the matter with the Government.</p> <p>4. In view of above, two weeks time is granted to seek the appropriate orders from the Government. Hearing of Contempt is therefore adjourned for two weeks.</p> <p>5. S.O. 17.08.2023.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 02.08.2023</p> <p>C.A. No.63 of 2023 in O.A. No.794 of 2021</p> <p>D.F. Fernandes & Ors.Applicant 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 Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed Reply of Contemnor Shri Milind J. Mhaskar - Additional Chief Secretary who is transferred in place of Contemnor No.4 - Dr. Navin Sona. In Affidavit-in-Reply, Contemnor Shri Milind J. Mhaskar submits that the file is forwarded to L&JD and it raised certain queries and again it is resubmitted to L&JD on 04.07.2023 and it is pending therein. Contemnor tendered unconditional apology for the delay. 3. Since, Contemnor has initiated process for compliance of the order through belatedly. We are inclined to grant two weeks time for the compliance. 4. S.O. to. 21.08.2023. <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">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: 02.08.2023</p> <p align="center">O.A. No.942 of 2022</p> <p>M.G. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. None for the Caveat.</p> <p>2. Shri K.R. Jagdale, learned Advocate for the Applicant has pointed out that Affidavit-in-Reply is filed by Respondent No.2 – Divisional Commissioner and no separate Reply is filed on behalf of Respondent No.1 though necessary.</p> <p>3. In view of above, Respondent No.1 seems does not want to file separate Affidavit-in-Reply.</p> <p>4. O.A. to proceed without Affidavit-in-Reply of Respondent No.1.</p> <p>5. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>6. S.O. to 22.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 02.08.2023</p> <p align="center">O.A. No.692 of 2022</p> <p>S.R. Mohite & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Junior Advocate, holding for Shri N.A. Agashe, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Since pleading is complete, Admitted for Final Hearing.</p> <p>4. S.O. to 23.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 02.08.2023</p> <p align="center">O.A. No.760 of 2017</p> <p>S.R. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned CPO has tendered Affidavit-in-Reply of Respondent Nos.1 to 3. It is taken on record.</p> <p>3. Since pleading is complete, Admitted for Final Hearing with liberty to file Rejoinder by next date.</p> <p>4. S.O. to 23.08.2023.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

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	<p>Date: 02.08.2023</p> <p align="center">C.A. No.77 of 2023 in O.A. No.299 of 2022</p> <p>R.B. PawarApplicant 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. This Contempt Application is filed for willful disobedience for the order passed by the Tribunal on 28.07.2022 whereby directions were given to the Contemnor to take review of Suspension from the date of the order.</p> <p>3. Learned Advocate for the Applicant submits that no such decision is taken. He has further pointed out that before filing of Contempt proceeding notices were issued to the Contemnor by post and thereafter filed this Contempt Application.</p> <p>4. Thus <i>prima-facie</i> there is Contempt of the order passed by the Tribunal on 28.07.2022.</p> <p>5. Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal on 28.07.2022 should not be initiated against him as per Contempt of Court Act, 1971.</p> <p>6. S.O. to 17.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

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	<p>Date: 02.08.2023</p> <p align="center">C.A. No.61 of 2023 in O.A. No.561 of 2021 with O.A. No.899 of 2022</p> <p>K.A. SalunkeApplicant 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. submits that Reply to the Show Cause Notice issued to the Contemnor will be filed during the course of the day or latest by tomorrow. She further submits that Contemnor is taking further action for the compliance of the order passed by the Tribunal by giving post to the Applicant at Niphad.</p> <p>3. In view of above, one week time is granted to the Contemnor for compliance of the order of the Tribunal.</p> <p>4. S.O. to 10.08.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>