[Spl.- MAT-F-2 E.

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.....)

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Office Notes, Office Memoranda of Coram, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders 03.08.2023 O.A 1108/2016 ... Applicant Shri M.S Utpat Vs. ... Respondents The State of Maharashtra & Ors Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents. The applicant prays that this Tribunal be 2. pleased to quash and set aside the communication dated 3.6.2016, issued by Respondent no. 5, wherein he informed the applicant that as the period of appointment on contract basis has come to an end, therefore, he cannot be again given such contract appointment as per the report submitted by Respondent no. 3. Learned counsel for the applicant submits that 3. pursuant to the advertisement for the post of Turner Instructor, the applicant applied for the same and he participated in the selection process and was appointed on contract basis to the post of Turner-Instructor with the Respondent-State on 10.8.2011, with monthly pay of Rs. 15000/ .. The applicant joined on 30.8.2011, and on the same day he made representation to Respondent no. 1, and went on leave on account of family issues. The applicant, however, did not join after availing of the leave which was earlier granted. On 5.10.2011, his application for further leave was rejected and he was directed to join immediately. The applicant replied to the said letter on 7.3.2013. The applicant has no right to claim any 4. appointment on contract basis as the contract period of appointment of the applicant has come to an end. Further, the applicant has only joined for one day and went on leave. We find that there is no merit in the application 5. and the same stands dismissed. Sd/-(Mridula Bhatkar, J.) (Medha Gadgil) Chairperson Member (A) Akn [*P.T.O.*

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.355 of 2016</u>	
	Kishor P. Patil Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
	Heard Shri Joel Carlos with Shri learned Advocate for the Applicant and learned Chief Presenting Officer for the Res	Ms. S.P. Manchekar,
	2. The applicant challenges the fina 29.1.2015 for the years 1.4.1990 to 31.3.1 name is to be placed at Sr. No.165 in the Engineer (EE). It is also prayed for placing respondents to take into account the deeme in the cadre of Assistant Executive Eng 1.12.1993. It is also prayed that the 20.5.2015 of the officers in the cadre of Exec challenged on the ground that applicant is the his seniority is shown as 296.	998 and prays that his ne cadre of Executive him at Sr. No.165 and d date of the applicant ineer (AEE) which is final seniority list of ecutive Engineer is also
	3. The posts were bifurcated as 14 for and 14 for Public Works Department. In there are AEE. Those who got higher ma and those who got lesser marks are a Engineer, Grade-I as the quota is of 40% ar AEE was 500 marks out of 900 and for AE-	both the departments rks are placed as AEE ppointed as Assistant ad 25%. The cutoff for
	4. Ld. Advocate submits that applica i.e. bifurcated by 375 + 125. Ld. Advocate putting the applicant as AEE as he has seen appointed as Assistant Engineer, Grade-I applicant was promoted on 31.3.2002 as PWD. Ld. Advocate submits that the seni 1.4.1990 to 31.3.1998 was published on 4. was Executive Engineer and came to k 4.8.2014 and then on 16.8.2014 he made State that in 1992 the vacant posts wer	submits that instead of ured 500 marks he was on 12.11.1993. The Executive Engineer in ority list for the period 8.2014. The applicant mow his seniority on e representation to the

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

effected his entitlement. Ld. Advocate submits that provisional seniority list was published on 4.8.2014 and final seniority list was published on 29.1.2015 and therefore the applicant lodged his protest on 4.2.2015. The provisional seniority list of Executive Engineers for the period 1998 to 2010 was published on 21.2.2015. The applicant further submits that his representations dated 4.2.2015 and 7.3.2015 and final seniority list was published on 20.5.2015 and the applicant was placed at Sr. No.296 and deemed date of 14.6.2010 was given. Hence, the applicant objected the placement. Ld. Advocate submits that actual vacancies of Executive Engineers were 20 in the year 1992 however requisition was sent by the Govt. to MPSC for 14 and though the applicant has secured 500 marks he was kept out of these 14 posts.

5. Ld. CPO opposes the OA on the ground of delay and laches. She further submitted that it is the prerogative of the respondent-State to make requisition of particular number of posts and decide how many vacancies are to be filled up.

At the outset, we hold that the OA suffers from delay and 6. laches. It is admitted that the applicant has secured 500 marks which is cutoff marks of AEE. However, it is not the case of the applicant that any other candidate who has secured lesser marks than him is appointed to the post of AEE. All the 14 posts are filled in. Obviously the posts were filled up by candidates who are meritorious than the applicant and therefore applicant should not have any grievance about filling up these 14 posts. The ground for taking legal recourse is agitated that the Govt. should have advertised more 6 posts as total of 20 posts of AEE were vacant and required to be filled up. Thus, the Govt. did not requisitioned 6 posts and if these 6 posts would have been advertised then the applicant could have been accommodated as AEE. Such speculation and such argument are not sustainable in law. The State has the power and authority to decide how many vacancies are to be filled in and how many posts are required to run the administration. No judicial mandate can be given in this issue. Thus the case of the applicant has no merit and OA deserves to be dismissed.

OA is dismissed with no orders as to cost.

Sd/-(Medha/Gadg/) Member (A) 3.8.2023

Sd/-(Mridula Bhatkar, J.) Chairperson 3.8.2023

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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT (Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or	Tribunal's orders	
directions and Registrar's orders	03.08.2023	
	<u>O.A 802/2023</u>	
	Shri Anil S. Jachak Applicant	
	Vs. The State of Maharashtra & Ors Respondents	
	1. Heard Shri A.R Avachat i/b Shri S.H Deshpande, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.	
	2. The applicant prays that the suspension order dated 2.11.2005 be quashed and set aside and the Respondents be directed to grant consequential service benefits to the applicant.	
	3. Issue notice before admission returnable on 31.8.2023.	
	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.	
	6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.	
	7. 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.	
	8. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."	
	9. S.O to 31.8.2023. Sd/-	
-	Sd/-	
	/ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson	
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	[<i>P.T.O.</i>	

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		DISTRICT
			Applicant/s
(Advocate)		
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The Sta	e of Mał	arashtra and others	
			Person dont/a
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribun	al's orders
	0	3.08.2023	
		<u>O.A 850, 8</u>	851 and 876/2023
	J.	J Gaikwad	
	1	M Mali R Gawande	Applicants
		Vs.	
	())	he State of Maharashtr	ra & Ors Respondents
		arned advocate for	a Mankoji i/b Shri S.S Dere, the applicants and Ms Swati O for the Respondents.
	2 by	Learned C.P.O is way of last chance.	directed to file affidavit in reply
	3.	S.O to 17.8.2023	3.
			Sd/-
		Sd/-	1
	(N N Ak	Iedha Gadeil) Iember (A)	(Mridula Bhatkar, J.) Chairperson
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribu	nal's orders
	03.08.2023	
	<u>0</u>	.A 865/2021
	Nakul M.Ransing & Or Vs.	rs Applicants
	The State of Maharash	ntra & Ors Respondents
	the applicants, Smt k Respondent no. 1 a	pa G.Talhar, learned advocate for K.S Gaikwad, learned P.O for the and Shri A.S Gaikwad learned hts no 2 to 10, except Respondent
		sel Shri Gaikwad submits that D.A and rejoinder is not served on ts.
		el for the applicants is directed to nded O.A along with rejoinder.
	4. S.O to 24.8.202	23.
	Sd/-	Su/
	(Medha Gadgil) Member (A)	/ (Mridula Bhatkar, J.) Chairperson
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		District Applicant/s
(Advocate)		
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	The State of Mah	arashtra and others	3
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memorand Appearance, Tribunal's o directions and Registrar'	rders or	Tribur 3.08.2023	nal's orders
		<u>o</u> .	A 904/2023
	S	hri R.R Whavale Vs.	Applicant
	Т	he State of Maharash	tra & Ors Respondents
			baz W. Pathan, learned advocate Smt K.S Gaikwad, learned P.O for
			w the Original Application with
	3 w		cation stands disposed of as to file fresh Original Application.
			Sd/-
		Sd/- Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson

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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate	·····)	
	2	
	versus	

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	03.08.2023
	O.A 846/2023
	Shri S.D Bargude Applicant Vs.
	The State of Maharashtra & Ors Respondents 1. Heard Shri Kailash Jadhav, i/b Shri R. Panchal, learned advocate for the applicant and M
	 Archana B.K, learned P.O for the Respondents. 2. In this matter, show cause notice date 30.6.2023 was issued to the applicant at the final stag in the departmental enquiry. However, the said actio of the Respondents was challenged on the basis of the ratio laid down in the case of Managing Director Ec Hyderabad vs B. Karunakar & Ors, 1994 SCC Sup (2) 391, as it is binding on the Enquiry Officer to give
	 the copy of the enquiry report before the Disciplinat Authority arrives at any conclusion. 3. Learned P.O submits that in view of the sat ratio, the Police Commissioner, Solapur City ha withdrawn the impugned show cause notice date
	 3.7.2023 and the requisite procedure as laid down in the case of B. Karunakar's case is followed. 4. In view of the above, nothing remains in the Original Application and the same stands disposed of.
	Sd/- Sd/- (Meana Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>03.08.2023</u>	
· · · · · · · · · · · · · · · · · · ·	<u>O.A</u>	327/2016
	Shri M.M Kathe & Ors Vs.	Applicants
	The State of Maharashtr	ra & Ors Respondents
		D Lonkar, learned advocate for Archana B.K, learned P.O for the
	General of Police has	s to inform whether the Director published the notice on the persons who are likely to be
	3. The Respondent one week.	s are directed to comply within
	4. S.O to 10.8.2023	3.
	Sd/-	Sd/-
	(Medha Gadgil) Member (A) Akn	(Mridula Bhatkar, J.) Chairperson
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT
		Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	03.08.2023	· · · · · · · · · · · · · · · · · · ·	
	re l <u>A</u> 433/20	023 in O.A 794/2023	
	Shri Y.S Katkar & Ors Vs.	Applicants	
	The State of Maharasht	tra & Ors Respondents	
	Momale, learned advo	manshu Pujari i/b Shri U.L cate for the applicants and Ms ned C.P.O for the Respondents.	
	2. Misc Application to payment of court fee	n to sue jointly is allowed, subject s, if not allowed.	
		Sd/-	
	Sd/-	/ V ⁻	
	(Medha Gaɗgil) Member (A)	(Mridula Bhatkar, J.) Chairperson	
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 Distruct (Advocate				
(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 03.08.2023 O.A 156/2023 Shri V.J Mali & Ors VS. The State of Maharashtra & Ors Applicants VS. The State of Maharashtra & Ors Applicants NS. The State of Maharashtra & Ors Applicants VS. The State of Maharashtra & Ors Applicants Shri V.J Mali & Ors Applicants VS. The State of Maharashtra & Ors Applicants Shri V.J Mali & Ors Applicants VS. The State of Maharashtra & Ors Applicants Shri V.J Mali & Ors Applicants Applicants Shri V.J Mali & Ors Applicants 	Original Application No.	of 20		DISTRICT
UPERSUB The State of Maharashtra and others Respondent/s Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders O3.08.2023 OA 156/2023 Shri V.J Mali & Ors Applicants Vs. The State of Maharashtra & Ors Respondents 1 Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2 Admit with liberty to file rejoinder. Ne 3 Place for final hearing on 7.9.2023. Ne Sd/- (Medha&Gadgfl) Member (A) (Mridula Bhatkar, J.)				Applicant/s
The State of Maharashtra and others Respondent/s Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Tribunal's orders 03.08.2023 0.A 156/2023 Shri V.J Mali & Ors Applicants Vs. The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- (Medha/Gadgúl) Member (A) (Mridula Bhatkar, J.)	(Advocate)	
The State of Maharashtra and others Respondent/s Office Nemoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Olifice Notes, Office Memoranda of Coram, Appearance, Tribunal's orders Olifice Notes, Office Memoranda of Coram, Notes, Tribunal's orders Olifice Notes, Office Memoranda of Coram, Notes, Tribunal's orders Olifice Notes, Office Memoranda of Coram, Notes, Tribunal's orders Olifice Notes, Office Notes, Office Memoranda of Coram, Notes, Tribunal's orders Olifice Notes, Oli				
(Presenting Officer) Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders 03.08.2023 O.A 156/2023 Shri V.J Mali & Ors Vs. The State of Maharashtra & Ors I. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms_Swati_Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Maridua Bhatkar, J.) (Mridula Bhatkar, J.) Chairperson				
(Presenting Officer	The	e State of M	laharashtra and other	°S
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Tribunal's orders 03.08.2023 0.A 156/2023 Shri V.J Mali & Ors Applicants Vs. The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- // (Medha/Gadgíl) Member (A) /(Mridula Bhatkar, J.)				Respondent/s
Appearance, Tribunal's orders Tribunal's orders 03.08.2023 03.08.2023 O.A 156/2023 Shri V.J Mali & Ors Interstore O.A 156/2023 Shri V.J Mali & Ors Applicants Interstore Interstore Interstore O.A Isofor the applicant and Ms Superior Sd/- Mathematical Shri B.A Bandiwadekar, learned Sd/- Sd/- Sd/- (Medha/Gadgíl) <	(Presenting Officer)	
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O.A 156/2023 Shri V.J Mali & Ors Applicants Vs. Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- (Medha/Gadgíl) (Mridula Bhatkar, J.) Member (A) (Mridula Bhatkar, J.)	Appearance, Tribunal's orders o	or 🛛	Tribu	ınal's orders
Shri V.J Mali & Ors Applicants Vs. The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- Sd/- Sd/- (Medha/Gadgíl) (Mridula Bhatkar, J.) Chairperson			03.08.2023	· · · · · · · · · · · · · · · · · · ·
Shri V.J Mali & Ors Applicants Vs. The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- Sd/- Sd/- (Mridula Bhatkar, J.) Member (A) (Mridula Bhatkar, J.)				A 150 (0000
Vs. The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- Sd/- (Medha/Gadgil) Member (A) (Mridula Bhatkar, J.)			<u> </u>	J.A 156/2023
The State of Maharashtra & Ors Respondents 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- Sd/- (Medhal/Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson				Applicants
for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Admit with liberty to file rejoinder. 3. Place for final hearing on 7.9.2023. Sd/- Sd/- (Medha/Gadgĭl) (Mridula Bhatkar, J.) (Mridula Bhatkar, J.) (Mridula Bhatkar, J.)				ntra & Ors Respondents
3. Place for final hearing on 7.9.2023. Sd/- Sd/- (Medha/Gadgĭl) (Mridula Bhatkar, J.) Member (A) Chairperson			for the applicant and	Ms Swati Manchekar, learned
Sd/- Sd/- (Medha ^l Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson			2. Admit with libe	erty to file rejoinder.
Sd/- Sd/- (Medha ^l Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson			3. Place for final	hearing on 7.9.2023.
Sd/- (Medha ^l Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson				-
(Medha [[] Gadgĭl) (Mridula Bhatkar, J.) Member (A) Chairperson				
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[Spl.- MAT-F-2 E.

Original Application No.	of 20		DISTRICT
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(Presenting Officer)	
Office Notes, Office Memoranda of Coram Appearance, Tribunal's orders or directions and Registrar's orders	· · · · · · · · · · · · · · · · · · ·	Tribu	nal's orders
	<u>0</u>	3.08.2023	
		<u>0</u>	.A 135/2023
	S	hri A.V Sahane	Applicant
	T	Vs. he State of Maharash	tra & Ors Respondents
			R Jagdale, learned advocate for t K.S Gaikwd, learned P.O for the
	gr w to b	aintainability of the round of gross delay as given notice by let join duty and if he	t, learned P.O challenges the ne Original Application on the She submits that the applicant ter dated 22.10.2013, asking him does not resume duty, action will as per rules. However, he did not
	3	Admit with libe	rty to file rejoinder.
	4	Place for final h	nearing on 7.9.2023.
			م ال Sd/-
		Sd/- Aedha Gadgil) Aember (A)	(Mridula Bhatkar, J.) Chairperson
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			[<i>P.T.O.</i>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

of 20 DISTRICT Original Application No. 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 Tribunal's orders directions and Registrar's orders 03.08.2023 O.A 844/2023 ... Applicant Shri S.S Kulkarni Vs. The State of Maharashtra & Ors ... Respondents Heard Shri K.R Jagdale, learned advocate for 1. the applicant and Smt K.S Gaikwd, learned P.O for the Respondents. The applicant prays that the Respondents be 2.directed to declare the applicant deemed to be regularized / absorb in service in Group-C and he be granted the benefits of Old Pension Scheme. Issue notice before admission returnable on 31.8.2023. 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. This intimation/notice is ordered under Rule 11 6. of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 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. In case notice is not collected within seven days 8. or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' thereafter on the subsequent date the and Applications Original/Miscellaneous shall stand dismissed." 1 9. S.O to 31.8.2023. Sd/-Sd/-(Mridula Bhatkar, J.) (Medha Gadgil) Member (A) Chairperson Λkn

Original Application No.	of 20		District Applica	ant/s
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Advocate))		
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T	he State of Mal	harashtra and other	s	
			Responde	ent/s
Presenting Officer)		
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	s or	Tribu	nal's orders	
	<u><u></u></u>	3.08.2023		
		<u>0</u>	A 115/2023	
	S	Shri M.T Jadhav	Applicant	
	г	Vs. The State of Maharash	ntra & Ors Responden	ts
	f	. Heard Shri B., or the applicant and he Respondents.	A Bandiwadekar, learned ad Smt K.S Gaikwad, learned F	vocate P.O fo [.]
	2	2. Admit with libe	erty to file rejoinder.	
	3	B. Place for final l	hearing on 7.9.2023.	
			Sd/-	Λ,
		Sd/-	<i>•</i> • •	
		Medha Gadğil) Member (A)	'(Mridula Bhatkar, Chairperson	, J.)

Original Application No.	of 20	Dis	STRICT
			Applicant/s
Advocate)		
		sus	
The	e State of Maha	rashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of (Appearance, Tribunal's orders directions and Registrar's orde	or	Tribunal's o	rders
	03	.08.2023	······································
		M.A 492/2023 in	n O.A 67/2021
	Sn	nt Savita K. Titar (Datir)	Applicant
	Th	Vs. e State of Maharashtra & O	Drs Respondents
			iwadekar, learned advocate S Gaikwad, learned P.O fo
	an	e applicant has filed repr	the applicant submits tha resentation dated 5.4.202 be directed to decide th
	fu	t taken in the departmen	that final decision is no tal enquiry. Learned P.C the Misc Application is no
	We rej	rve copy of the Misc Appli e further direct the Re presentation dated 5.4.2	the applicant is directed t cation on the Respondents spondents to decide th 2023 submitted by th from the date of this order
	5.	Misc Application stan	ds disposed of.
	6.	Original Application to	be placed on 31.8.2023. \swarrow
		Sd/-	Sd/-
		edha Gadgu) ember (A)	/ (Mridula Bhatkar, J.) Chairperson
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Original Application No.	of 20	Ι	District Applicant/s
			Hpphoulos
(Advocate)		
	vers	sus	
Т	he State of Maha	rashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	sor	Tribunal' s	orders
	<u>03</u> .	08.2023	· · · · · · · · · · · · · · · · · · ·
			· · ·
		M.A 226/2022	in O.A 354/2020
	Sta	te of Maharashtra & Ora	s Applicants (Ori Respondents)
	Sh	Vs. ri S.S Misal & Ors	Respondent (Ori Applicant)
	hol	Applicants (Ori Respon	lanchekar, learned C.P.O for idents) and Ms Pooja Mankoji , learned advocate for the :s).
			Is Mankoji submits that Mr or the applicants is suffering sted for time.
	3.	Time granted.	
	4.	S.O to 31.8.2023.	
			Sd/
		Sd/-	
		edha Gadgil) ember (A)	/ (Mridula Bhatkar, J.) Chairperson
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ginal Application No.	of 20		DISTRICT	Applicant/s
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vocate)			
	ve	rsus		
The	e State of Mah	arashtra and others	i -	
				Respondent/s
esenting Officer	•••••)		
Office Notes, Office Memoranda of C Appearance, Tribunal's orders o directions and Registrar's orde	or ers	Tribur 3.08.2023	nal's orders	
			22 in O.A 8	79/2015
		nri G.P Wadekar Vs.		Applicant
		Name for the ap		Respondents ard Smt K.S Gaikwa
	1. le	arned P.O for the Res		iu Sint K.S Gaikwa
	2. tł	Learned P.O su ne Hon'ble Chief Minis	bmits that th ster and requ	ne file is pending w lests for time.
	3.	S.O to 10.8.202	23.	Sd/-
		Sd/-	1'	
	(R R Al	fledha Gadgil) flember (A)	(M :	ridula Bhatkar, J. Chairperson
	-			

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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IN

(G.C.P.) J 2260(B) (50,000-2-2015)

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders O.A. No.30 of 2023		
	G.N. TateApplicant Vs.		
	The State of Maharashtra & OrsRespondents		
	Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.		
· · · · · · · · · · · · · · · · · · ·	2. Ld. Advocate for the applicant produces letter date 8.6.2023 from Commissionerate of Agriculture, Pune Secretary, Agriculture, Mantralaya.		
	3. Ld. PO to verify the position and see whether the amount has been deposited.		
	4. S.O. to 18.8.2023.		
	Sd/-		
	(Medha Gadgil) Member (A) 3.8.2023		
	(sgj)		

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.974 of 2022</u>	
	N.G. Kabadi Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
	Heard Applicant in person and Smt. Archana I learned Presenting Officer for the Respondents.	
	2. Applicant in person seeks for amendment.	two weeks time to file MA
	3. S.O. to 18.8.2023.	
		Sd/-
	(sgi)	(Medha Gadgil) Member (A) 3.8.2023
	(sgj)	

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		
	<u>O.A. No.1174 of 2022</u>		
	A.Y. Jagtap Vs.	Applicant	
	The State of Maharashtra & Ors.	Respondents	
	Heard Shri G.A. Bandiwadekar, learned Advocate f the Applicant and Shri A.J. Chougule, learned Presentin Officer for the Respondents.		
	2. Ld. Advocate for the applicant appearance is not shown on board and shown.	submits that his the same may be	
	3. Office to take note and appearance	be shown.	
	4. S.O. to 31.8.2023.		
		Sd/-	
		ha Gadgil) nber (A)	
	3.	8.2023	
	(sgj)		

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		
	<u>O.A. No.654 of 202</u>	23	
	A.K. Bhosle Vs.	Applicant	
	The State of Maharashtra & Ors.	Respondents	
	Heard Shri M.D. Lonkar, learn Applicant and Shri A.J. Chougule, Officer for the Respondents.	ned Advocate for the learned Presenting	
	2. Reply is already filed.		
	3. Admit.		
	4. S.O. to 31.8.2023 for final heari	ng.	
		Sd/-	
		/edha Gadgi () Member (A)	
	(sgj)	3.8.2023	

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.496 of 2023</u>	
	B.D. ChitteApplicant	t
	Vs. The State of Maharashtra & OrsResponde	ents
	Heard Shri G.A. Bandiwadekar, learned Advoca the Applicant and Shri A.J. Chougule, learned Prese Officer for the Respondents.	
	2. Ld. Advocate for the applicant produces copletter dated 3.8.2023 received from the applicant withdrawal and seeks leave to withdraw the above OA. said letter is taken on record and marked Court Exhibit for identification.	it for . The
	3. OA is allowed to be withdrawn and disposed of such.	off as
	Sd/- (Medha/Gadgil)' Member (A) 3.8.2023	

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.393 of 2023</u>	
	P.C. BagulApplicant	
	Vs. The State of Maharashtra & OrsRespondents	
	Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presentin Officer for the Respondents.	
	2. Ld. PO files affidavit in reply dated 1.8.2023 of behalf of respondent no.6.	
	3. Admit.	
	4. S.O. to 31.8.2023 for final hearing.	
	4. S.O. to 31.8.2023 for final hearing. Sd/- (Medha Gadefil) Member (Å) 3.8.2023 (sgj)	

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>M.A. No.236 of 2023 in O.A.</u>	No.158 of 2022
	S.B. Kobalkar	Applicant
	Vs. The State of Maharashtra & Ors.	Respondents
	Heard Ms. Supriya Rathod, learned Advocate for a Applicant and Shri A.J. Chogule, learned Presenting Offic for the Respondents.	
	2. The MA is filed for condoning the delay of months in filing the OA. Ld. Advocate for the app submits that applicant has made several representation the department and prays that delay may be condon view of the period of COVID-19 and also the <u>order 10.1.2022 passed by the Hon'ble Supreme Court in No.21/2022 in MA No.665/2021 in Suo Motu Writ Pe (C) No.3 of 2020.</u>	
	3. Ld. PO opposes the MA.	
	4. In view of the facts and circ and for the reasons mentioned in the of justice, the delay is condoned. accordingly.	MA and in the interest
		Sd/-
	(sgj)	(Medha Gadgil) Member (A) 3.8.2023

Tribunal's orders

<u>O.A. No.158 of 2022</u>

S.B. Kobalkar Vs. .. Applicant

The State of Maharashtra & Ors.

..Respondents

Heard Ms. Supriya Rathod, learned Advocate for the Applicant and Shri A.J. Chogule, 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 31.8.2023. The respondents are directed to file reply.

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. 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 OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil) Member (A) 3.8.2023

(sgj)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	<u>M.A. No.2 of 2023 in O.A. N</u>	lo.1274 of 2022	
	B.S. Kapse Vs.	Applicant	
	The State of Maharashtra & Ors.	Respondents	
	Heard Shri A.S. Dhannawat, learned Advocate the Applicant and Smt. Archana B.K., learned Presenti Officer for the Respondents.		
	2. Ld. Advocate submits that condoning the delay of 925 days is applicant has retired on 31.5.2020. made number of representations. If prays that delay may be condoned in COVID-19 and also the <u>order dated 1</u> <u>Hon'ble Supreme Court in MA</u> <u>No.665/2021 in Suo Motu Writ Peti</u> Ld. Advocate submits that there is action.	n filing the OA. The He submits that he has Ld. Advocate therefore n view of the period of 10.1.2022 passed by the No.21/2022 in MA tion (C) No.3 of 2020.	
	3. Ld. PO submits that cause 1.6.2012 when he claimed intersta submits that first representation was She states that there is no record of 2014.	te Kamgiri. Ld. PO made in the year 2021.	
	4. It appears that there has be However, in the interest of justice to The applicant to pay cost of Rs.1000/ only). MA disposed off accordingly.	the delay is condoned.	
		Sd/-	
	(sgj)	(Medha Gadgil) Member (A) 3.8.2023	

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

<u>O.A. No.1274 of 2022</u>

B.S. Kapse Vs.

.. Applicant

The State of Maharashtra & Ors.

..Respondents

Heard Shri A.S. Dhannawat, learned Advocate for the Applicant and Smt. 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 24.8.2023. The respondents are directed to file reply.

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. 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 OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil) Member (A) 3.8.2023

(sgj)

(G.C.P.) J 2260(B) (50,000–2-2015) 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		
	<u>O.A. No.64 of 2021</u>		
	U.T. SarodeApplicant Vs.		
	The State of Maharashtra & OrsRespondents		
	Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.		
	2. Ld. Advocate for the applicant refers to order dated 17.7.2023 passed by this Tribunal in the above matter wherein the Ld. PO was directed to produce deposition of witnesses recorded in DE.		
	3. Ld. CPO is directed to produce the deposition of witnesses within two weeks.		
	4. S.O. to 18.8.2023.		
	Sd/-		
	(Medha ['] Gadg i) Member (A) 3.8.2023		
	(sgj)		

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 Date: 03.08.2023 O.A. No.630 of 2022	
	Dr. A.P. Patil & OrsApplicant Versus	
	The State of Maharashtra & OrsRespondents.	
	 Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chier Presenting Officer for the Respondents. The O.A. has been filed for direction to the Respondent No.1 to prepare the seniority list of Naik Tahsildar and for grant of seniority and other consequential service benefits. Learned Advocate for the Applicant has pointed out that during the pendency of O.A. Government prepared amalgamated seniority list as on 01.01.2015 for the post of Naib Tehsildar and published it by Circular dated 17.08.2022. Thereafter, the Applicant is also promoted to the post of Naib Tahsildar. Thus the grievance of non-preparation of seniority list in the cadre of Naib Tahsildar is redressed and the Applicants are also promoted to the post of Tahsildar. Shri S.S. Dere, learned Advocate for the Applicant therefore submits what remains is claim for Deemed Date of Promotion. He submits that Applicants will make representation for grant of Deemed Date of Promotion and Respondents be directed to decide the same within stipulated period. With this submission he prayed to dispose of O.A. 	

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	6. Learned C.P.O. fairly concedes to dispose of O.A by giving liberty to the Applicants to make representations. Learned C.P.O. prayed for six month time for decision of representation.
	7. In view of above, O.A. is disposed of with liberty to the Applicants to make representation to the Government for grant of Deemed Date of Promotion and it shall be made within 15 days from today Respondents No.1 is directed to decide the representation for grant of Deemed Date of Promotion within four months from the date of receipt of the representation in accordance to law and the decision be communicated to the Applicants within two week thereafter. No order as to costs.
	Sd/- Sd/-
	(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)
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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 order	S
	Date: 03.08.2023 O.A. No.1190 of 2022	
	N.A. Bankar & Ors., Versus The State of Maharashtra & Ors.	Applicant Respondents.
	1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri S.S. Dere, learned Advocate for the Respondents No. 23 & 27.	
	2. On request of learned P.O. three weeks time is granted to Respondent Nos.1 to 3 for filing Affidavit-in- Reply by way of last chance.	
	3. S.O. to 22.08.2023.	
	Sd/-	Sd/-
	(Debashish Chakrabarty) Member (A)	(A.P. Kurhekar) Member (J)
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal'	s orders	
	Date: 03.08.2023 C.A. No.46 of 2022 in C.A. No.47 of 2022	n O.A. No.72 of 2022 with 2 in O.A. No.73 of 2022	
	V.H. Patil R.H. Patil Versus The State of Maharashtra	a & OrsRespondents.	
	1. Heard Shri M.D. Lonkar, learned Advocate the Applicant and Smt. Archana B.K., learned Present Officer for the Respondent.		
	both the Contempt Contemnor No.2 – D Conservator of Forest, Contemnor No.3 – S Conservator of Forest, H In sofaras, Reply of Cont	O. has tendered joint Reply in Applications on behalf of r. Y.L.P Rao, Principal Chief , Nagpur, and also Reply of Shri R.M. Ramanujam, Chief Kolhapur. It is taken on record. temnor No.4 – Shri M.N. Mohite s time is granted to file Reply to	
	Tribunal will consider t	sion is taken by next date, the to frame the charge against the pt of the order of the Tribunal.	
	4. S.O. to 17.08.20 Sd/-	23. Sd/-	
	(Debashish Chakrabart Member (A)	y) (A.P. Kurhekar) Member (J)	
	NMN		
		[<i>P.T.O.</i>	

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		
	Date: 03.08.2023 O.A. No.361 of 2017		
	U.A. NO.361 01 2017		
	V.N. Itkyal Versus	Applicant	
	The State of Maharashtra & C	DrsRespondents.	
	 Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent. Learned P.O. has filed short Affidavit along with copies of enquiry proceedings and deposition of witness. It is taken on record. 		
	Sd/-	Sd/-	
	(Debashish Chakkabarty) Member (A)	(A.P. Kurhekar) Member (J)	
	NMN		
	LATER ON		
	3. During the course of hearing it is transpired that some of the material documents are not on record Record of enquiry is also not produced. Learned P.O therefore sought one week time to file Additiona Affidavit and to produce the record.		
	4. S.O. to 09.08.2023.		
	Sd/-	Sd/-	
	(Debashish Chakrabarty) Member (A)	(A.P. Kurhekar) Member (J)	
	NMN	[<i>P.T.O.</i>	

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

Tribunal's orders

03.08.2023

O.A 953, 954 & 955/2023

Shri S.K Khade Shri S.K Chandanshive Shri S.V Kokare ... Ap Vs.

... Applicants

The State of Maharashtra & Ors Respondents

1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicants working as Police Naik prays that the Tribunal be pleased to declare the impugned order lated 7.7.2023 issued by Respondent no. 3 as illegal and bad in law and the same be quashed and set aside with directions to defer the hearing of the departmental enquiry vide chare memo dated 11.4.2023.'

3. In view of the ratio laid down by the Hon'ble Supreme Court in the case of Easter Coalfields Ltd & Ors Vs. Rabindra Kumar Bharti, (2022) 12 SCC 390, it is necessary to verify whether the facts and nature of the charges are same and will affect the defence of the applicants in the criminal trial. It is observed in para 13 of the said judgment as under:-

> We would notice that this is a case where there is a criminal case against the respondent. The appellant(s) as employer also launched disciplinary proceedings. It is undoubtedly true that this Court has taken the view that when the charges are identical and gives rise to complicated issues of the fact and law and evidence is the same, it may not be appropriate to proceed simultaneously in disciplinary proceedings, along with the criminal case. The rationale behind the principle largely is that the employee who is facing the disciplinary proceeding would necessarily have to take a stand. This in turn would amount to revealing his defense and therefore prejudice the employee in the criminal proceedings. No doubt, this Court has laid down that it is not an absolute embargo and the principle is one to be applied based on the facts of each case."

4. Hene, the departmental enquiry which is fixed on 7.8.2023 is postponed to 28.8.2023.'

5. Learned C.P.O is directed to file a short affidavit in reply on this issue only on or before 18.8.2023.

6. S.O to 21.8.2023. Sd/-(Medha Gadgil) Member (A) Akn

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 Date: 03.08.2023 O.A. No.361 of 2017	
	V.N. Itkyal Versus	Applicant
	The State of Maharashtra & Ors.	Respondents.
	 Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent. Learned P.O. has filed short Affidavit along with copies of enquiry proceedings and deposition of witness. It is taken on record. 	
	Sd/-	Sd/-
	(Debashish Chakkabarty) Member (A)	(A.P. Kurhekar) Member (J)
	NMN	

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date: 03.08.2023 O.A. No.1226 of 2022 S.P. Khanvilkar & Ors.,Applicant Versus		
•			26 of 2022
			Applicant
		State of Maharashtra &	OrsRespondents.
	1.	Applicant and his Adv	ocate both are absent.
	 Ms. S.P. Manchekar, learned Chief Presentin Officer for the Respondent Nos.1 to 5 and Shri S.S. Dere learned Advocate for the Respondents No. 6 to 89 if present. On request of learned P.O. two weeks time if granted to file Affidavit-in-Reply on behalf of Respondent Nos.1 to 5 by way of last chance. 		
	4.	S.O. to 21.08.2023.	
		Sd/-	∖∖ Sd/-
	(Deb	ashish Chakrabarty) Member (A)	(A.P. Kurhekar) Member (J)
	NMN		

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Date: 03.08.2023 C.A. No.03 of 2023 in O.A. No.950 of 2019 with		
	M.A. No.516 of 2019 with C.A. No.04 of 2023 in O.A. No.1018 of 2019 with M.A. No.561 of 2019		
	S.K. Inamke		
	G.F. Patil	Applicant	
	Versus The State of Maharashtra & C	DrsRespondents.	
	1. Applicants in both t person.	the C.As are present in	
	2. Advocate for the Applicant is absent.		
	3. Smt. K.S. Gaikwad, lea the Respondent is present.	rned Presenting Officer for	
	4. Learned P.O. sought s in-Reply of Contemnor to the by the Tribunal. She states th to implement the order and level of Accountant General.	hat steps are already taken	
	5. Short time is grant Contemnor.	ed to file Reply to the	
	6. S.O. to 08.08.2023.		
	Sd/-	Sd/-	
	(Debashish Chakrabarty) Member (A)	(A.P. Kurhekar) Member (J)	
	NMN		
		[<i>P.T.O.</i>	

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's or	ders
	Date: 03.08.2023 C.A. No.65 of 2023 in	O.A. No.301 of 2023
	P.L. Tambe Versus The State of Maharashtra &	OrsRespondents.
	1. Heard Shri K.R. Jagda Applicant and Shri A.J. Cho Officer for the Respondent.	le, learned Advocate for the bugule, learned Presenting
	2. Today learned P.O. I Contemnors. It is taken on r	nas filed Reply of both the ecord.
	3. Adjourned for hearin	g of Contempt.
	4. S.O. to 09.08.2023.	
	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.

ł

of 20

ΙΝ

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's or	ders	
	Date: 03.08.2023		
	C.A. No.49 of 2023 in C	D.A. No.1224 of 2022	
	V.D. Kamane Versus	Applicant	
	The State of Maharashtra &	OrsRespondents.	
	1. Heard Shri U.V. Bhosle, learned Advocate for th Applicant and Smt. K.S. Gaikwad, learned Presentin Officer for the Respondent.		
	2. Learned P.O. has tendered the copy of sanction of Gratuity order stating that order of the Tribunal is complied with.		
	3. Learned Advocate for concedes this position.	or the Applicant also fairly	
	 In view of above, disposed of with no order as 	Contempt proceeding is to costs.	
	Sd/-	ſ∖ Sd/-	
	(Debashish Chakraparty) Member (A)	(A.P. Kurhekar) Member (J)	
	NMN		

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's or	ders
	Date: 03.08.2023	
	O.A. No.89	6 of 2017
	A.S. Shinge Versus	Applicant
	The State of Maharashtra &	OrsRespondents.
	 Heard Shri G.A. Bandir for the Applicant and Sm Presenting Officer for the Res 	
	 Shri G.A. Bandiwade the Applicant requested for that his Senior is unable to re 	
	3. S.O. to 07.08.2023.	N
	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.

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of 20

I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders			
	Date: 03.08.2023			
	O.A. No.757	' of 2017		
	D.C. PawarApplicant			
	Versus The State of Maharashtra & OrsResponde			
	 Heard Ms. Savita Suryavanshi, learned Advocat for the Applicant and Shri A.J. Chougule, learne Presenting Officer for the Respondent. In present O.A. the Applicant is claimin promotion on the post of P.S.I. 			
	3. Learned P.O. submits that recently the Applic is promoted to the post of P.S.I. by order da 26.07.2023. As such the grievance of promotion redressed.			
	4. However, learned Ac submits that she wants to Deemed Date of Promotion.	dvocate for the Applicant amend O.A. for claiming		
	5. The issue of Deemed be totally different which independently.	Date of Promotion would the Applicant can raise		
	6. Learned Advocate for week time to take instructio to proceed with the O.A. or to			
	7. S.O. to 10.08.2023.			
	Sd/-	Sd/-		
	(Debashish Chakrabarty) Member (A)	(A.P. Kurhekar) Member (J)		
	NMN	[<i>P.T.O.</i>		

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

of 20

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

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I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's order	S
	Date: 03.08.2023	
	O.A. No.1026 c	of 2017
	C.W. Gaikwad Versus The State of Maharashtra & Ors	Applicant
	The State of Manarashtra & Ors	
	 Heard Shri K.R. Jagdale, I Applicant and Ms. S.P. Mar Presenting Officer for the Response 	
	2. Learned Advocate for t for adjournment on the ground under RTI from the Department	
	3. S.O. to 23.08.2023.	
		Sd/-
	Sd/-	٢
	(Debashish Chakråbarty) Member (A)	(A.P. Kurhekar) Member (J)
	NMN	

[Spl.- MAT-F-2 E.

	MOM.	DAL	
Original Application No.	of 20		District Applicant/s
(Advocate)		
	vers	us	
The Sta	te of Maha	rashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram Appearance, Tribunal's orders or directions and Registrar's orders	1,	Tribun	al's orders
	03.	08.2023	
		rei .a 433/20	23 in O.A 794/2023
	The 1. Mon Swa 2.	nale, learned advoo ati Manchekar, learn	manshu Pujari i/b Shri U.L cate for the applicants and Ms and C.P.O for the Respondents.
		dha Gadgil) mber (A)	Sd/- (Mridula Bhatkar, J.) Chairperson

(G.C.P.) J 2959 (A) (50,000–3-2017) [Spl- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT	
	÷		Applicant/s
(Advocate)		

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribuna	l's orders
	03.08.2023	
	<u>O.A</u>	327/2016
	Shri M.M Kathe & Ors	Applicants
	Vs. The State of Maharashtr	a & Ors Respondents
		Lonkar, learned advocate four the Lonkar is the Lonkar of the Long
	General of Police has	s to inform whether the Directo published the notice on th persons who are likely to b
	3. The Respondents one week.	s are directed to comply with
	4. S.O to 10.8.2023	i.
		Sd/-
	(Medha Gadgil) Member (A) ^{Akn}	(Mridula Bhatkar, J.) Chairperson

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Ne^r

MUMBAI				
Driginal Application No.	of 20		District	Applicant/s
Advocate		.)		
	÷ 1	versus		
The Stat		aharashtra and othe	ara	
		anarasitira and our		Respondent/s
		\ \		Respondences
(Presenting Officer				
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Trib	ounal's orders	
		03.08.2023		
			O.A 846/2023	
		Shri S.D Bargude Vs.		Applicant
		The State of Maharas		Respondents
	f (1. Heard Shri Panchal, learned ac Archana B.K, learned	lvocate for the	
		 In this ma 30.6.2023 was issue in the departmental of the Respondents ratio laid down in the Hyderabad vs B. (2) 391, as it is bin the copy of the enquational Authority arrives at a 	enquiry. Howe was challenged ne case of Mana Karunakar & O ding on the En- uiry report befo	nt at the final stage ver, the said action on the basis of the aging Director Eci rs, 1994 SCC Supp quiry Officer to give
		3. Learned P.O ratio, the Police of withdrawn the imp 3.7.2023 and the re the case of B. Karuna	Commissioner, ougned show c equisite procedu	ause notice dated are as laid down ir
		4. In view of the Original Application		ing remains in the ands disposed of.
				Sd/-
		(Medha Gadgil) Member (A) ^{Akn}		dula Bhatkar, J.) Chairperson
<i>,</i>				

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[Spl.- MAT-F-2 E.

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	
	versu	8
The S	tate of Mahara	shtra and others
		Respondent/s
(Presenting Officer)
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	am,	Tribunal's orders
	03.08	3.2023
· · · · · · · · · · · · · · · · · · ·		M.A 465/2023 in O.A 794/2023
	Shri Y	Y.S Katkar & Ors Applicants
	The S	Vs. State of Maharashtra & Ors Respondents
		Heard Shri Himanshu Pujari i/b Shri U.L ale, learned advocate for the applicants and Ms Manchekar, learned C.P.O for the Respondents.
	Tribu	Learned counsel for the applicants has filed this cation under Section 25 of the Administrative nals Act for transferring the Original Application M.A.T, Mumbai to M.A.T, Aurangabad.
	applic challe in th	Learned counsel for the applicants submits that 326/2022 & 526/2023 are filed by the some of the cants before the M.A.T, Aurangabad Bench enging the same seniority list and their placement e seniority list and the applicants in the present nal Applications are similarly situated.
		Learned counsel for the applicants therefore pray the present Original Application be transferred to I.A.T, Aurangabad Bench.
	5. Court	Learned C.P.O submits to the orders of the
· · · ·		It is convenient to the applicants as the Original cations are pending before the M.A.T, Aurangabad h and no issues are pending at Mumbai.
	allow proce	Misc Application seeking transfer of the Original cation No. 794/2023 to M.A.T, Aurangabad is ed. The Registry is directed to send the record and edings in the above Original Application from ', Mumbai to M.A.T, Aurangabad.
		Sd/-
		(Mridula Bhatkar, J.) Chairperson
	Akn	
		·
		[<i>PT.O.</i>

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		DISTRICT	Applicant/s
(Advocate)		
		versus		
	The State of M	laharashtra and other	rs	
				Respondent/s
(Presenting Officer)		
Office Notes, Office Memoran Appearance, Tribunal's directions and Registrar	orders or	Tribu 03.08.2023	inal's orders	
		G	D.A 904/2023	
		Shri R.R Whavale Vs.		Applicant
		The State of Maharas	htra & Ors	Respondents
		1. Heard Shri A for the applicant and the Respondents.	rbaz W. Patha Smt K.S Gaik	n, learned advocate wad, learned P.O for
		2. Learned cour permission to withd liberty to file fresh Or	insel for the raw the Origin iginal Applicat	nal Application with
		3. Original App withdrawn with libert	lication stand ty to file fresh (ls disposed of as Driginal Application
				Sd/-
		(Medha Gadgil) Member (A) Akn	/ (Mr	idula Bhatkar, J.) Chairperson
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[Spl.- MAT-F-2 E.

Original Application No.	of 20	D	ISTRICT
			Applicant/s
(Advocate)	
m 0.		versus laharashtra and others	
The St	ate of M	lanarashtra and others	Dennenderst/a
			Respondent/s
(Presenting Officer	• • • • • • • • • • • • • • • • • • • •)	
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	m ,	Tribunal's	orders
		03.08.2023	
		<u>O.A 86</u>	5/2021
		Nakul M.Ransing & Ors	Applicants
		Vs. The State of Maharashtra &	ors Respondents
		the applicants, Smt K.S G Respondent no. 1 and	Talhar, learned advocate for aikwad, learned P.O for the Shri A.S Gaikwad learned o 2 to 10, except Respondent
			Shri Gaikwad submits that nd rejoinder is not served on
		3. Learned counsel for serve copy of the amended	the applicants is directed to O.A along with rejoinder.
		4. S.O to 24.8.2023.	
			Sd/-
		(Medha Gadgil) Member (A) ^{Akn}	/ (Mridula Bhatkar, J.) Chairperson
	-		
			[<i>P.T.O</i> .

[Spl.- MAT-F-2 E.

Original Application No.	of 20	D	DISTRICT Applicant/s
(Advocate)		
ጥኑ	<i>versus</i> ne State of Maharashtr	and others	
11		a and others	Respondent/s
(Presenting Officer)	Respondentis
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's	orders
	03.08.202	23	
-		O.A 850, 851	and 876/2023
	J.J Gaikw J.M Mali P.R Gawar The State		Applicants Ors Respondents
	learned a	dvocate for the	ankoji i/b Shri S.S Dere, applicants and Ms Swati or the Respondents.
		arned C.P.O is dir last chance.	ected to file affidavit in reply
	3. S.C	D to 17.8.2023.	
			Sd/-
	(Medha G Member Akn		(Mridula Bhatkar, J.) Chairperson
•			

[Spl.- MAT-F-2 E.

Original Application No.	of 20	1	DISTRICT
0 11			Applicant/s
	~ ``		
(Advocate			
	ve	rsus	
The St	ate of Mal	arashtra and others	
			Respondent/s
(Presenting Officer	••••••)	
Office Notes, Office Memoranda of Corar Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal' 3.08.2023	s orders
		<u>0.A 8</u>	802/2023
	s	hri Anil S. Jachak Vs.	Applicant
	Т	he State of Maharashtra	& Ors Respondents
		Deshpande, learned advo	Avachat i/b Shri S.H cate for the applicant and Ms I C.P.O for the Respondents.
	c F	lated 2.11.2005 be qua	ays that the suspension order ashed and set aside and the to grant consequential service
		B. Issue notice befo 31.8.2023.	ore admission returnable on
		Respondent intimation/r authenticated by Registr pook of O.A. Private se	prized and directed to serve on notice of date of hearing duly y, along with complete paper rvice is allowed. Respondents case may be taken up for final dmission hearing.
		of the Maharashtra Adm	otice is ordered under Rule 11 inistrative Tribunal (Procedure) estions such as limitation and t open.
		be served and acknow produced along with a	, speed post, courier notice to vledgement be obtained and ffidavit of compliance in the k. Applicant is directed to file ad notice.
		or service report on aff before returnable date Application shall be concerned Benches und	not collected within seven days idavit in not filed three days , the Original/Miscellaneous placed on board before the er the caption <u>'for Dismissal'</u> the subsequent date the Applications shall stand
		9. S.O to 31.8.2023.	is is
	-		Sd/-
		(Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson
		Akn	
			[<i>P.T.O.</i>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	Dis	rrict Applicant/s
(Advocate)		
	versus		
The St	ate of Maharash	tra and others	
			Respondent/s
(Presenting Officer)	·
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	m, 03.08.2	Tribunal's or 023	rders
		O.A 844	/2023
	Shri S.S	Kulkarni Vs.	Applicant
	The Sta	te of Maharashtra & C	Drs Respondents
	1. I the app Respond	licant and Smt K.S G	dale, learned advocate for aikwd, learned P.O for the
	directed regulari	to declare the	that the Respondents be applicant deemed to be vice in Group-C and he be ension Scheme.
	3. 31.8.20		admission returnable on
	Respon- authent book of are put	dent intimation/notic cicated by Registry, a O.A. Private service	ed and directed to serve on ce of date of hearing duly along with complete paper e is allowed. Respondents se may be taken up for final ssion hearing.
	of the Rules,	Maharashtra Adminis	e is ordered under Rule 11 trative Tribunal (Procedure) ons such as limitation and en.
	be ser produc Registr	ved and acknowled ed along with affida	peed post, courier notice to gement be obtained and avit of compliance in the Applicant is directed to file notice.
	or serv before Applica concern and	vice report on affiday returnable date, t ition shall be plac ned Benches under t thereafter on the il/Miscellaneous Aj	collected within seven days wit in not filed three days the Original/Miscellaneous ed on board before the the caption 'for Dismissal' subsequent date the pplications shall stand
	9.	S.O to 31.8.2023.	64/
	(Medha Memb _{Akn}	a Gadgil) er (A)	Sd/- (Mridula Bhatkar, J.) Chairperson

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[Spl.- MAT-F-2 E.

Original Application No.	of 20	D	DISTRICT Applicant/s
(Advocate)		
· ·	versus		
The St	ate of Maharas	htra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	m, 03.08	Tribunal's .2023	orders
		<u>C.A 80/2022 i</u>	n O.A 879/2015
	Shri C	B.P Wadekar	Applicant
	The S	Vs. tate of Maharashtra 8	GOrs Respondents
	1. learne	None for the applica ed P.O for the Respon	ant. Heard Smt K.S Gaikwad, dents.
	2. the H	Learned P.O submir on'ble Chief Minister	ts that the file is pending with and requests for time.
	3.	S.O to 10.8.2023.	• • • •
			Sd/-
		ha Gadgil) ber (A)	(Mridula Bhatkar, J.) Chairperson
		· · · · · · · · · · · · · · · · · · ·	
	-		

[Spl.- MAT-F-2 E.

Original Application No.	of 20	:	District Applicant/s
(Advocate)		
	vers	us	
The Sta	te of Mahar	rashtra and others	
			Respondent/s
(Presenting Officer	•••••)	
Office Notes, Office Memoranda of Coram Appearance, Tribunal's orders or directions and Registrar's orders	1,	Tribunal'	s orders
	<u>03.</u>	08.2023	· · · · · · · · · · · · · · · · · · ·
		<u>M.A 226/2022</u>	2 in O.A 354/2020
	Sta	te of Maharashtra & O	rs Applicants (Ori Respondents)
	Shr	Vs. ri S.S Misal & Ors	Respondent (Ori Applicant)
	hol	Applicants (Ori Respo	Manchekar, learned C.P.O for indents) and Ms Pooja Mankoji ie, learned advocate for the nts).
	2. Tal fro:	Learned counsel kute, learned counsel m Dengue and he requ	Ms Mankoji submits that Mr for the applicants is suffering ested for time.
	3.	Time granted.	
	4.	S.O to 31.8.2023.	
			Sd/-
		edha Gadgil) ember (A)	/ (Mridula Bhatkar, J.) Chairperson
	-	•	

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	03.08.2023		
	<u>M.A 492/2023 in O.A 67/2021</u>		
	Smt Savita K. Titar (Datir) Applicant Vs.		
	The State of Maharashtra & Ors Respondents		
	1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.		
	2. Learned counsel for the applicant submits that the applicant has filed representation dated 5.4.2023 and the Respondents may be directed to decide the same.		
	3. Learned P.O submits that final decision is not yet taken in the departmental enquiry. Learned P.C further submits that copy of the Misc Application is not served on the Respondents.		
	4. Learned counsel for the applicant is directed to serve copy of the Misc Application on the Respondents We further direct the Respondents to decide the representation dated 5.4.2023 submitted by the applicant within three weeks from the date of this order.		
	5. Misc Application stands disposed of.		
	6. Original Application to be placed on 31.8.2023.		
	Sd/-		
	(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson		
	Akn		

[Spl.- MAT-F-2 E.

Original Application No.	of 20		DISTRICT	. Applicant/s
(Advocate)			
	vei	rsus		
The Sta	ate of Mah	arashtra and others		
			•••••	Respondent/s
(Presenting Officer	•••)		
Office Notes, Office Memoranda of Corar Appearance, Tribunal's orders or directions and Registrar's orders	n,	Tribuna	l's orders	
	<u>0</u> ;	3.08.2023		· ·
		<u>O.</u>	115/2023	•
	SI	hri M.T Jadhav	A	pplicant
	TI	Vs. ne State of Maharashti	a&Ors R	espondents
	1. fo th	Heard Shri B.A r the applicant and Si he Respondents.	Bandiwadekar, le nt K.S Gaikwad,	earned advocate learned P.O for
	2	Admit with liber	ty to file rejoinder	•.
	3	Place for final he	earing on 7.9.202	
				Sd/-
	1	Medha Gadgil) Member (A)		a Bhatkar, J.) iirperson
	-			

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	03.08.2023		
	<u>O.A</u>	135/2023	
	Shri A.V Sahane	Applicant	
	Vs. The State of Maharashtr	ra & Ors Respondents	
	1. Heard Shri K.R the applicant and Smt Respondents.	Jagdale, learned advocate fo K.S Gaikwd, learned P.O for th	
	maintainability of the ground of gross delay. was given notice by letter to join duty and if he d	learned P.O challenges the Original Application on the She submits that the applicanter dated 22.10.2013, asking himoes not resume duty, action was per rules. However, he did not	
	3. Admit with liber	ty to file rejoinder.	
	4. Place for final he	earing on 7.9.2023.	
		Sd/-	
	(Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson	
	Akn		

[Spl.- MAT-F-2 E.

Original Application No.	of 20		DISTRICT
Ø ··· · · ·			Applicant/s
(Advocate)		
(14/000000			
		rsus	
The Sta	ate of Mah	arashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coran Appearance, Tribunal's orders or directions and Registrar's orders	n,	Tribunal	's orders
directions and negistral's orders	0;	3.08.2023	
		<u>O.A</u>	156/2023
	S	nri V.J Mali & Ors Vs.	Applicants
	T	ne State of Maharashtra	a & Ors Respondents
	1 fc C	Heard Shri B.A E r the applicant and Ms .P.O for the Responden	Bandiwadekar, learned advocate Swati Manchekar, learned ts.
	2	. Admit with liberty	y to file rejoinder.
	3	. Place for final hea	aring on 7.9.2023.
			M
			Sd/-
		Medha Gadgil) Member (A)	/ (Mridula Bhatkar, J.) Chairperson
	. A	sn	
			·
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[Spl.- MAT-F-2 E.

Original Application No.	of 20	Distric	CT Applicant/s
(Advocate)		Applicant/s
The S	<i>vers</i> State of Mahar	ashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Con Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's order	'S
		<u>O.A 952/20</u>	23
		Gayatri T. Patil Vs.	Applicant
	1. the	State of Maharashtra & Ors Heard Shri A.A Devkhile applicant and Ms Archana E pondents.	
	date that	The applicant working rict Hospital, Jawahar challe ed 30.6.2023 qua Responden she be transferred in any C ne District.	enges the transfer order its no 4 & 5 and prays
	and for r char	Learned counsel submi- ed at Sub District Hospital, Respondents no 4 & 5 are we nore than 15 years and they nging District. Learned cou dated 9.4.2018.	Jawahar on k17.8.2021 orking in Thane District are always taking inter-
	4.	Learned P.O seeks time to	take instructions.
	5.	S.O to 21.8.2023.	19 A.
		· /	Sd/-
		()	Mridula Bhatkar, J.) Chairperson
	Akn		
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT	
			Applicant/s
(Advocate)		
	versus		
The S	tate of Maharashtra and others		
			Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	03.08.2023
	<u>O.A 858/2023</u>
	J.S Pawar Applicant
	Vs. The State of Maharashtra & Ors Respondents
	1. Heard Shri K.S Chaudhari, learned advocate fo the applicant and Shri A.J Chougule, learned P.O fo the Respondents.
	2. The applicant working as Police Constable challenges the order dated 17.8.2022 issued by the Respondent no. 2, suspending the applicant from service. He further prays that the said order dated 17.8.2022 be quashed and set aside and the applican be reinstated.
	3. Learned P.O seeks time to take instructions in the matter.
	4. S.O to 7.8.2023.
	Sd/-
	[/] (Mridula Bhatkar, J.) Chairperson
	Λkn

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

ffice Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	O.A 950/2023
	Shri K.S Ambolkar Applicant
	Vs. The State of Maharashtra & Ors Respondents
	1. Heard Shri M.D Lonkar, learned advocate for th applicant and Ms Archana B.K, learned P.O for th Respondents.
	2. The applicant seeks exception to the order date 30.12.2021 actually received by the applicant of 7.7.2023 by which Time Bound Promotion accorded him as per law is cancelled.
	3. Issue notice before admission returnable of 31.8.2023.
	4. Applicant is authorized and directed to serve of Respondent intimation/notice of date of hearing du authenticated by Registry, along with complete paphook of O.A. Private service is allowed. Responden are put to notice that the case may be taken up for fin disposal at the stage of admission hearing.
	5. This intimation/notice is ordered under Rule 1 of the Maharashtra Administrative Tribunal (Procedur Rules, 1988, and the questions such as limitation ar alternate remedy are kept open.
	6. By Hand delivery, speed post, courier notice be served and acknowledgement be obtained ar produced along with affidavit of compliance in th Registry within one week. Applicant is directed to fi Affidavit of compliance and notice.
	7 In case notice is not collected within <u>seven</u> day or service report on affidavit in not filed <u>three</u> day before returnable date, the Original/Miscellaneou Application shall be placed on board before the concerned Benches under the caption <u>'for Dismissa</u> and thereafter on the subsequent date the Original/Miscellaneous Applications shall star dismissed."
	8. S.O to 31.8.2023.
	Sd/-
	/ (Mridula Bhatkar, J.) Chairperson
	Akn .
	[<i>P.T.O.</i>

[Spl.- MAT-F-2 E.

..... Applicant/s

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of 20 DISTRICT

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	03.08.2023
	<u>O.A 917/2023</u>
	Kunal R. Sawale Applicant Vs.
	The State of Maharashtra & Ors Respondents 1. Heard Shri Pramod Kathane, learned advocate for the applicant and Shri A.J Chougule, learned P.C for the Respondents.
	2. Learned counsel for the applicant submits tha he seeks two weeks' time to file Misc Application fo condonation of delay.
	3. Time granted to file Misc Application seeking condonation of delay.
	4. S.O to 17.8.2023.
	Sd/-
	(Mridula Bhatkar, J.) Chairperson
	Akn
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Tribunal's orders

\$3.08.2023

O.A 868/2023

Shri N.N. Chavan Vs. ... Applicant

The State of Maharashtra & Ors ... Respondents

Heard Shri A.P Kharkar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. The applicant working as Deputy Collector challenges the transfer order dated 5.6.2023 ransferring him from Pune to Nagpur.

3. Learned counsel for the applicant submits that the applicant has already taken charge. However, he states that the daughter of the applicant is blind and is suffering from mental trauma. Learned counsel therefore prays that the transfer order dated 5.6.2023 be quashed and he may be posted within Pune Division.

4. Learned P.O seeks time to take instructions.

4. Issue notice before admission returnable on 10.8.2023.

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.

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

7. 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.

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

9. S.O to 10.8.2023.

Akn

Sd/-

(Mridula Bhatkar, J.) Chairperson

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