

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.08.2021.</b></p> <p><b>C.A.No.21 of 2021 in O.A.No.631 of 2020</b></p> <p>R.D. Chandure ... 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. The learned P.O. files Affidavit-in-reply dated 29.07.2021 on behalf of Respondent, through Mr. Kantilal Umap, Commissioner of State Excise. The same is taken on record and copy is served to learned Advocate for the Applicant.</p> <p>3. In the said affidavit the Respondent has tendered unconditional apology for not communicating their order to the applicant or the learned Counsel for the Applicant on or before 15.02.2020 as ordered by this Tribunal on 26.11.2020.</p> <p>4. It is mentioned in the affidavit that the representation of the applicant is considered and they have written the letter accordingly to the learned Counsel for the Applicant on 20.05.2021 and it further stated that the Applicant is in the consideration zone.</p> <p>5. The order dated 26.11.2020 reads as follows:- <i>"Respondent No.2 is directed to decide the representations dated 07.06.2019 and 03.03.2020 by 15.02.2020 and communicate the decision to the applicant."</i></p> <p>6. What the decision is to be taken is up to the Respondent No.2. However whatever decision w taken should have been communicated either to the applicant or learned Counsel for the Applicant on or before 15.02.2021 which is not done.</p> <p>7. In view of this nothing remains in the C.A. hence is disposed off.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION NO.382 OF 2021**

Shri Mahesh N. Salunke-Patil. )...**Applicant**

**Versus**

1. The State of Maharashtra. )...**Respondent**

**Mr. Arvind V. Bandiwadekar, Advocate for Applicant.**

**Mr. A.J. Chougule, Presenting Officer for Respondent.**

**CORAM : SHRI A.P. KURHEKAR, MEMBER-J**

**DATE : 03.08.2021**

**ORDER**

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer on the point of interim stay to the suspension order dated 20.04.2021 sought by the Applicant.

2. The Applicant is working as Deputy Registrar, Cooperative Societies. The Respondent - Government by order dated 20.04.2021 suspended the Applicant invoking Rule 4(1)(c) of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979 (hereinafter referred to as 'Rules of 1979' for brevity) stating that offence under Section 7 of Prevention of Corruption Act, 1988 vide Crime No.17/2021 has been registered against the Applicant for demanding bribe of Rs.1 Lakh.

3. In the present O.A, the Applicant has challenged the suspension order dated 20.04.2021 *inter-alia* contending that suspension order is

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illegal since the Applicant had passed order exercising quasi-judicial powers as Deputy Registrar of Cooperative Societies and prior approval of State Government is required for conducting an enquiry or investigation into an offence allegedly committed by him.

4. Shri Bandiwadekar, learned Advocate for the Applicant submits that the Applicant has passed quasi-judicial order on 18.02.2021 in favour of complainant viz. Shri Eliha Paul Mrutunjay Panja, and therefore, the question of any demand of bribe subsequent to passing of order did not survive. Secondly, the investigation or enquiry into any offence committed by a public servant while discharging public duties is barred in view of Section 17-A which has been introduced by way of Amendment Act, 2018. He, therefore, submits that since the very foundation of registration of offence under Prevention of Corruption Act is illegal and the suspension based upon it is untenable in law, prayed for interim stay to the suspension order.

5. Per contra, Shri A.J. Chougule, learned Presenting Officer sought to justify the suspension of the Applicant inter-alia contending that it is based upon registration of crime under Section 7 of Prevention of Corruption Act, 1988 and Applicant is rightly suspended under Rule 4(1)(c) of 'Rules of 1979' which *inter-alia* provides for suspension of a Government servant where offence has been registered against him.

6. The perusal of record reveals that complainant Shri Eliha Paul M. Panja had applied for issuance of orders of Membership in 'The Malad Samir Co-op.Hsg.Soc.Ltd.' In the said dispute, the Applicant while deciding Appeal No.27/2020 passed order on 18.02.2021 thereby giving direction to admit the complainant as a member of Cooperative Housing Society.

7. Now coming to the FIR, the perusal of complaint filed by complainant Eliha M. Paul Panja [Page No.28] reveals that on 05.03.2021, he again went to the Office of Applicant for getting necessary

orders for the implementation of the order dated 18.02.2021 and that time, the complainant allegedly demanded bribe of Rs.1 Lakh since there was some dispute of maintenance. It appears that some clarificatory orders were required in pursuance of order passed by the Applicant on 18.02.2021, and therefore, the Applicant approached him on 05.03.2021. The complainant was not ready to pay bribe, and therefore, approached ACB on 08.03.2021. Thereafter, ACB swung in action and with the help of Panchas and Voice-recorder, some conversation was recorded which *prima-facie* make out a case of demand of bribe. Thereafter, trap was laid but not succeeded since there was no acceptance of the bribe.

8. It is on the background, the offence under Section 7 of Prevention of Corruption Act, 1988 has been registered against the Applicant on 19.03.2021. It is in view of this registration of crime, the Applicant has been suspended.

9. Interim relief is sought mainly n the ground for contravention of Section 17-A of Prevention of Corruption Act, 1988 which is as under :-

**"17A.** Enquiry or Inquiry or investigation of offences relatable to recommendations made or decision taken by public servant in discharge of official duties.- No police officer shall conduct any enquiry or inquiry or investigation into any offence allegedly to have been committed by a public servant under this Act, where the alleged offence is relatable to any recommendation made or decision taken by such public servant in discharge of his official functions or duties, without the previous approval—

(a) in the case of a person who is or was employed, at the time when the offence was alleged to have been committed, in connection with the affairs of the Union, of that Government;

(b) in the case of a person who is or was employed, at the time when the offence was alleged to have been committed, in connection with the affairs of a State, of that Government;

(c) in the case of any other person, of the authority competent to remove him from his office, at the time when the offence was alleged to have been committed:

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Provided that no such approval shall be necessary for cases involving arrest of a person on the spot on the charge of accepting or attempting to accept any undue advantage for himself or for any other person:

Provided further that the concerned authority shall convey its decision under this section within a period of three months, which may, for reasons to be recorded in writing by such authority, be extended by a further period of one month.”

10. True, as per Section 17-A(b) of Prevention of Corruption Act, no Police Officer shall conduct any enquiry or investigation into any offence alleged to have been committed by public servant in discharge of his official functions without previous approval of competent authority. In the present case, the competent authority is State Government.

11. In the first place, the protection under Section 17-A of Prevention of Corruption Act, 1988 is available where the alleged offence is relatable to any recommendation made or decision taken by such public servant in discharge of his official functions or duties. In the present case, what constitute the offence is alleged demand of bribe and such act of demanding bribe cannot be said relatable to his functions as public servant. Therefore, in my considered opinion, 17-A of Prevention of Corruption Act is not applicable to the facts and circumstances of the matter.

12. Even assuming for a moment that approval of competent authority as contemplated under Section 17-A(b) is required, it is hardly of any assistance to the Applicant to seek stay to the suspension order. The bar is for conducting an enquiry or investigation without previous approval of State Government and there is no bar for registration of crime. The investigation commences with the registration of FIR. As such, the approval is required for carrying investigation and there is no such specific bar for registration of crime. Therefore, the submission advanced by the learned Advocate for the Applicant that for want of

approval as contemplated under Section 17-A, the registration of FIR is illegal is misconceived and not acceptable.

13. It is not clear what is the exact status of the crime registered against the Applicant. It may be that ACB is under process to seek approval in compliance of Section 17-A of Prevention of Corruption Act, 1988 to proceed with further investigation.

14. Apart, the suspension order is issued in view of registration of offence under the provisions of Prevention of Corruption Act. Admittedly, offence under Section 7 of Prevention of Corruption Act has been registered against the Applicant on the complaint lodged by the complainant and verified by ACB.

15. This being the position, what would be the implication of non-approval of Government and its effect on legality of trial for offence needs to be determined by the competent authority at appropriate level. At any rate, this is not forum to make any comment about breach of Section 17-A of Prevention of Corruption Act, 1988. It may affect the legality or trial, if investigation is carried out and charge-sheet is filed without any such approval. However, in so far as suspension order is concerned, it is based on registration of crime under the provisions of Prevention of Corruption Act, 1988.

16. True, the Hon'ble Supreme Court in ***Yashwant Sinha & Ors. Vs. Central Bureau of Investigation [2020] 2 SCC 338*** has highlighted the importance of requirement of approval of competent authority as contemplated under Section 17-A of Prevention of Corruption Act, 1988. In that matter, the Petition was filed for enquiry into offences under the Prevention of Corruption Act without obtaining prior approval of competent authority at the stage of non-registration of FIR. Whereas, in the present case, the ACB has already registered the FIR and it is on the basis of registration of FIR, the Applicant has been suspended invoking Rule 4(1)(c) of 'Rules of 1979'.

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17. Needless to mention that, parameters required to be borne in mind by the authority for suspension and for initiating criminal action are different. The ACB prima-facie found sufficient material for registration of offence in view of conversation of the Applicant and complainant indicating demand of bribe by the Applicant. As such, the objection for want of prior approval of competent authority under Section 17-A of Prevention of Corruption Act is premature. In view of registration of crime, there was sufficient material before the competent authority to suspend the Applicant and accordingly, the Applicant came to be suspended.

18. Thus, in the present scenario, the Tribunal should not stay the suspension order, otherwise it would send wrong signals and it would be detrimental and have deleterious effect on public administration.

19. For the aforesaid reason, the prayer for stay to suspension order has to be rejected. Accordingly, interim relief is rejected.

20. S.O. to 7<sup>th</sup> September, 2021.

Sd/-  
**(A.P. KURHEKAR)**  
**Member-J**

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	<p style="text-align: center;"><u>O.A. No.763 of 2020</u></p> <p>S.S. Kokane ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files affidavit dated 3.8.2021 of Shri Vijay B. Santan, Deputy Director of Sports and Youth Services, Amravati Division, Amravati who was earlier posted at Pune on the same position and who had issued termination of the applicant on 17.11.2020. In para 2 it is mentioned that applicant was appointed and given promotion without following proper rules and procedure. Application of the applicant was found incorrect and thus irregularity was found in the appointment and promotion. He issued order of termination of the applicant on 17.11.2020. However, it is admitted that the said order was issued without giving show cause notice.</p> <p>3. In view of this affidavit the impugned order of termination is hereby quashed and set aside only on the ground that proper procedure is not followed by issuing show cause notice. However, the department may proceed in respect of applicant by taking proper legal steps.</p> <p>4. The applicant is hereby reinstated in service immediately from today and be continued till further action, if any taken. He is to be paid back wages. OA disposed off accordingly. Hamdast.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 3.8.2021</p> <p style="text-align: center;">Sd/- (Mridula R. Bhatkar, J.) Chairperson 3.8.2021</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="right">2019 O.A. No.953 of 2021</p> <p>P.L. Palsamkar &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Gunratan Sadavarte, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that after effect of the judgment in Maratha Reservation issued by the Hon'ble Supreme Court the Government has reinstated the concerned Government servants who were adversely effected by Maratha Reservation Act. Ld. Advocate states that applicant no.1) Pradeep L. Palsamkar, 2) Chanchal U. Vijekar &amp; 3) Prajakta K. Patil are similarly placed like Shri Ganesh Vijaykumar Deshpande and Shri Mahesh Dilip Kulkarni. However, the orders of these three applicants are not yet issued by the State. Ld. Advocate relies on the GR dated 5.7.2021 in which the State of Maharashtra has relied on the orders of the Hon'ble Supreme Court dated 12.7.2019, 9.9.2020 and 5.5.2021 in CA No.3123 of 2020.</p> <p>3. S.O. to 10.8.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 3.8.2021 (sgj)</p> <p align="right">Sd/- (Mridula R. Bhatkar, J.) Chairperson 3.8.2021</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p align="center"><u>O.A. No.456 of 2020</u></p> <p>D.K. Shinde &amp; Anr. ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Gunratan Sadavarte, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri R.K. Adsure with Shri K.R. Jagdale, learned Advocate for Respondent No.4.</p> <p>2. Leave was granted by order dated 19.3.2021 in MA No.61 of 2021 in the above OA to add intervener as party respondent no.4. But it has remained. Amendment be carried out forthwith.</p> <p>3. S.O. to 17.8.2021 at 2.30 p.m. Part heard.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 3.8.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 3.8.2021</p>

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	<p style="text-align: center;"><u>O.A. No.520 of 2021</u></p> <p>Suvarana Khandelwal-Joshi ..Applicant Vs. The State of Maharashtra &amp; Ors. , ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant a Deputy Charity Commissioner challenges the order dated 28.6.2021 transferring her from Mumbai Headquarters to Greater Mumbai. The photocopy of the proposal and C.S.B. be handed over the Tribunal and also to the Ld. Advocate for the applicant within two weeks.</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 17.8.2021.</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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p style="text-align: right;">Sd/- (Mridula R. Bhatkar, J.) Chairperson 3.8.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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	<p><b>Date : 03.08.2021.</b></p> <p><b>M.A.No.118 of 2021 in O.A.No.499 of 2020 with O.A.No.499 of 2020</b></p> <p>S.M. Pawar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mr. A. Vadgaonkar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Shri R.N. Bharwadkar, learned Advocate for Respondents No.4 and 5 is absent.</p> <p>3. M.A. is for condonation of delay. The learned Advocate seeks amendment for correcting the period for condonation of delay as 100 days instead of 44 days.</p> <p>4. Amendment to be carried out forthwith.</p> <p>5. In O.A. applicant challenges the select list dated January 2019 of the recruitment process of June 2018. Thus, the period of limitation was over after one year i.e. on 05.01.2020. He has filed O.A. on 18.03.2021.</p> <p>6. The learned Counsel submits that as per the order of the Hon'ble Supreme Court in Suo Motu Writ Petition (Civil) No.3 of 2020 the Hon'ble Supreme Court by order dated 23.3.2020 and thereafter by order dated 6.5.2020 has given direction that the period of lockdown should be excluded for computing the period of limitation and it will start running 15 days after lockdown is lifted in respective States. In Maharashtra lockdown was declared on 14.03.2020. Hence, there is no need to file M.A., for condonation of delay. He further points out the order dated 23.03.2020 passed by <sup>[PTO]</sup></p>

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	<p>the Hon'ble Supreme Court in Sue Motu Writ Petition (Civil) No.3 of 2020 wherein the Hon'ble Supreme court has directed that the period of limitation in such proceedings to be condoned due to COVID-19 Pandemic from 15.03.2020 till further order.</p> <p>7. Hence from January 2021 till 25.03.2020 is the period which is to be counted as delay. The learned Counsel further submits that the applicant did not file the legal proceedings within time because he was under wrong impression that another unsuccessful candidate moved before the Aurangabad Bench of this Tribunal and challenged the process by filing O.A.No.335/2019. So he had impression that he need not file separate litigation as he was in a very poor financial condition.</p> <p>8. The learned P.O. opposed O.A. on the basis of affidavit-in-reply dated 02.08.2021 filed by Mr. Suresh Redekar, Under Secretary, Food Civil Supplies and Consumer Protection Department, Mantralaya. The same is taken on record and copy is served upon learned Advocate for the Applicant.</p> <p>9. Perused the affidavit-in-reply. The explanation given by the learned Counsel is found satisfactory to condone the delay especially in view of the COVID-19 pandemic situation.</p> <p>10. Delay be condoned with costs of Rs.2,000/- to be paid to <i>Uddan Foundation Mumbai.</i></p> <p>11. M.A. is disposed off. At the request of learned Advocate O.A. is adjourned to 14.09.2021 to file affidavit-in-rejoinder.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</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><b>Date : 03.08.2021.</b></p> <p align="center"><b>O.A.No.528 of 2021</b></p> <p>D.B. Mundhe ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant, District Program Officer, (Woman and Child Development), Zilla Parishad, Pune is transferred by order dated 30.07.2021 by the Respondent No.1 to the post of Probationary Superintendent, Woman and Child Development, Commissionerate office, Pune.</p> <p>3. The learned Advocate submits that after the applicant has taken the charge of the said office on 05.09.2019 he was now shifted to the other Department before the completion of two years. The learned Counsel submits that the Committee has recommended the name of the Respondent No.4, Mr. J.B. Girase, private Respondents at the instance of the Hon'ble the Deputy Chief Minister. On perusal of the record the letter of the Hon'ble the Deputy Chief Minister dated 22.07.2021 is found and photo copy of the same is taken on record.</p> <p>4. The learned P.O. submits that he needs more time to file short affidavit in reply.</p> <p>5. Issue notice before admission returnable on 12.08.2021 at 12 noon.</p>

[P.T.O.]

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	<p>6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>7. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. 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>9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. On query and after going through the file the learned P.O. informs that the applicant is transferred under Sections 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 on the ground of complaint of moral turpitude and corruption.</p> <p>11. Matter is fixed on 12.08.2021 at 12 noon till then status quo ante 30.07.2021 is to be maintained. Hamdast.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

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	<p align="center"><u>M.A. No.275 of 2021 in O.A. No.125 of 2020 (Nagpur)</u></p> <p>Hemantkumar V. Pawar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.K. Adsure, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This MA is moved under Section 25 of the Administrative Tribunals Act, 1985 seeking transfer of OA No.125 of 2020 from Nagpur Bench of this Tribunal to Principal Bench at Mumbai. Ld. Advocate for the applicant submits that applicant has challenged order dated 27.1.2020 of creation of 12 supernumerary posts of Revenue Officers in which his name is included. However, the applicant deserves the claim in regular establishment of IAS cadre and he will also get the benefit of service of nearly one year and six months. He is challenging the order 27.1.2020 and the said order of the Government is stayed by Division Bench of Nagpur of this Tribunal on 24.2.2020. He points out that the applicant has also approached the CAT against the Union of India and subsequently the order of the CAT was taken over to Hon'ble Delhi High Court in W.P (C) No.4931/2021 wherein it is observed in para 25 as under:</p> <p align="center"><i>"In our opinion, while the clock cannot be turned back, the petitioner, if succeeds in the OA pending before the State Administrative Tribunal, would definitely be entitled to claim the consequential relief, as already held in the impugned order."</i></p> <p>3. Ld. Advocate submits that no Division Bench is available at Nagpur Bench for final hearing and he has already wasted nine months. He, therefore, prays that the OA be transferred to Mumbai Bench and hearing be granted.</p>



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	<p>4. Ld. CPO submits to the order of the Tribunal.</p> <p>5. The submissions of the Ld. Advocate to allow this MA is found satisfactory and reasonable and hence allowed. OA No.275 of 2020 is transferred from Nagpur to Mumbai Bench. MA disposed off accordingly.</p> <p>6. Registry of both Mumbai and Nagpur bench to take necessary steps. Ld. Advocate for the applicant undertakes to bring the entire record hamdast.</p> <p>7. OA adjourned to 27.8.2021.</p> <p style="text-align: right;">Sd/- (Mridula R. Bhatkar, J.) Chairperson 3.8.2021</p> <p>(sg)</p>

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	<p align="center"><b>Date : 03.08.2021</b></p> <p align="center"><b>O.A.No.746 of 2020</b></p> <p>S.M. Bhagwat ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Adjourned to 07.09.2021 for hearing on interim relief.</p> <p align="right">Sd/-  / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

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	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 504, 505, 506 &amp; 507/2021</u></b></p> <p>P.A Mane [O.A 504/2021]  S.N Ghule [O.A 505/2021]  S.S Mayekar [O.A 506/2021]  S.D Mundkale [O.A 507/2021]... Applicants  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, holding for Shri S.S. Deokar, learned advocate for the applicants and Shri A.J Chougule, with Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicants pray for revocation of their suspension order and to reinstate them in service. All the applicants challenge order of their suspension dated 25.11.2020.</p> <p>3. Learned P.O seeks time to file affidavit in reply.</p> <p>4. Issue notice returnable on 31.8.2021.</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 in view of this present COVID-19 Pandemic situation. 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>8. S.O to 31.8.2021.</p> <p align="right">Sd/- / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 335/2021</u></b></p> <p>Shri S.A Kulkarni &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply on behalf of Respondent nos 1 &amp; 2. Same is taken on record.</p> <p>3. Admit. Place for final hearing on 5.10.2021.</p> <p align="right">Sd/- / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

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<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p><b>Date : 03.08.2021</b></p> <p><b>O.A.No.523 of 2020</b></p> <p>S.A. Govekar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"><li>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</li><li>2. Mr. A.A. Desai, learned Advocate for the Applicant is absent.</li><li>3. Matter is admitted and kept for final hearing.</li><li>4. Adjourned to 14.10.2021</li></ol> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>prk</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 align="center"><b>Date : 03.08.2021</b></p> <p align="center"><b>O.A.No.480 of 2020</b></p> <p>L.R. Kharat ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter is admitted and kept for final hearing.</p> <p>4. Adjourned to 13.10.2021.</p> <p align="right">Sd/- / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.08.2021</b></p> <p><b>O.A.No.699 of 2020</b></p> <p>S.B. Jagtap ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Respondents to decide the representations made by the Applicant dated 29.11.2018, 10.12.2018 and 09.04.2019 for his correct placement in the seniority list. The said seniority list is published by Respondent No.2.</p> <p>3. The learned C.P.O. submits that the applicant is a Class-III employee and therefore Respondent No.1, State of Maharashtra, through Principal Secretary, Water Resource Department, Mantralaya has no role to play in the preparation of seniority list of Class-III employees.</p> <p>4. In view of this, Respondent No.2 Superintending Engineer and Circle Officer, Directorate of Irrigation Research and Development, Pune and Respondent No.3, Executive Engineer, Khadakwasla Irrigation Department, Mantralaya are hereby directed to decide the representations made by the applicant as mentioned above, on or before 15.09.2021 and therefore communicate the decision in writing to the applicant on or before 30.09.2021. Respondents to take note that the implementation of this order is time bound and there should not be any lethargy.</p> <p>5. With the above directions, O.A. is disposed off with on order as to costs.</p> <p style="text-align: right;">Sd/- / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</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><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 173 &amp; 174/2021</u></b></p> <p>Shri M.A Tapase Shri R.M Kalaskar ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files short affidavit in reply on behalf of M.P.S.C, through Shri Sanjay Divakar Thakur, Under Secretary, M.P.S.C.</p> <p>3. Perused the affidavit in reply filed by Shri Swapnil G. Borse, Under Secretary to Government of Maharashtra, Home Department, Mantralaya, Mumbai dated 30.6.2021. It discloses that a Special Committee of the Officers was constituted and after verification of Certificate of both applicants, arrived at certain conclusion that the applicants do not possess the necessary qualification in certain field, which is a requirement in the advertisement.</p> <p>4. As per the request of learned counsel or the applicants, matter is fixed on 5.8.2021. Learned counsel for the applicants to highlight the Certificates wherein the objections raised by the Committee are in fact satisfied. Learned counsel for the applicants files affidavit in rejoinder. Same is taken on record.</p> <p>5. S.O to 5.8.2021.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>



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	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 400/2021</u></b></p> <p>Shri P.B Jadhav ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents 1 &amp; 2 and Shri U.V Bhosle, learned counsel for Respondent nos 3, 4, 5 &amp; 6.</p> <p>2. Shri U.V Bhosle, learned counsel for Respondents no 3, 4, 5 &amp; 6 files affidavit in reply. Same is taken on record.</p> <p>3. Matter stands adjourned to 2.9.2021. However, in the meantime, if at all the Respondents wants to conduct meeting of the D.P.C, they may do so.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>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><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 969/2019</u></b></p> <p>Shri R.D Avhad ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Akash Kotecha i/b Shri C.R Nagare, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. At the request of learned counsel for the applicant, Original Application is taken on Board.</p> <p>3. Learned counsel submits that time be extended to carry out the amendment by one week.</p> <p>4. Hence, time extended to carry out the amendment on or before 11.8.2021.</p> <p>5. S.O to 14.9.2021.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</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 align="center"><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 492/2021</u></b></p> <p>Shri D.B Patil ... Applicant Vs. The State of Maharashtra &amp; 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. The applicant, working as Clerk in the office of the District Collector, Palghar, prays that the applicant be held eligible for being transferred from District-Palghar to District-Thane for inter-District transfer. He relies on the G.R dated 19.8.2016.</p> <p>3. Learned P.O seeks time to file affidavit in reply.</p> <p>4. Issue notice returnable on 24.8.2021.</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 in view of this present COVID-19 Pandemic situation. 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>8. S.O to 24.8.2021.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akh</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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	<p><b>Date : 03.08.2021</b></p> <p><b>O.A.No.667 of 2020</b></p> <p>S.R. Karande ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms, Kranti L.C., learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Affidavit-in-reply dated 16.03.2021 on behalf of Respondents No.1 and 2, through Mr Koustubh Kamalakar Mench, Office of Dean, Rajarshi Chatrapati Shahu Maharaj Government Medical College, Kolhapur is on record.</p> <p>3. The learned P.O. seeks time to file affidavit-in-reply on behalf of Respondent No.3.</p> <p>4. Four weeks time is granted to Respondent No.3 to file reply and if reply is not filed within the stipulated time the matter will be taken within the reply of Respondent No.3.</p> <p>5. The learned Advocate seeks time to file affidavit-in-rejoinder.</p> <p>6. Adjourned to 31.08.2021.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>prk</p>

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	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 84/2021</u></b></p> <p>Shri V.V Shinde ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant files affidavit in rejoinder. Same is taken on record.</p> <p>3. Admit. Place the matter for final hearing on 21.9.2021.</p> <p align="right">Sd/-  <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</p>

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	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>O.A 91/2021 with 128/2021</u></b></p> <p>Shri K.B Patil Shri U.M Vhatkar ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Archana B.K, learned P.O for Respondents no 1 &amp; 2 and Mrs K.S Gaikwad, learned P.O for Respondent no. 3.</p> <p>2. Learned P.O produces report dated 27.4.2021. Same is taken on record and marked as Exh. 'A'. In the report it is mentioned that pursuant to the order of this Tribunal dated 6.4.2021, a joint meeting was conducted by Addl. Chief Secretary along with Officers from N.C.C and Director, Sports &amp; Youth on 27.4.2021. Second meeting was held on 2.6.2021</p> <p>3. Learned P.O is directed to produce copy of the minutes of the meeting held on 27.4.2021 and 2.6.2021.</p> <p>4. S.O to 5.8.2021.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><b>Date : 03.08.2021</b></p> <p style="text-align: center;"><b>O.A.No.1007 of 2019</b></p> <p>D.S. Patil ... 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. Matter may be admitted and kept for final hearing with liberty to file rejoinder.</p> <p>3. Adjourned to 31.08.2021.</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p><b>Date : 03.08.2021</b></p> <p align="center"><b>O.A.No.969 of 2018</b></p> <p>T.A. Diwan ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate submits that the Secretary. Finance Department, Mantralaya is already made as party Respondent No.3A and he has served the Department on 30.07.2021.</p> <p>3. Respondent No.3A to file affidavit-in-reply by next date.</p> <p>4. Adjourned to 31.08.2021.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>prk</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.08.2021.</b></p> <p><b>C.A.No.29 of 2021 in O.A.No.180 of 2020</b></p> <p>R.B. Dhaktode &amp; Ors. ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicants, Class IV employee in Agriculture, Animal Husbandry, Dairy Development and Fisheries Department has moved this Contempt Application for implementation of the order dated 15.03.2021, wherein the Tribunal has directed the Respondents to absorb the applicant on equivalent in Dairy Development Department, Pune within one month from the date of the order. The application was filed by the Respondents for extension of time for the implementation of the impugned order. However it was rejected by the Tribunal on 16.07.2021. However, till today there is not compliance, hence, this C.A.</p> <p>3. The learned Counsel submits that the notice is to be given to the Contemnors i.e. Respondent No.1, Mr. Anup Kumar, Principal Secretary, Agriculture, Animal Husbandry, Dairy Development and Fisheries Department, Respondent No.2, Mr. Hanmanlu Tummod, the Commissioner of Dairy Development Department, M.S. Worli, and Respondent No.3, Mr. Prashant Mohod, Regional Dairy Development Officer, Pune. Copy to the said notice dated 07.06.2021 is enclosed herewith. The learned Counsel submits that till today she has not received any reply.</p> <p>4. In view of this, Contempt Notice be issued upon the Respondents No.1 to 3. Respondents to file affidavit-in-reply within three weeks.</p> <p>5. S.O. to 24.08.2021.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

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	<p><b>Date : 03.08.2021</b></p> <p align="center"><b>M.A.No.222 of 2021 in O.A.No.87 of 2020</b></p> <p>R.V. Kardak &amp; Ors. ... Applicants 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. By this application the applicant seeks interim relief to restrain Respondent No.1, the Secretary, Home Department, Mantralaya, from issuing the orders of the promotions to the post of Assistant Commissioner of Food in order to fill up 36 vacancies of the said posts. Alternatively 19 posts of Assistant Commissioner of Food is to be kept vacant.</p> <p>4. The learned Counsel points out affidavit-in-reply in O.A. is already filed.</p> <p>5. The learned Advocate Mr. C.T. Chandratre for Respondents No.5 to 8 has sent a leave note. Hence, matter is fixed on 17.08.2021 for interim relief.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.394 of 2021</b></p> <p><b>A.H. Chavan</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 A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. On request of learned P.O two weeks time is granted for filing Reply as last chance.</li> <li>3. Learned Advocate for the Applicant has raised grievances of non-payment of subsistence allowance.</li> <li>4. Respondents are directed to pay subsistence allowance regularly and compliance be reported on next date.</li> <li>5. S.O. to 17.08.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

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	<p align="center">Date: 03.08.2021</p> <p align="center">O.A. No.1184 of 2019</p> <p>D.J. Sonawane .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Tanvi Sangle, learned Advocate holding for Shri P.S. Pathak, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request for learned Advocate for the Applicant adjourned for Final hearing.</p> <p>3. S.O. to 03.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 03.08.2021</p> <p align="center">O.A. No.667 of 2019</p> <p>R.L. Tayade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has filed Additional Affidavit. It is taken on record.</li> <li>3. Adjourned for Final Hearing.</li> <li>4. S.O. to 07.09.2021.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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**FARAD CONTINUATION SHEET No.**

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	<p align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.1104 of 2019</b></p> <p><b>A.S. Teji</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>3. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondents No.1 to 4. It is taken on record.</li> <li>4. Adjourned for Final hearing on 03.09.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></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
	<p align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.256 of 2021</b></p> <p><b>Dr. U.D. Munde</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is already fixed on 20.08.2021 for hearing at the stage of Admission, but circulation is taken for today's board by learned Advocate for the Applicant.</p> <p>3. Since, matter is already adjourned to 20.08.2021, it will be heard on 20.08.2021.</p> <p>4. Learned P.O. is at liberty to file Reply in advance with service of Reply on other side.</p> <p>5. S.O. to 20.08.2021.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.08.2021</b></p> <p align="center"><b>O.A.No.355 of 2016</b></p> <p><b>K. P. Patil</b> <span style="float: right;"><b>...Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., the matter is adjourned for final hearing.</p> <p>3. S.O. to 26.08.2021.</p> <p align="center"> <span style="display: inline-block; text-align: center;">Sd/- <i>l</i> (Medha Gadgil) Member (A)</span> <span style="display: inline-block; text-align: center; margin-left: 200px;">Sd/- <i>—</i> (A.P. Kurhekar) Member(J)</span> </p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 03.08.2021</p> <p align="center"><b>O.A.No.297 of 2015</b></p> <p><b>U. N. Yadav &amp; Ors.</b> <span style="float:right">....Applicants</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicants submits that due to lockdown restrictions, the Applicants who are from Satara are unable to attend the Tribunal and requested for adjournment.</p> <p>3. S.O. to 17.08.2021.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span></p> <p align="center"><b>(Medha Gadgil)</b> <span style="float:right"><b>(A.P. Kurhekar)</b></span></p> <p align="center">Member (A) <span style="float:right">Member(J)</span></p> <p>vsm</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"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.155 of 2021</b></p> <p><b>M.K. Atkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....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. Today learned P.O. has filed Additional Affidavit-in-Sur Rejoinder on behalf of Respondents No.1 &amp; 2. It is taken on record.</p> <p>3. Adjourned to 02.09.2021 for Final Hearing.</p> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.398 of 2021</b></p> <p><b>Dr. B.M. Dahiphale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 20.08.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</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. \_\_\_\_\_ 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"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.397 of 2021</b></p> <p><b>N.G. Shaikh</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Shri C.T. Chandratre, learned Advocate for the Applicant has sent his leave note.</li> <li>3. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</li> <li>4. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</li> <li>5. S.O. to 20.08.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. 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 align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.395 of 2021</b></p> <p><b>A.T. Patil</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 A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</li> <li>3. Two weeks time is granted for filing Rejoinder, if any.</li> <li>4. S.O. to 17.08.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.234 of 2021</b></p> <p>V.E. Mhatre .....Applicant Versus The State of Maharashtra &amp; 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. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted for filing Rejoinder, if any.</p> <p>4. S.O. to 17.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 03.08.2021</b></p> <p align="center"><b>O.A. No.704 of 2020</b></p> <p><b>K.M. Patole</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 12.08.2021.</p> <p align="right">Sd/-    <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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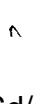
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 03.08.2021</b></p> <p align="center"><b>O.A.No.202 of 2016</b></p> <p><b>S. S. Ketkar</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. The Applicant and his Counsel are absent. Heard Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos.1 and 2. None for Respondent No.3.</p> <p>2. Shri C. T. Chandratre, learned Counsel for the Applicant has sent a leave note.</p> <p>3. In view of leave note, the matter is adjourned for final hearing.</p> <p>4. S.O. to 03.09.2021.</p> <p align="center">Sd/-  (Medha Gadgil) Member (A)</p> <p align="center">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**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 : 03.08.2021</b></p> <p align="center"><b>O.A.No.574 of 2016</b></p> <p><b>P. A. Pagare</b> <span style="float:right"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right"><b>...Respondents.</b></span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed short affidavit to clarify the mistake crept in communication dated 24.06.2013 which is impugned in the present O.A. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, the matter is adjourned for final hearing.</p> <p>4. S.O. to 17.08.2021.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span>  <b>(Medha Gadgil)</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>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 03.08.2021</p> <p align="center">O.A.No.902 of 2015</p> <p>N. G. Kondhalkar <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, Shri K.R. Jagdale, learned Counsel appeared on behalf of the Applicant <del>and</del> has filed Vakalatnama and requested for adjournment.</p> <p>3. S.O. to 27.08.2021 for final hearing.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span> (Medha Gadgil) <span style="float:right">(A.P. Kurhekar)</span> Member (A) <span style="float:right">Member(J)</span></p> <p>vsm</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>Date : 03.08.2021</p> <p align="center"><b>O.A.No. 04 of 2018</b></p> <p><b>S. M. Jadhav &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. The Applicant and his Counsel are absent. Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos. 1 to3 and Shri S. S. Dere, learned Counsel for the Respondent Nos.4 to 70 are present.</p> <p>2. Shri C. T. Chandratre, learned Counsel for the Applicants has sent a leave note.</p> <p>3. In view of leave note, the matter is adjourned for final hearing.</p> <p>4. S.O. to 31.08.2021.</p> <p align="center"> Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b> </p> <p align="center"> Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b> </p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 03.08.2021</b></p> <p align="center"><b>O.A.No.542 of 2015</b></p> <p><b>R. H. Jadhav</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed affidavit in Sur-Rejoinder on behalf of the Respondent Nos.3 and 4. It is taken on record.</p> <p>3. S.O. to 31.08.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Medhā Gadgil)</b> <span style="float: right;"><b>(A.P. Kurhekar)</b></span></p> <p align="center"><b>Member (A)</b> <span style="float: right;"><b>Member(J)</b></span></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>03.08.2021</u></b></p> <p align="center"><b><u>C.A 41/2020 in O.A 556/2007</u></b></p> <p>Shri A.B Ghodeshwar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard M.D Lonkar, learned advocate for the applicant and Mr A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O produces copy of letter dated 2.8.2021 written by Deputy Collector, Mumbai to the Director, Pay and Accounts Office. Same is taken on record. Learned P.O submits that the office of the Deputy Collector has sent the service book of the applicant to the Pay &amp; Accounts office five times and last time it was sent on 2.7.2021. However, the Pay and Accounts office is raising some queries and till today the pay fixation is not done.</p> <p>3. It is to be noted that earlier the Contempt Application was disposed of by order dated 4.2.2021 in which a specific time bound schedule was given to the Respondents to comply with the order of this Tribunal. However, it is noticed that there is no progress in the matter. It was entirely the responsibility of the Contemnors to obey and implement the order of this Tribunal, which was passed on 24.10.2007.</p> <p>4. There is prima facie disobedience of the order of this Tribunal dated 24.10.2007, which was passed by this Tribunal in O.A 556/2007. However, by order dated 4.2.2021 the present Contempt Application was already disposed of.</p> <p>5. The Tribunal takes very serious note of this disobedience and non-implementation of the order of this Tribunal which was passed on 24.10.2007. Generally the Tribunal is very slow in calling the officers in the Court. However, in the present case, I am constrained to call the Divisional Commissioner, Konkan Division, Respondent no. 2, to remain present before the Tribunal on 6.8.2021 at 10.30.</p> <p>6. S.O to 6.8.2021. First on Board. Hamdast granted.</p> <p align="right">Sd/- /r <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</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><b><u>03.08.2021</u></b></p> <p style="text-align: center;"><b><u>O.A 519/2021</u></b></p> <p>Shri Yashwant B. Chavan ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs Punam Mahajan, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant, who retired as Mechanic, prays that he should be granted Time Bound Promotion to the post of Maintenance Supervisor by relaxing the educational qualification w.e.f 1.10.2009. He further challenges orders dated 6.4.2021 and 7.4.2021.</p> <p>3. Issue notice returnable on 31.8.2021.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 31.8.2021.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>03.08.2021</u></b></p> <p style="text-align: center;"><b><u>O.A 484/2021</u></b></p> <p>Smt Varsharani V. Mote ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Mrs Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant working as Nimitdar in the officer of Deputy Superintendent, Land Records, Barshi, Dist-Solapur, prays that the order of punishment dated 4.12.2020 and the order passed in appeal dated 15.2.2021 be quashed and set aside and she be given all consequential benefits and the applicant be restored to his original post.</p> <p>3. Issue notice returnable on 31.8.2021.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 31.8.2021.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">Akn</p>

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.182 of 2021</u></p> <p>R.U. Sawant ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicant and Advocate both are absent. Heard Shri A.J. Chougule holding for 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 31.8.2021 by way of last chance.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 3.8.2021</p> <p>(sgj)</p>

[P.T.O.]



**MARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

of 20

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**FARAD CONTINUATION SHEET No.**

Memoranda of Coram, Tribunal's orders or Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.375 of 2021</u></p> <p>P.R. Parit ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule holding for Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that parawise comments are received and seeks two weeks time to file reply.</p> <p>3. S.O. to 24.8.2021 by way of last chance.</p> <p style="text-align: center;">Sd/- (Medha/Gadgil) Member (A) 3.8.2021</p> <p>(sgl)</p>

[P.T.O.]

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**FARAD CONTINUATION SHEET No.**

Office Memoranda of Coram, nce, Tribunal's orders or is and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.749 of 2019</u></p> <p>V.G. Davari ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant, Shri A.J. Chougule holding for Ms. Neelima Gohad, learned Presenting Officer for Respondents no.1 and Shri M.V. Thorat, learned Advocate for Respondent no.2.</p> <p>2. S.O. to 26.8.2021.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 3.8.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>03.08.2021</u></b></p> <p style="text-align: center;"><b><u>O.A 457/2021</u></b></p> <p>Dr N.A Netke ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant working as Medical Officer at Roha, District-Raigad, challenges the order dated 1.6.2021 passed by the Respondents declining the applicant to be reinstated and reappointed to the post of Medical Officer. Learned counsel for the applicant relies upon clause 4(6) of G.R dated 23.1.2008. Learned counsel for the applicant prays that order dated 21.2.2019 be recalled.</p> <p>3. Learned counsel for the applicant seeks permission to amend the cause title and prayer clause by adding Director, Health Services as Party Respondents. Permission granted. Amendment to be carried out forthwith.</p> <p>4. It is to be noted that the applicant has served as ad hoc Medical Officer for 11 years from 2008 to 2019. His services were terminated in the year 2019 as the offence was registered in C.R No. 82/2018, at Nagothane Police Station under Sections 376, 2(E) r/w 509 of I.P.C.</p> <p>5. It is further noted that the Hon'ble High Court has granted bail in Criminal Bail Application No. 3364/2018 by order dated 13.2.2019 and also Hon'ble High Court by order dated 25.11.2019 in Criminal Application No. 1523/2019, has made certain observations favourably to the applicant. The FIR filed against the applicant is quashed and set aside by the Hon'ble Bombay High Court. Thus, there is no offence against the applicant pending anymore.</p> <p>6. Issue notice returnable on 24.8.2021.</p> <p>7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p>

[P.T.O.]

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>8. 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>9. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>10. The learned C.P.O seeks time to take instructions in the matter.</p> <p>11. S.O to 24.8.2021.</p> <p style="text-align: right;">Sd/- /' <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>