

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

Tribunal's orders

**Date : 03.07.2023**

**O.A.No.748/2023**

A.V. Badhe .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 10.07.2023.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

8. Adjourned to 10.07.2023. To be placed under the caption 'For Urgent Admission'. To be tagged along with O.A.No.747/2023.

Sd/-

Sd/-

(Medha Gadgil  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

prk

**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><b>Date : 03.07.2023</b></p> <p><b>O.A.No.748/2023</b></p> <p>A.V. Badhe .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to 10.07.2023. To be placed under the caption 'For Urgent Admission'. To be tagged along with O.A.No.747/2023.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil Member (A)) (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 Date : 03.07.2023
	<p align="center"><b>O.A.No.764/2023</b></p> <p>G.N. Badadare .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that the Applicant is due for transfer and his date of retirement is 31.03.2024. Applicant working as Chief Administrative Officer (CAO), Medical Education, B.J. Medical College, Pune is transferred to Grant Medical College, Mumbai as (CAO) by order dated 30.06.2023. Learned Advocate has submitted that as on today the post of CAO in Pune is vacant. She states that in fact, the applicant was due for transfer in the year 2020. However, at the relevant time due to policy decision taken by the Government on account of pandemic COVID-19 the transfers did not take place. However, the Applicant was due for transfer in the year 2021 and thereafter in the year 2022 also. But the Respondent-State did not issue orders of transfer of the Applicant. Learned Advocate relies on Section 5(1)(a) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred as 'ROTA 2005' for brevity).</p> <p>3. Learned Advocate has submitted that the Applicant is relieved by order dated 01.07.2023 which is non-working Saturday and the said order was sent to the Applicant on whatsapp on 03.07.2023 i.e. after the notices were served on 03.07.2023 at 2 p.m. Applicant is shown as relieved.</p> <p>4. Learned P.O. produces the minutes of the meeting of Civil Services Board (CSB) which was held on 19.05.2023.</p>

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

5. Perused the minutes of the meeting of CSB held on 19.05.2023. Before the name of the Applicant it is shown that the Applicant has completed 5 years and 9 months as CAO of Medical Education, B.J. Medical College, Pune and the post of CAO at Grant Medical College, Mumbai is required to be filled up and therefore he is transferred. Further Section 5(1)(a) of the ROTA 2005 provides protection against the order of transfer where the employee who is due for transfer after completion of tenure at a station of posting or post has less than one year for retirement. It appears that the above provision is not considered by CSB.

6. Under such circumstances, this is to be verified by the Respondent-State and till next date the post of Chief Administrative Officer is not to be filled up. Respondents are directed to maintain status quo till next date.

7. Adjourned to 05.07.2023.

Sd/-

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

prk



**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>M.A. No.391 of 2023 in O.A. No.1258 of 2022</u></p> <p>S.D. Walunj &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. By this MA the applicants prays for interim relief by way of directions to the respondents to continue them in service without break and keep 4 posts vacant.</p> <p>3. Ld. Advocate for the applicants seeks leave to amend the MA.</p> <p>4. Leave granted. Amendment be carried out and amended copy be served on all the respondents.</p> <p>5. S.O. to 6.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.137 of 2023</u></p> <p>S.T. Ghusar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for revocation of suspension order dated 4.10.2022.</p> <p>3. S.O. to 13.7.2023. Part heard.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.390 of 2022</u></p> <p>M.K. Waghela &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents No.1 to 4 and Shri U.V. Bhosle, learned Advocate for Respondent No.5.</p> <p>2. Applicants and their Advocate are absent even after issuing notice.</p> <p>3. Ld. Advocate for the applicants was absent on 18.4.2023, 4.5.2023 &amp; 15.6.2023.</p> <p>4. S.O. to 17.7.2023 under caption 'For Dismissal'.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.641 of 2023</u></p> <p>Shivaji S. Rawle ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Shri Ramesh Jagtap, Under Secretary, Revenue &amp; Forest Department, Mantralaya, Mumbai is present in the Court.</p> <p>3. Ld. Advocate for the applicant submits that final notice has been issued on 28.6.2023 and the applicant has submitted his reply on 3.7.2023. He tenders copy of both and the same are taken on record. Ld. Advocate submits that applicant is a senior citizen and 75 years old.</p> <p>4. Ld. PO tenders affidavit dated 30.6.2023 filed by Sanjay Raghunath Bankar, Joint Secretary, Revenue &amp; Forest Department, Mantralaya, Mumbai.</p> <p>5. In view of the above the respondents are directed to pass final order within three months from today and decision regarding pension of the applicant as per rules should be taken within one months thereafter. All contentions of the applicant are kept open. With these directions the OA is disposed off.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.352 of 2023</u></p> <p>N.A. Katti &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 14.7.2023 by way of last chance, failing which matter will be proceeded without reply.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.139 of 2023</u></p> <p>R.S. Mane ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 17.7.2023 by way of last chance, failing which matter will be proceeded without reply.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.879 of 2022</u></p> <p>N.S. Naik ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 24.7.2023 for final hearing.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>







**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A.No.236 of 2023 in O.A. No.158 of 2022</u></p> <p>S.B. Kobalkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Supriya Rathod, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 19.7.2023 by way of last chance, failing which the matter will be proceeded without reply.</p> <p>4. S.O. to 19.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>R.A. No.2 of 2023 in O.A. No.356 of 2022</u></p> <p>R.S. Kore, through LRs. Smt. S.R. Kore &amp; Anr. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that this is a Review Application in which review is sought of the order dated 23.12.2022 passed by Shri A.P. Kurhekar, Hon'ble Member (J) of this Tribunal in the above OA. Ld. Advocate therefore submits that the review application may be placed before the same Bench.</p> <p>3. Hence, Registry is directed to place the above review application before the appropriate Bench.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 03.07.2023
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**O.A.No.733/2023**

V.J. Mane .....Applicant

Vs.

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

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. has submitted that the post at Tirhe, Solapur is still vacant. She states that today it is not possible for the Respondents to remain present because of Pandharpur Wari.

3. The State is directed to specify that why the post at Tirhe is not filled up, otherwise why the Applicant cannot be accommodated on the said post.

4. Adjourned to 10.07.2023.

Sd/-

\_\_\_\_\_  
/ (Mridula Bhatkar, J.)  
Chairperson

prk

# 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><b>Date : 03.07.2023</b></p> <p><b>O.A.No.452/2022</b></p> <p>D.A Jadhav &amp; Ors .....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned CPO submits that Respondent no. 2, Director General of Police, needs one weeks' time to file reply.</p> <p>3. S.O to 10.7.2023. Interim relief to continue till then.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>agr</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.465 of 2021 in O.A. No.214 of 2020</u></p> <p>S.K. Khomane ..Applicant Vs. The State of Maharashtra &amp; 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. MA is filed for interim relief that applicant is to be promoted to the post of Tahsildar from the post of Naib Tahsildar as he has already undergone the minor punishment of stoppage of increment for a period of one year without effecting the future increments. Ld. Advocate submits that his promotion is withheld in the year 2020 for the first time and his punishment is over on 1.7.2021. Ld. Advocate submits that disciplinary authority has passed order on 29.8.2019 and stoppage of one increment was effected on 1.7.2020 and the period was over on 1.7.2021, as mentioned in the MA. However, Ld. Advocate submits that according to him now the period of punishment came to an end on 1.7.2020 when the one increment was stopped.</p> <p>3. Ld. CPO submits that it was stoppage of one increment for a period of one year. So period will get over on 1.7.2021 as mentioned in para 1 of the OA.</p> <p>4. Ld. Advocate for the applicant refers to clause 4.4 of the Departmental Enquiry Manual i.e. about withholding increment which can be imposed either without effecting future increments or with permanent effect on future increments.</p> <p>5. S.O. to 12.7.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 3.7.2023 (sgj)</p> <p align="center">Sd/- <i>M Bhatkar</i> (Mridula Bhatkar, J.) Chairperson 3.7.2023</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><b>Date : 03.07.2023</b></p> <p style="text-align: center;"><b><u>OA 269/2020</u></b></p> <p>T.D Ghuge .....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Applicant Shri T.D Ghuge present in person. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. O.A 269/2020 is not on board. Today this matter is shown on the board with its next day as on 07/09/2023. The Applicants submit application dated 03/07/2023 along with the signature of 20 Applicants which is marked as 'X' and 'X-1' stating that they want to change their counsel Mr. Gunaratan Sadavarte and Smt. Jayshree Patil, as their Sanad is suspended for 2 years. The applicants in the meanwhile may appoint another counsel.</p> <p>3. Learned CPO submits that the Respondents will file affidavit in reply as directed by order dated 07.06.2023.</p> <p>4. S.O to 7.9.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>agr</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.....)

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
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**Date : 03.07.2023**

**O.A.No.327/2016**

M.M Kathe & Ors .....Applicants  
Vs.

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

1. Heard Mr. M.D Lonkar, learned Advocate for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O seeks time to file reply.

3. Learned Counsel for the applicants submit that pursuant to order dated 16.09.2021, Respondent No.2, was supposed to issue the notice of present O.A on the Website, i.e, www.mahapolice.govt.in and similarly the Applicants are required to give notice to 493 Private Respondents whose address ought to be furnished to Applicants by DG office, Respondent 2.

4. Learned PO is directed to inform the DG office to furnish the names & addresses of the proposed Respondents, i.e, 436 persons to the applicants and also send email to Mr. Lonkar, the learned counsel for the applicants.

5. S.O to 11.7.2023.

Sd/-

(Medha Gadgil  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.724 of 2023</u></p> <p>Vithal B. Maind ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri L.S. Dhas, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that earlier the applicant had filed OA No.903 of 2023 in the Aurangabad Bench of this Tribunal. However, for want of territorial jurisdiction it was allowed to be withdrawn and disposed off by order dated 8.6.2023 with liberty to approach appropriate forum. Ld. Advocate submits that OA is pertaining to Maharashtra State Police Constable Recruitment Process, 2021. He challenges selection of Respondents No.5 &amp; 6 on the ground of filing double applications. Respondents No.5 &amp; 6 are to be served.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 17.7.2023. The respondents are directed to file reply.</p> <p>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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>

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
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**Tribunal's orders**

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8. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the Original/Misc. Application shall be placed on board before the concerned Benches under the caption "**For Dismissal**" and thereafter on the subsequent date the Original/Misc. Applications shall stand dismissed.

Sd/-

(Medha Gadgil)  
Member (A)  
3.7.2023

(sgl)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
3.7.2023



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

Tribunal's orders

**Date : 03.07.2023**

**C.A.No.45/2019 in O.A.No.651/2018**

R.V. Somane .....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. In view that the matter is challenged before the Hon'ble High Court and the same is pending, C.A. adjourned to 04.09.2023.

Sd/-

(Medha Gadgil  
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.07.2023</b></p> <p><b>C.A.No.41/2021 in O.A.No.1052/2016 with M.A.No.700/2019 in R.A.No.23/2019 in O.A.No.1052/2016 with R.A.No.23/2019 in O.A.No.1052/2016</b></p> <p>V.S. Lad .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view that the matter is challenged before the Hon'ble High Court and the same is pending, C.A. adjourned to 18.09.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 03.07.2023

C.A.No.4/2020 in O.A.No.1119/2015

Dr. B.M. Lad .....Applicant

Vs.

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

1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. In view that the matter is challenged before the Hon'ble High Court and the same is pending. C.A. adjourned to 18.09.2023.

Sd/-

(Medhā Gadgil  
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.07.2023</b></p> <p><b>O.A.No.751/2023</b></p> <p>I.V. Basle .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate holding for Mr. S. Sakhare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate states that the applicant who has applied for the post of Assistant Director Town Planning pursuant to advertisement dated 20.01.2022 has been held ineligible for applying on the ground of not possessing adequate qualification. He has already appeared for the examination and cleared the written examination. The recommendation list is published on 02.06.2023. Applicant's name does not appear in the said recommendation list. Learned Advocate seeks Interim relief. Learned Advocate does not possess the address and email of the Private Respondents No.3 and 4. M.P.S.C. is directed to serve the same to learned Advocate by tomorrow.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 10.07.2023.</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 is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>9. Adjourned to 06.07.2023. To be placed under the caption 'For Urgent Admission'.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;"><b>(Medha Gadgil</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p style="text-align: left;">prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 03.07.2023**

**O.A.No.736/2023**

D.S. Nalawade .....Applicant

Vs.

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

1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 24.07.2023.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

8. Adjourned to 24.07.2023.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.07.2023</b></p> <p><b>O.A.No.746/2023</b></p> <p>J.U. Jadav .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 24.07.2023.</li> <li>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.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>6. 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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</li> <li>8. Adjourned to 24.07.2023.</li> </ol> <p style="text-align: right;">Sd/- (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><b>Date : 03.07.2023</b></p> <p><b>O.A.No.749/2023</b></p> <p>M.B. Lohar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Mr. Ganesh Masurkar, learned Advocate holding for Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 07.08.2023.</li> <li>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.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>6. 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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</li> <li>8. Adjourned to 07.08.2023.</li> </ol> <p style="text-align: right;">Sd/- /rv <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.07.2023</b></p> <p><b>O.A.No.722/2023</b></p> <p>P.T. More .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S. Upasani, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate prays for permission for amendment in prayer clause.</p> <p>3. Permission granted. Amendment to be carried out forthwith. Amended copy to be served upon the concern.</p> <p>4. Applicant retired on 30.09.2022 from the post of Office Superintendent, Group-B, (Non-Gazetted), Class-II, challenges the order dated 12.09.2022. Applicant further challenges order dated 18.04.2023 and 09.05.2023 issued by the Respondents No.1 and 3.</p> <p>5. Learned Advocate has submitted that apart from merit the case of the Applicant is covered by the judgment of Hon'ble Supreme Court in the case of <b>State of Punjab &amp; ORs. Versus Rafiq Masih (White Washer) reported in (2015) 4 SCC 334.</b> Learned Advocate has submitted that the Applicant retired as Class-II, but the recovery shown is about Salary he earned as Class-III.</p> <p>6. Learned P.O. has opposed the O.A.. However he has fairly agreed that the case of the Applicant is covered by the ratio laid down in the case of <b>Rafiq Masih (supra)</b> as pointed out by the learned Advocate for the Applicant. Learned P.O. seeks time to file reply.</p> <p>7. Time granted. The three orders as prayed in the O.A. are hereby stayed till further orders.</p> <p>8. Adjourned to 24.07.2023.</p> <p style="text-align: right;">Sd/- (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><b>Date : 03.07.2023</b></p> <p><b>O.A.No.755/2023 with M.A.No.427/2023</b></p> <p>N.G. Kabade .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Applicant in person and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. M.A.No.427/2023 is filed seeking condonation of delay of 11 months and 28 days in filing the O.A. as the cause of action took place in July, 2019. However, in view of the judgment dated 08.03.2021 passed by the Hon'ble Supreme Court in Suo Motu Writ Petition (Civil) No.3 of 2020 wherein the period of pandemic is excluded from the total period, now the delay is of 11 months and 28 days</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 07.08.2023.</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 is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>9. Adjourned to 07.08.2023.</p> <p style="text-align: right;">Sd/- / v <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.672 of 2023</u></p> <p>C.M. Kharatmal ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that this matter may be placed before the Hon'ble Chairperson on 5.7.2023.</p> <p>3. Registry is directed to place this matter before the Hon'ble Chairperson on 5.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 3.7.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 03.07.2023</p> <p align="center">O.A. No.59 of 2017</p> <p>Y.A. Desai .....Applicant Versus The State of Maharashtra &amp; 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 learned P.O. has filed Additional short Affidavit as directed by the Tribunal in order dated 20.06.2023. It is taken on record.</p> <p>3. Adjourned for Final Hearing.</p> <p>4. S.O. to 06.07.2023.</p> <p align="center">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</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.....)

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
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**Date : 03.07.2023**

**O.A.No.697/2023**

Dr. R.R. Tryambake .....Applicant

Vs.

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

1. Heard Mr. Ganesh Masurkar, learned Advocate holding for Mr. P.B. Patil, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. At the request of learned Advocate Mr. P.B. Patil adjourned to 05.07.2023. To be placed under the caption 'For Urgent Admission'.

Sd/-

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

prk

# 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;"><b>Date : 03.07.2023</b></p> <p style="text-align: center;"><b>M.A.No.422/2023 in O.A.No.817/2022 with M.A.No.423/2023 in O.A.No.1050/2022 (At Nagpur)</b></p> <p>State of Maharashtra &amp; Ors. .....Applicant (Org. Respd.)</p> <p style="text-align: center;">Vs.</p> <p>A.D. Jakate &amp; Ors. ....Respondents. (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Presenting Officer for the Applicant (Org. Respondents), Mr. Rahul Shivalkar, learned Advocate for the Applicant in M.A.No.422/2023 in O.A.No.817/2022 and Mr. Sumanta Deopujari, learned Advocate for the Applicant in O.A.No.1050/2022</p> <p>2. The two M.As are filed by the State of Maharashtra under Section 25 of the Administrative Tribunals Act for transfer of O.A.No.817/2022 and O.A.No.1050/2022 filed at Nagpur Bench to the Principal Bench at Mumbai. In both the O.A.s the Division Bench at Nagpur by order dated 22.08.2022 has directed the Respondent-State to maintain status quo in respect of G.R. dated 03.06.2022.</p> <p>3. Learned C.P.O. Ms. Manchekar has submitted that in both the O.As the G.R. pertains to grant of Academic Performance Index (API) for the purpose of CAS or API/ BPAS benefits status quo is directed to be maintained in respect of the said G.R. dated 03.06.2022. Learned C.P.O. Ms. Manchekar has submitted that these O.A.s are to be heard by the Division Bench as there is challenge to G.R. However, at present no Division Bench is available at Nagpur Bench, hence, the matters are to be transferred to Mumbai. Learned C.P.O. has submitted that there is urgency in these O.As. as besides the Applicants there are many eligible Government teachers who are retiring without getting the benefit of CAS or API/ BPAS at appropriate time.</p>

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

**Tribunal's orders**

4. Learned Advocates for the Respondents has submitted that they oppose these M.A.s to transfer the O.As from Nagpur Bench to Principal Bench at Mumbai mainly on the ground that it is not possible for the applicants to engage Counsel at Mumbai as it is expensive and also it is difficult to commute from Nagpur to Mumbai on each date. The creation of three benches in the State of Maharashtra is considering the interest and requirement and so also convenience of the litigants at the respective territory.

5. In these O.As the objection raised is on the ground of territorial jurisdiction mainly on the point of convenience of the litigants i.e. public at large who is a center of entire judicial system. It is true that from 30.03.2023 the Division Bench is not available in Nagpur. For forming the Division Bench as per Administrative Tribunals Act, one Judicial Member and one Administrative Member is required. Two Judicial Members or two Administrative members cannot form Division Bench under the law. Hence, other Division Bench at present cannot be constituted at Nagpur Bench unless Administrative Member is appointed by the Government for the Nagpur Bench.

6. As a Chairperson I note that the process of appointment of Administrative Member is already initiated from the Hon'ble High Court and it is now pending before the Government. Under such circumstances, if at all these two matters are allowed to be transferred then there will be flood of the matters which are required to be transferred from Nagpur Bench to Principal Bench on the ground of parity and equality. Hence, no relief can be given to the Government.

7. In view of the above, M.A.No.422/2023 and M.A.No.423/2023 stand rejected.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	<p align="center"><u>O.A. No.799 of 2021</u></p> <p>U.R. Shinde &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 &amp; 2 and Shri Shantanu Raktate, learned Advocate for Respondents No.3 to 8.</p> <p>2. We have taken a special drive to decide the matters of the year 2016 along with very urgent matters and Hon'ble High Court expedited time bound matters. Hence, this matter is fixed on 10.8.2023.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/- (Medha Gadgil) Member (A) 3.7.2023</td> <td align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 3.7.2023</td> </tr> </table> </p> <p>(sgj)</p>	Sd/- (Medha Gadgil) Member (A) 3.7.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 3.7.2023
Sd/- (Medha Gadgil) Member (A) 3.7.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 3.7.2023		

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

Tribunal's orders

O.A. No.707 of 2023

Dr. Ajay O. Dahad ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The full form of AYUSH is Ayurveda, Yoga, Naturopathy, Unani, Siddha & Homeopathy.

3. Ld. CPO produces letter dated 31.3.2023 sent by the Respondent-State to the MPSC by way of reply to their letter dated 13.3.2023. The same is taken on record.

4. We make it clear that under the law there should be some rules of recruitment in the government job. In the present case there are rules regarding recruitment in Directorate of Ayurved of 1975 but there are no rules for recruitment in Directorate of AYUSH. On perusal of GR dated 1.11.2012 we find that it is only a change of nomenclature of Directorate of Ayurved to Directorate of AYUSH. But this is not sufficient to say that Rules of 1975 which are recruitment of Directorate of Ayurved are modified or substituted by rules of recruitment of Directorate of AYUSH. To frame the rules is an entirely the exercise within the jurisdiction of the Legislation under Article 309 of the Constitution of India.

5. Under such circumstances we called upon the Ld. CPO to show the present rules of recruitment of Directorate of AYUSH. However, Ld. CPO informs that Medical Education & Drugs Department is in the process of preparing draft recruitment rules. Under such circumstances the relief claimed by the applicant to challenge the advertisement dated 10.5.2023 is required to be redressed. However, there is no reply.

6. Ld. CPO submits that Government is to be given time to file reply. We are of the view there cannot be any other reply than this. However, we give them one weeks time to put it in writing.

7. S.O. to 10.7.2023.

Sd/-  
(Medha/Gadgrl)  
Member (A)  
3.7.2023

Sd/-  
(Mridula Bhatkar, J.)  
Chairperson  
3.7.2023

(sgj)



**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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date : 03.07.2023 Tribunal's orders O.A.No.742/2023</p>
	<p>K.C. Swami &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate prays for amendment in prayer clause A.</p> <p>3. Permission granted. Amendment be carried out forthwith. Amended copy to be served upon the concern.</p> <p>4. Applicants are Assistant Police Inspector aspiring to be appointed in Special Protection Unit (SPU) pursuant to publication of recommendation list dated 02.02.2023.</p> <p>5. Learned Advocate has submitted that he has served all the Respondents. Copy of affidavit of service is placed on record.</p> <p>6. Adjourned to 04.07.2023. To be placed under the caption 'For Urgent Admission'. To be tagged along with O.A.No.754/2023.</p>

Sd/-

(Medha Gadgil  
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b> <b>Date : 03.07.2023</b>
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**M.A.No.424/2023 in O.A.No.742/2023**

K.C. Swami & Ors. ....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. This is an application for leave to sue jointly.

3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.

4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.

5. M.A. is allowed.

Sd/-

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

prk

Sd/-

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 03.07.2023
	<p style="text-align: center;"><b>M.A.No.426/2023 in O.A.No.754/2023</b></p> <p>K.S. Deshmukh &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 Date : 03.07.2023
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**O.A.No.754/2023**

K.S. Deshmukh & Ors. ....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Adjourned to 04.07.2023. To be placed under the caption 'For Urgent Admission'. To be tagged along with O.A.No.742/2023.

Sd/-

Sd/-

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.07.2023</b></p> <p><b>O.A.No.737/2023</b></p> <p>B.B. Gaikwad .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant challenges order dated 25.04.2023 passed by the Respondent No.1, the Additional Commissioner of Police, South Region Division placing him on supernumerary post for the period of 11 months temporarily on the post of Assistant Sub Inspector and he demands consequential benefits and also prays that his case is to be considered for promotion to the post of PSI.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 17.07.2023.</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 <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>9. Adjourned to 17.07.2023. To be placed under the caption 'For Urgent Admission'.</p>
	<p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p>
	<p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.937 of 2016</u></p> <p>R.K. Pawar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Sarang Gundajwar holding for Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant is present and he states that the matter may be kept back. The matter cannot be kept back however it is adjourned tomorrow at 10.30 a.m.</p> <p>3. In this case the applicant challenges order dated 20.5.1988 of removing him from service on the basis of DE which was never conducted and so also challenging order dated 7.8.2009 passed by Desk Officer, Home Department. Applicant relies on the judgment of the Hon'ble Supreme Court in <b>A.V. Papayya Sastry &amp; Ors. Vs. Government of A.P. &amp; Ors. (2007) 4 SCC 221.</b></p> <p>4. Ld. PO submits that in this matter the DE which is subject matter of challenge was concluded on 20.5.1988 and punishment of removal from service was awarded to the applicant. That order was challenged before the appellate authority and the appeal was dismissed on 7.8.2009.</p> <p>5. Ld. Advocate for the applicant submits that OA No.19 of 2013 with MA No.253 of 2013 was filed by the applicant which was dismissed on 7.1.2014 on the ground of delay.</p> <p>6. S.O. to 4.7.2023.</p> <p align="center">Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 3.7.2023 3.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders								
	<p align="center"><u>O.A. No.96 of 2023</u></p> <p>Dr. Neetin P. Mahajan ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO today produces minutes of the meeting of Civil Services Board dated 1.9.2022 wherein the issue of promotion and transfer of the applicant from Mumbai to Baramati was considered. It appears that in para 6 sub clause (i) to (iv) each and every grievance of the applicant or points raised is considered in the minutes of the meeting. The same are taken on record.</p> <p>3. S.O. to 5.7.2023 to enable the Ld. Advocate for the applicant to make submissions on law point and also facts.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/-</td> <td align="center">Sd/-</td> </tr> <tr> <td align="center">(Medha Gadgil)</td> <td align="center">(Mridula Bhatkar, J.)</td> </tr> <tr> <td align="center">Member (A)</td> <td align="center">Chairperson</td> </tr> <tr> <td align="center">3.7.2023</td> <td align="center">3.7.2023</td> </tr> </table> </p> <p>(sgj)</p>	Sd/-	Sd/-	(Medha Gadgil)	(Mridula Bhatkar, J.)	Member (A)	Chairperson	3.7.2023	3.7.2023
Sd/-	Sd/-								
(Medha Gadgil)	(Mridula Bhatkar, J.)								
Member (A)	Chairperson								
3.7.2023	3.7.2023								

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	<b>Tribunal's orders</b>
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**Date : 03.07.2023**

**O.A.No.747/2023**

S.S. Gosavi .....Applicants

Vs.

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

1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate has submitted that case of the Applicant is squarely covered by the judgment of this Tribunal in O.A.No.480/2021 with O.A.No.481/2021 decided on 10.12.2021. Learned Advocate has submitted that the Applicant is working as Talathi who has not cleared the SSD examination and RQ Examination within the prescribed years and chances as per G.R. dated 24.08.1976.

3. Learned P.O. is directed to take instructions.

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

5. Issue notice before admission returnable on 10.07.2023.

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 is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

10. Adjourned to 10.07.2023. To be placed under the caption 'For Urgent Admission'. To be tagged along with O.A.No.748/2023.

Sd/-

(Medha Gadgil  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p align="center"><b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b></p>	<p align="center"><b>Tribunal's orders</b> <b>Date : 03.07.2023</b></p>
	<p align="center"><b>O.A.No.765/2023</b></p> <p>M.B. Kanitkar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that the Applicant working on the post of Executive Engineer Lift Irrigation Management Division Water Resources Department is due to retire on 31.05.2024. Applicant challenges the order of transfer on sole ground of Section 5(1)(a) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Learned Advocate has submitted that the Applicant is not to be transferred when there is only one year remained for his superannuation.</p> <p>3. The name of the applicant appears at serial No.64 the Government order dated 30.06.2023. Till today the Applicant is not relieved and the Respondent no.2 has not taken charge. The Applicant has been transferred from Water Resources Department, Pune challenges the order dated 30.06.2023 thereby transferred him from Pune to Aurangabad.</p> <p>4. Learned P.O. has submitted that the Applicant is working from the year 2018 for four years. The Applicant was due for transfer since 22.02.2022.</p> <p>5. Learned Advocate on query has submitted that the Applicant is not relieved till today. Respondent No.2 who is transferred in his place has not yet joined till today. Learned Advocate has submitted that she has served notice to learned P.O.</p>

2

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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6. Perused the order dated 30.06.2023. As per Clause 3 of the said order the Government has given directions to the Chief Engineer of the concerned Departments to relieve the respective transferred Officers.

7. Learned P.O. on query has submitted that she could not get the instructions from the officers, who are present from Mantralaya, whether Respondent No.2, Shivaji D. Jadhav, Executive Engineer, Quality Control Division Satara is relieved.

8. Under such circumstances, the Respondents are directed to maintain status quo. Section 5(1)(a) speaks for itself. Section 5(1)(a) of the said act is reproduced here which has barring over the facts of the case :

"The employee due for transfer after completion of tenure at a station of posting or post has less than one year for retirement."

9. At the request learned P.O. adjourned to 10.07.2023. Status quo to be maintained.  
Hamdast

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 03.07.2023</b></p> <p align="center"><b>C.A. No.49 of 2023 in O.A. No.1224 of 2022</b></p> <p><b>V.D. Kamane</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has filed Affidavit on behalf of Contemnor. It is taken on record.</li> <li>3. Learned P.O. submit that bill of Gratuity is sent to treasury.</li> <li>4. Insofar as leave encashment is concerned, learned P.O. submits that it is in process and it will be paid in two weeks.</li> <li>5. Two weeks time is granted to ensure payment of leave encashment.</li> <li>6. S.O to 17.07.2023.</li> </ol> <p align="center"> Sd/- <span style="float: right;">Sd/-</span>  <b>(Debashish Chakrabarty)</b> <span style="float: right;"><b>(A.P. Kurhekar)</b></span>  <b>Member (A)</b> <span style="float: right;"><b>Member (J)</b></span> </p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

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Original Application No.

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 03.07.2023</b></p> <p align="center"><b>O.A. No.120 of 2022</b></p> <p><b>N.B. Dhaygude</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>Perusal of record reveals that Respondent Nos.3 to 5 have already filed their Affidavit-in-Reply. No Rejoinder is filed.</li> <li>Since pleading is complete, admit for Final Hearing.</li> <li>S.O. to 02.08.2023.</li> </ol> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Debashish Chakrabarty)</b> <span style="float: right;"><b>(A.P. Kurhekar)</b></span>  <b>Member (A)</b> <span style="float: right;"><b>Member (J)</b></span></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 03.07.2023</b></p> <p align="center"><b>O.A. No.633 of 2022</b></p> <p><b>N.U. Patil</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</li> <li>On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance with specific direction that no further time will be granted.</li> <li>S.O. to 17.07.2023.</li> </ol> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Debashish Chakrabarty) <span style="float: right;">(A.P. Kurhekar)</span>  Member (A) <span style="float: right;">Member (J)</span></p> <p align="center">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
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**Date: 03.07.2023**

**O.A. No.977 of 2022**

**S.R. Kadam** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Heard Shri G.A. Bandiwadekar, learned Advocate holding for Shri S.R. Deshpande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed by tomorrow.
3. S.O. to 04.07.2023.

Sd/-

Sd/-

**(Debashish Chakrabarty)**  
**Member (A)**

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date: 03.07.2023**

**O.A. No.1036 of 2022**

**B.P. Deokate** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Today matter is for filing Rejoinder but the same is not filed.
3. Since pleading is complete, O.A. be kept for Final Hearing.
4. S.O. to 19.07.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date: 03.07.2023**

**O.A. No.1197 of 2022**

**R.P. Shinde** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Today learned C.P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 to 4. It is taken on record.

3. Since pleading is complete, O.A. be kept for Final Hearing.

4. S.O. to 19.07.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 03.07.2023

O.A. No.1255 of 2022

R.B. Bhagwat .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Applicant and his Advocate both are absent.
2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.
3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.
4. S.O. to 17.07.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

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Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 03.07.2023</p> <p align="center"><b>C.A. No.02 of 2023 in O.A. No.476 of 2022</b></p> <p><b>Dr. A.M. Kadhikhaye</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri D.K. Lokhande, learned Advocate for the Respondent No.3</p> <p>2. Today learned Advocate for the Respondent No.3 has filed Affidavit of Contemnor No.3. It is taken on record.</p> <p>3. Learned Advocate for the Respondent No.3 submits that all retrial benefits are paid. However, as regarding interest he submits that the Applicant himself didn't attend the Office for some compliance, and therefore not entitled to interest.</p> <p>4. Learned Advocate for the Applicant sought two days time to take instruction from the Applicant.</p> <p>5. S.O. to 06.07.2023.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Debashish Chakrabarty)</b> <span style="float: right;"><b>(A.P. Kurhekar)</b></span>  <b>Member (A)</b> <span style="float: right;"><b>Member (J)</b></span></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 03.07.2023

O.A. No.775 of 2017

S.N. Raktate .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Applicant and his Advocate both are absent.
2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.
3. The perusal of record reveals that after gap of one year O.A. is listed for hearing. The Applicant and his counsel appear to have no notice of the listing of the matter.
4. In view of above, in the interest of justice matter is adjourned so as to give one opportunity to the Applicant and his Advocate.
5. S.O. to 20.07.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date: 03.07.2023**

**O.A. No.1101 of 2017**

**S.K. Gujale .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.**

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Shri G.A. Bandiwadekar sought one day time for Final Hearing on the ground that his senior is unwell.
3. S.O. to 04.07.2023.

Sd/-  
(Debashish Chakrabarty)  
Member (A)

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

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