

**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>04.01.2023</p> <p align="center"><u>M.A 684/2022 in O.A 1148/2022</u></p> <p>Shri V.B Yende & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri H.M Inamdar, learned advocate for the applicants, Smt K.S Gaikwad, learned P.O for the Respondents 1 & 2 and Shri Abhijeet Tambe, learned counsel for Respondents no 3 to 8.</p> <p>2. Misc Application to sue jointly is allowed subject to payment of court fees, if not already paid.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</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><u>04.01.2023</u></p> <p align="center"><u>O.A 1149/2022</u></p> <p>Shri M.N Kadam ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri H.M Inamdar, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondents 1 & 2 and Shri Abhijeet Tambe, learned counsel for Respondents no 3 to 8.</p> <p>2. Learned counsel for the applicant submits that the protection granted by the Hon'ble High Court in W.P 15844/2022 is to be extended or his prayer for interim relief is to be heard.</p> <p>3. Learned counsel Mr Abhijeet Tambe for private Respondents no 3 to 8 is opposing to extend the protection granted by the Hon'ble High Court in view of the fact that the private Respondents were not party in the Writ Petition and they were not heard.</p> <p>4. Learned P.O submits that she has filed affidavit in reply.</p> <p>5. We need to hear the matter properly by giving time. However, due to paucity of time we are unable to give time to this matter for the purpose of deciding the question of interim relief.</p> <p>6. Under such circumstances, as the private Respondents were not heard at the time of granting the interim relief by the Hon'ble High Court, we do not want to continue the same at this stage. However, we keep the issue of interim relief open and the matter will be heard on 11.1.2023.</p> <p>7. The private Respondents may file affidavit in reply and serve the copy of the same till evening of 10.1.2023.</p> <p>8. S.O to 11.1.2023.</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

Akn

**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>Date : 04.01.2023</p> <p align="center">O.A.No.621 of 2022 with O.A.No.622 of 2022</p> <p>M. S. Salunke S. D. JagdaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms S. T. Suryawanshi, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In these Original Applications, the Applicants have challenged transfer order dated 16.11.2021 whereby they are transferred from Crime Branch to Head Quarter. In O.A., notices were issued to Respondents i.e. Secretary, Home Department and the Commissioner of Police, Pune. Thereafter enough time was given to Respondents to file reply but they failed to file the same. Ultimately, on 22.09.2022 having found that the Respondents are not interested in filing reply, O.A. was kept for hearing at the stage of admission without reply. Even thereafter also the Respondents have not filed reply.</p> <p>3. When today the matter is taken up for hearing, learned P.O. submits that he made several correspondences with the Secretary, Home Department as well as Commissioner of Police, Pune City for instructions so as to prepare the affidavit in reply but Respondents have not responded to his letters. He has also shown the copies of communications to the Tribunal.</p> <p align="right">[PTO.]</p>

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

Tribunal's orders

4. In view of above, it is obvious that Respondents have totally neglected and ignored the communications made by learned P.O. and their approach to judicial proceedings is very casual.
5. Despite aforesaid position, learned P.O. again sought short time to file reply and to argue the matter.
6. He has shown his helplessness to argue the matter for want of affidavit in reply. According to him, as per oral instructions, both transfers are made on default report on the basis of recommendations made by Police Establishment Board.
7. Since, the Applicants are seem to be transferred on the basis of recommendation of PEB, it would be appropriate to give some time to Respondents so as to decide the matter on merit. At the same time, the Respondents are also required to take note of lapses on the part of concerned officials for not responding communications made by learned P.O. and lethargy on their part to file reply.
8. I am, therefore, inclined to grant one week time subject to cost of Rs.5000/- in each O.A. The cost be paid within a week.
9. No further time will be granted for filing affidavit in reply and matter will be heard on the same day finally.
10. S.O. to 11.01.2023.

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

vsm

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 : 04.01.2023</p> <p style="text-align: center;">O.A.No.990 of 2022</p> <p>Smita G. ZagadeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents, Shri M. D. Lonkar, learned Counsel for the Respondent No.2 and Shri U. V. Bhosale, learned Counsel for the Respondent No.3. 2. Learned Counsel for the Applicant submits that Affidavit in Rejoinder is ready but could not filed on record. He, therefore, sought permission to file the same. It is taken on record. 3. Shri M. D. Lonkar, learned Counsel for the Respondent No.2 also filed Affidavit in Sur-Rejoinder. It is taken on record. 4. Shri Lonkar, learned Counsel for Respondent No.2 again sought time to file counter Affidavit to the additional Affidavit filed by the Applicant which is at page nos.206 to 272 inclusive of annexures . 5. Learned P.O. also sought time for the same. Two weeks time is granted to file counter Affidavit as requested 6. S.O. to 17.01.2023. <div style="text-align: right; margin-top: 20px;"> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> </div>
vsm	

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.05 of 2023

Smt. Anamika R. Jadhav)...Applicant

Versus

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

Shri Arvind V. Bandiwadekar, Counsel for the Applicant

Smt. Kranti Gaikwad., Presenting Officer for the Respondents

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 04.01.2023

ORDER

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the transfer order dated 29.12.2022 *inter-alia* contending that she is transferred mid-term and mid-tenure in contravention of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005').
3. Learned P.O. opposes the interim relief *inter-alia* contending that in view of letter of Chief Executive Officer, Zilla Parishad, Sindhudurg dated 03.11.2022 stating that Applicant is responsible for certain irregularities. The contents of letter are as under :-

" शासन सदरी समर्पित करणेत आलेल्या रक्कम रु.४६१९३७६२९/- निधीपैकी रु. २७५०१६८४९/- एवढे अनुदान जिल्हा परिषदेस मिळणेबाबत प्रस्ताव जिल्हा नियोजन विभागाकडे सादर करणेत आलेला आहे. सदर रकमेमध्ये मार्च २०२० मध्ये निविदा केलेली कामे २४४ असून त्याची रक्कम रु. १२,०५,०४,९१९/- एवढी आहे. मार्च २०२१ मध्ये निविदा केलेली कामे २१६ असून त्याची रक्कम रु. १६,१९,८२,८४४/- एवढी आहे. एकूण निविदा केलेली कामे ४६० असून ती रक्कम रु. २८,२४,८७,७६३/- इतक्या रकमेची आहेत. सदरचा निधी हा बांधकाम विभागाचा असल्याने व सदरच्या निधीबाबत कार्यारंभ आदेश हे १ मार्चनंतर देण्यात आलेले आहेत वरील एकूण कामांपैकी ९८% कामे ही २५

WPK

लाखाच्या आतील असल्याने सदरच्या कामाच्या निवीदा प्रक्रीया हया १५ दिवसांची मुदत देवून केलेल्या आहेत. वरील सर्व कामांची निवीदा प्रक्रीया ही १५ फेब्रुवारी नंतर करणेत आलेली आहे. वरील सर्व प्रक्रीयेस सर्वस्वी जबाबदार तत्कालीन कार्यकारी अभियंता जिल्हा परिषद, श्रीमती अनामिका जाधव हया आहेत.”

It is on the basis of aforesaid letter, the Applicant is transferred with approval of CSB and Circulation.

4. Learned P.O. submits that transfer is approved by the Hon'ble Chief Minister and there is compliance of Section 4(5) of 'Act 2005'.

5. Whereas learned Counsel for the Applicant has pointed out that alleged lapses attributed to Applicant pertains to period while Applicant was Assistant Engineer (Grade-I) at P.W.D. Kudal and was holding additional charge of Executive Engineer, ZP, Sindhudurg. He has further pointed out that subsequently the Applicant has been promoted to the post of Executive Engineer by order dated 18.11.2021 and posted as Executive Engineer, PWD., Sawantwadi, Dist. Sindhudurg. He, therefore, submits that the lapses attributed to Applicant should not be the ground to transfer her from the present post of Executive Engineer, P.W.D. Sawantwadi. He has further pointed out that in the file noting, there is absolutely nothing to make out a special case and only on the basis of letter dated 03.11.2022, the Applicant is transferred from Sawantwadi to Dapoli, Dist. Ratnagiri. He has further pointed out that it is not a case of ~~service~~ ^{Serious} allegation of misappropriation of money and alleged lapses pertain to some irregularity.

6. At the time of impugned transfer, the Applicant was holding the post of Executive Engineer, Sawantwadi where she joined on promotion in pursuance of promotion order dated 18.11.2021. In terms of Section 3 of 'Act 2005', she is entitled to 3 years tenure at Sawantwadi but hardly after 1 year, she is transferred by impugned order.

7. True, the competent authority can transfer a Government servant mid-term or mid-tenure in case of administrative exigency or in a special case after recording reasons in writing and with prior permission of immediately preceding transferring authority. However, in present case, the Applicant is transferred only on the basis of letter dated 03.11.2022 in which certain lapses were attributed to the Applicant in work of tendering process. Notably, the file noting is totally silent as

to how it could be a special case or administrative exigency for mid-term and mid-tenure transfer. Only ritual of obtaining signature of competent authority has been complied with which is hardly enough for compliance of Section 4(5) of 'Act 2005'. There has to be some special reason for such mid-term and mid-tenure transfer which is lacking in present case. No effort was made to find out what actually happened in the matter so as to pinpoint the liability or lapses. It is only on letter dated 03.11.2022 on *ipse dixit* the Government jumped to the conclusion to transfer the Applicant.

8. That apart, the lapses attributed to Applicant was pertaining to prior period while the Applicant was holding additional charge of Executive Engineer, ZP, Sindhdurg. Thereafter, she was promoted and posted as Executive Engineer, Sawantwadi by order dated 18.11.2021. Nothing is attributed to her performance as Executive Engineer, Sawantwadi. The file noting is totally silent about any lapses or mistake on her part while functioning as a Executive Engineer at Sawantwadi. Instead of taking suitable or departmental action for alleged lapses, the Government has transferred the Applicant from present post. In such situation, mid-term and mid-tenure shifting and transfer of the Applicant from Sawantwadi would amount to clock on punishment

9. In view of above, I am satisfied that *prima-facie* the case is made out to stay the impugned transfer order. Accordingly, interim relief as prayed for in prayer clause 10(a) is granted.

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

11. Issue notice before admission returnable on 25.01.2023.

12. 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.

13. 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.

W.S.

14. 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.

15. In case notice is not collected within seven days or service report on affidavit is 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~~ Application shall stand dismissed.

16. S.O. to 25.01.2023.

Sd/-

^W
(A. P. KURHEKAR)
MEMBER (J)

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

Tribunal's orders

04.01.2023

**O.A 912/2015 with M.A 706/2022 with O.A 53/2015
and O.A 1078/2016**

Shri S.G Deshpande & Ors ... Applicants
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicants, Shri D.B Khaire, learned special counsel with Smt K.S Gaikwad, learned P.O for the Respondent-State, Shri Suhas Oak with Shri Pranil K. Sonawane i/b KLS Legal for the Respondents no 59 & 60 in M.A 706/2022, Shri U.V Bhosle, learned counsel for Respondent no. 19 and Shri B.A Bandiwadekar, learned counsel for Respondent no. 38.

2. Learned counsel Mr Oak for the private Respondents presses for interim relief that the stay granted earlier by this Tribunal on 14.9.2022 is to be clarified as far as the applicants in no way are concerned. The applicants have challenged the seniority list dated 20.5.2015. and so far as the private Respondent are concerned, they are from the seniority list dated 17.8.2015. Learned counsel Mr Oak has submitted that the Original Application was filed in the year 2015 and the stay was granted on 14.9.2022.

3. It was made clear to all the parties that today the matter is fixed only for filing of the reply by the Respondents freshly added. However, reply is not filed in the morning session, but it is filed in the second session. Learned counsel Mr Oak for the Respondents submits that the Respondents only need clarification from the Tribunal.

4. The Original Application was already heard and it was reserved for judgment. However, due to the order of the Hon'ble High Court these Respondents are freshly added. If these newly added Respondents are allowed to be promoted whether they will become senior to the applicants who are from the earlier batch is the point which will be decisive in vacating the interim relief. On this point, we are of the view that the Misc Application and so also the Original Application are to be heard together. In fact the main issue is pending before the Hon'ble Bombay High Court, Nagpur Bench in the case of Shri Prashant D. Naoghare Vs State of Maharashtra & Ors W.P No. 2773/2013.

5. The Tribunal has taken up the drive of clearing all old matters and this particular matter is only remaining out of the two or three matters of the year 2015 and

6. S.O to 16.1.2023.

Sd/-

Sd/-

(Medha Gadgil)
Member (A)

Akn

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 04.01.2023</p> <p align="center">M.A.No.3/2023 in O.A.No.10/2023</p> <p>A.S. Bhusal & Anr.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: center;">Tribunal's orders Date : 04.01.2023</p>
	<p style="text-align: center;">O.A.No.10/2023</p> <p>A.S. Bhusal & Anr.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Lonkar submits that the Applicants are seeking promotion from the post of Assistant Commissioner to the post of Deputy Commissioner Sales Tax from physically handicapped reserved category. He submits that the applicants representations dated 19.04.2022, 22.04.2022, 14.10.2022 and 14.11.2022 are still pending with the Respondents.</p> <p>3. Learned C.P.O. prays for time to seek instructions.</p> <p>4. Adjourned to 06.01.2023.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member(A)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p style="margin-top: 10px;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 04.01.2023
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C.A.No.57/2022 in O.A.No.927/2017

G.D. JadhavApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. on instructions from the officer submits that all the dues as per 7th Pay Commission will be paid to the applicant forthwith.

3. Adjourned to 18.01.2023 for reporting compliance.

Sd/-

Sd/-

(Medha Gadgil)
Member(A)

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 04.01.2023

C.A.No.38/2022 in O.A.No.265/2022

S.C. GaikwadApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Kanchan Phatak, learned Advocate holding for Mr. Nitin Deshpande, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Learned Advocate is directed to serve the copy of O.A. in the office of C.P.O.

3. Adjourned to 25.01.2023.

Sd/-

(Medha Gadgil)
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 04.01.2023</p> <p>C.A.No.27/2022 in O.A.No.645/2017 with O.A.No.509/2020</p> <p>M.A. DamaleApplicant Vs. The State of Maharashtra & 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. Learned P.O. submits that the State want to challenge the order before the Hon'ble High Court.</p> <p>3. No adjournments will be granted as there is paucity on the part of the State in taking decision whether to challenge the order of this Tribunal before the Hon'ble High Court. However, in all fairness we grant last chance of three weeks otherwise we will be constrained to issue notice of Contempt.</p> <p>4. Adjourned to 25.01.2023.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>


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	<p align="center">Date: 04.01.2023</p> <p align="center">O.A. No.16 of 2022 with O.A. No.749 of 2022 with O.A. No.750 of 2022 with O.A. No.751 of 2022</p> <p>A.S. Unavane & Ors. K.S. Jaware T.A. Jadhav A.N. GhodkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder in O.A. No.749/2022, O.A. No.750/2022 & 751/2022 on behalf of Respondent No.1 to 3. It is taken on record.</p> <p>3. S.O. to 10.01.2023.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 04.01.2023</p> <p align="center">O.A.No.766 of 2022</p> <p>A. B. NimbalkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record. 3. The matter is adjourned for hearing. 4. S.O. to 24.01.2023. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No.



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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 : 04.01.2023</p> <p align="center">O.A.No.512 of 2021</p> <p>B. D. ChaubheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms S. T. Suryawanshi holding for Shri V. V. Joshi, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed affidavit in reply on behalf of the Respondent No.1. Though the Respondent No.1 has filed reply belatedly, it is taken on record to decide the matter on merit.</p> <p>3. O.A. be kept for hearing on 24.01.2023.</p> <p align="right">  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

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 data-bbox="743 595 979 628">Date : 04.01.2023</p> <p data-bbox="992 654 1256 687">O.A.No.1318 of 2022</p> <p data-bbox="743 754 1399 788">Pradeep Rambhau Nimgire ...Applicant</p> <p data-bbox="743 832 829 865">Versus</p> <p data-bbox="743 909 1422 942">The State of Maharashtra & Ors. ...Respondents.</p> <ol data-bbox="743 1020 1511 1548" style="list-style-type: none"> 1. Heard Ms Purva Pradhan holding for Shri A U. Pawar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. When the matter is taken up for admission, it is noticed that Applicant has not joined proper Respondents with their correct designation. The necessary particulars are lacking to find out who is responsible for claim raised in O.A. 3. One week time is granted to make necessary correction to file M.A. for amendment in O.A. 4. S.O. to 11.01.2023. <p data-bbox="1198 1630 1281 1707" style="text-align: right;">Sd/-</p> <p data-bbox="1143 1736 1333 1805" style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p data-bbox="751 1818 792 1844">vsm</p>

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.1321 of 2022</u></p> <p>M.K. Gamre ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Advocate for the applicant is not present.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 25.1.2023. The respondents are directed to file reply.</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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit 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.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>M.A. No.757 of 2022 in O.A. No.1306 of 2022</u></p> <p>Sushma More & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Abhijeet A. Desai, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- " S "</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgl)</p>

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.1176 of 2022</u></p> <p>Shri Narendra S. Tikhe & 9 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Advocate for the applicants is not present.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 1.2.2023. The respondents are directed to file reply.</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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit 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.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.680 of 2022 in O.A. No.1176 of 2022</u></p> <p>Shri Narendra S. Tikhe & 9 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Advocate for the applicants is not present.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- " Sd/- "</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.703 of 2022 in O.A. No.1214 of 2022</u></p> <p>V.R. Sawant & 3 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Advocate for the applicants is not present.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.1214 of 2022

V.R. Sawant & 3 Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Advocate for the applicants is not present.

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 1.2.2023. 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)
4.1.2023

(sgj)

Sd/-

/(Mridula Bhatkar, J.)
Chairperson
4.1.2023

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1306 of 2022</u></p> <p>Sushma More & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Abhijeet A. Desai, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this matter the applicants who are working as Assistant Section Officer in various departments of Mantralaya aspire to be promoted as Section Officer as per merit based on inter se seniority. According to the Ld. Advocate for the applicants the applicants have cleared their Limited Departmental Competitive Examination (LDC Examination) and therefore their seniority is to be maintained separately for the purpose of promotion to the post of Section Officer. Ld. Advocate for the applicants seeks interim relief and submits that his arguments are mainly based on the judgment and order dated 29.4.2020 passed by the Hon'ble Supreme Court in W.P. (Civil) No.936 of 2018 Dinesh Kumar Gupta & Ors. Vs. High Court of Judicature of Rajasthan & Ors. (para 37(d) and para 42) and the judgment and order dated 12.8.2021 passed by the Hon'ble Supreme Court in W.P. (Civil) No.1069 of 2019 Prem Narayan Singh & Ors. Vs. Hon'ble High Court of Madhya Pradesh (paras 14 to 16). Ld. Advocate for the applicants prays for interim relief as DPC is likely to be held anytime shortly.</p> <p>3. Ld. CPO submits that she needs time to file reply.</p> <p>4. In view of the submissions made by Ld. Advocate for the applicants we direct that, if DPC is held and the names are finalized and orders of promotions are issued, they will be subject to outcome of this OA. The respondents to make it clear in the orders of promotion.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 15.2.2023. The respondents are directed to file reply.</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. 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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. 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.</p> <p style="text-align: right;">Sd/- _____ 2</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 4.1.2023 4.1.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A. No.1309 of 2022</u>
	<p>Mangesh R. Lasurkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Varad Kilor with Shri A.A. Palsamkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant challenges notice dated 7.11.2022 pursuant to invalidation of sports certificate of the applicant. Ld. Advocate submits that applicant is in service as Agriculture Assistant since four and half years and his services have been regularized. Ld. Advocate for the applicant prays for interim relief.</p> <p>3. Ld. CPO submits that criminal prosecution is lodged in the matter of Power Lifting at Nagpur and Power Lifting is not sports played in the Olympics. She needs one week time.</p> <p>4. Ld. Advocate submits that notice was issued to the applicant on 7.11.2022 and it was received by the applicant on 23.11.2022. Still the applicant has not moved this Tribunal for more than one month. It is pointed out that the sports certificate is invalidated by order dated 1.8.2022. Ld. Advocate submits that appeal is preferred against the said order and it is still pending. We are not aware whether stay was granted in appeal or not. <u>At present we keep open the issue of interim relief and the matter is simply adjourned to 11.1.2023 and the officers from the concerned department are directed to remain present on the next date.</u></p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 11.1.2023. The respondents are directed to file reply. To be shown under the caption of '<u>Urgent Admission</u>'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<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. 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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. 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.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">4.1.2023 4.1.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 04.01.2023</p> <p align="center">M.A. No.727 of 2022 in O.A. No.1212 of 2022</p> <p>Dr. S.F. DeshmukhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Respondent No.3.</p> <p>2. This M.A. is filed for amendment so as to incorporate certain additional grounds in O.A. Till date no Reply is filed in O.A. By way of proposed amendment the Applicant sought to incorporate certain pleading for establishing the case. Thus the proposed amendment seems to be necessary for the adjudication of the matter on merit. It be incorporated in O.A. immediately. Hence, M.A. is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 04.01.2023</p> <p align="center"><i>h</i></p> <p align="right">O.A. No.1212 of 2022</p> <p>Dr. S.F. DeshmukhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Respondent No.3.</p> <p>2. On request of learned Respondents, two weeks time is granted to file Reply to O.A.</p> <p>3. S.O. to 18.01.2023.</p> <p align="right"><i>h</i> Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Date: 04.01.2023

O.A. No.1304 of 2022

D.S. RasamApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged communication dated 17.07.2019 to 19.03.2022 issued by Respondent No.3 whereby pay is revised and recovery of excess payment is sought.
3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 01.02.2023.
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 is not filed three days before returnable date, the Original / Miscellaneous Applications 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 01.02.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.1278 of 2022</p> <p>P.S. SalviApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Shri S. Lavate, learned Advocate for the Applicant has sent his leave note. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. In view of leave note adjourned for admission. 4. S.O. to 18.01.2023. <p align="right">Sd/- w (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p style="text-align: center;">O.A. No.1328 of 2022 with O.A. No.1330 of 2022</p> <p>S.S. Tupe & Ors., S.S. Vhananavar & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent in O.A. No.1328/2022 & Smt. Archana B.K, learned Presenting Officer for the Respondent in O.A. No.1330/2022.</p> <p>2. In view of O.A. No.1328/22 Applicants are seeking Transfer from the establishment of the Commissioner of Police, Mumbai to the establishment of the Superintendent of Police, Nashik (Rural).</p> <p>3. Whereas, in O.A. No.1330/2022 Applicants are serving on the establishment of the Commissioner of Police, Mumbai and seeking Transfer to the establishment of the Superintendent of Police, Sangli by way of Inter District Transfer.</p> <p>4. The Superintendent of Police, Nashik (Rural) and the Superintendent of Police, Sangli has given NOC to accommodate the Applicants but the Commissioner of Police, Mumbai is not relieving them. Therefore the Applicant has filed this O.A.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 01.02.2023.</p> <p style="text-align: right;">[P.T.O.]</p>

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

Tribunal's orders

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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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.

9. 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.

10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications 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.

11. S.O. to 01.02.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 04.01.2023

M.A. No.763 of 2022 in O.A. No.1328 of 2022
with
M.A. No.765 of 2022 in O.A. No.1330 of 2022

S.S. Tupe & Ors.,
S.S. Vhananavar & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent in O.A. No.1328/2022 & Smt. Archana B.K, learned Presenting Officer for the Respondent in O.A. No.1330/2022.

2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

[P.T.O.]

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>

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

Tribunal's orders

Date: 04.01.2023

O.A. No.07 of 2023

S.R. DukaleApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K, learned Presenting Officer for the Respondent.

2. The Applicant is seeking transfer from the establishment of the Commissioner of Police, Mumbai to establishment of the Superintendent of Police, Ahmednagar by way of Inter District Transfer.

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

4. Issue notice before admission returnable on 01.02.2023.

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 is not filed three days before returnable date, the Original / Miscellaneous Applications 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 01.02.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.1263 of 2022</p> <p>N.C. DhageApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that review committee has already taken decision to reinstate the Applicant and the matter is pending before the Hon'ble Chief Minister.</p> <p>3. One week time is granted to produce appropriate order and no further time will be granted.</p> <p>4. S.O. to 10.01.2023.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">M.A. No.718 of 2022 in O.A. No.1237 of 2022</p> <p>K.V. More & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. <i>Prima-facie</i> O.A. seems not maintainable since the Applicants have no vested right legally enforceable to ask for appointment in Special Security Department on deputation. When this query is raised to learned Advocate for the Applicant she sought time to satisfy the Tribunal.</p> <p>3. S.O. to 09.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.640 of 2022</p> <p>R.S. RathoApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>3. S.O. to 18.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">M.A. No.696 of 2022 in O.A. No.1127 of 2022</p> <p>S.D. GawaiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Om M. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted for filing Reply.</p> <p>3. S.O. to 11.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 04.01.2023</p> <p align="center">O.A. No.1171 of 2022</p> <p>S.J. Thakur (Gaikwad)Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. 3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply. 4. S.O. to 19.01.2023. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.1231 of 2022</p> <p>A.R. SonawaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, 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 to file Affidavit-in-Reply.</p> <p>3. S.O. to 19.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p>O.A. No.1199 of 2022 with O.A. No.1200 of 2022</p> <p>K.J. Mhatre L.J. ThakurApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 19.01.2023.</p> <p align="right">Sd/- w (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 04.01.2023</p> <p align="center">O.A. No.1187 of 2022</p> <p>K.A. SonawaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Om M. Lonkar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondent No.1 and Shri A.V. Bandiwadekar, learned Advocate for the Respondent No.2.</p> <p>2. The Applicant has challenged transfer order dated 23.11.2022 in the O.A. The Tribunal has granted interim relief by order dated 24.11.2022 by passing reasons order. Today, matter is for filing Affidavit-in-Reply.</p> <p>3. Learned P.O. submits that Respondent No.1 is going to withdraw the impugned order and sought two days time for necessary action.</p> <p>4. S.O. to 06.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.1065 of 2022</p> <p>N.R. DodakeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 18.01.2023.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.01.2023</p> <p align="center">O.A. No.959 of 2022 with O.A. No.962 of 2022</p> <p>M.R. Jadhav L.G. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 18.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>