

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>O.A. No.764 of 2020</b></p> <p><b>P.P. Hikke</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. seeks time to file Affidavit-in-Reply.</li> <li>3. Two weeks time is lastly granted for filing Affidavit-in-Reply.</li> <li>4. S.O. to 18.03.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>M.A. No.91 of 2020 in O.A. No.112 of 2020</b></p> <p><b>D.W. Patil</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri C.W. Mane, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. This Application is filed for seeking condonation of delay of seven months in filing O.A.</li> <li>3. Learned Advocate for the Applicant has pointed out that in-fact there is delay of seven days and not seven months, but in prayer Clause it is wrongly mentioned as seven months.</li> <li>4. The Applicant has challenged impugned order dated 25.01.2019 and O.A. was filed on 03.02.2020, as such, delay is of seven days and not seven months.</li> <li>5. No Reply is filed in M.A. though enough time is granted.</li> <li>6. In view of above, I am inclined, that there is sufficient cause to condone the delay and O.A. is to be restored.</li> <li>7. M.A. is allowed and disposed of with no order as to costs.</li> </ol> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p align="left">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.03.2021</p> <p>O.A. No.112 of 2020</p> <p>D.W. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri C.W. Mane, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. Delay is condoned, in view of order passed in M.A. No.91/2020.</li> <li>3. Issue notice before admission returnable on 05.04.2021.</li> <li>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>9. S.O. to 05.04.2021.</li> </ol> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: left;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>O.A. No.1166 of 2019</b></p> <p><b>Dr. A.R. Patil</b> .....Applicant Versus <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the matter is under consideration before Government to accommodate the Applicant at Jalgaon Rural, therefore she sought two weeks time.</p> <p>3. In-fact, today, matter is for compliance of the order by the Tribunal dated 05.02.2021, whereby certain information was called on Affidavit but the same is not complied with.</p> <p>4. In view of above, one week time is lastly granted for compliance of order dated 05.02.2021 and also to appraise the Tribunal about the proposal which is under consideration before the Government.</p> <p>5. S.O. to 12.03.2021.</p> <p align="right">Sd/- w* <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 04.03.2021

O.A. No.22 of 2021

D.M. Bhonde .....Applicant  
 Versus  
 The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
3. This matter to be kept alongwith O.A. No.31 of 2020.
4. S.O. to 18.03.2021.

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 04.03.2021

O.A. No.521 of 2020

B.D. Salunkhe & Ors. ....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record.
3. Adjourned to 26.03.2021 for Rejoinder.

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

NMN

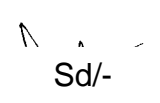
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>O.A. No.520 of 2020</b></p> <p><b>S.K. Harugade</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record.</p> <p>3. Adjourned to 26.03.2021 for Rejoinder.</p> <p align="right">   Sd/-  (A.P. Kurhekar)  Member (J) </p> <p align="center">NMN</p>

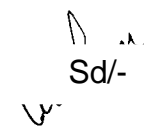
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>O.A. No.617 of 2020</b></p> <p><b>G.M.Y. Shaikh</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</p> <p>3. Adjourned to 26.03.2021 for Rejoinder.</p> <p align="right">   Sd/-  (A.P. Kurhekar)  Member (J) </p> <p align="center">NMN</p>



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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 04.03.2021</b></p> <p style="text-align: center;"><b>O.A. No.40 of 2020</b></p> <p><b>D.K. Waghmode</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Rahul Khot, learned Advocate holding for Shri N.Y. Chavan, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. seeks time to file Reply on behalf of Respondents.</li> <li>3. O.A. is filed for direction to the Respondents to release retrial benefits. Applicant retired on 31.03.2015, despite issuance of legal notice his retrial benefits remained unpaid.</li> <li>4. It is really surprising that though period of near about five years are over, some of his retrial benefits are unpaid.</li> <li>5. Applicant retired from the office Assistant Controller, Legal Metrology, Ratnagiri and it was his responsibility to release retrial benefits, as per the entitlement of the Applicant.</li> <li>6. Learned P.O. is directed to take instructions from Respondent No.4 and to appraise the Tribunal why retrial benefits are not paid.</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. Respondent No.4 is directed to depute some responsible person from his office to remain present in the Tribunal and to explain why retrial benefits are not paid.</p> <p>8. Steno copy and Hamdast granted.</p> <p>9. S.O. to 12.03.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 04.03.2021</b></p> <p align="center"><b>O.A.No.928 of 2019</b></p> <p><b>S. A. Dhamale</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri Bhushan Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is fixed for final hearing but learned P.O. sought time to file Sur-Rejoinder in response to Rejoinder filed by the Applicant on 18.01.2021. As such, enough time is granted till date, and therefore, the matter cannot be adjourned for filing Sur-Rejoinder.</p> <p>3. The matter is adjourned for final hearing along with O.A.No.937/2019.</p> <p>4. S.O. to 23.03.2021.</p> <p align="right">Sd/- W' <b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>O.A. No.127 of 2021</b></p> <p><b>J.V. Patil</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri N.A. Agashe, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant stand retired on 30.11.2020 as A.P.I. from the establishment of Respondent No.9 - Superintendent of Police, Thane. However, retrial benefits except Provident Fund are withheld. It appears that due to non-updation of service book, his pension papers are not finalized. He made representation on 11.01.2021 to Respondent No.9, but in vain.</li> <li>3. It is on the above background, the present O.A. is filed for direction to release his retrial benefits.</li> <li>4. Indeed, the process for preparation of pension proposal ought to have been initiated before six months on retirement, so that the Government servant should get his retrial benefits within the reasonable time after retirement.</li> <li>5. Learned Advocate for the Applicant submits that there is no legal hurdle in the form of D.E, criminal case etc. so as to withheld the retrial benefits of the Applicant.</li> <li>6. Shri Baban S. Rathod, Head Clerk who is present on behalf of Respondent No.8 - Commissioner of Police, Navi Mumbai states that neither D.E. is pending against the Applicant nor the criminal case is instituted against him.</li> </ol>

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

Tribunal's orders

7. In view of above, there is no legal hurdle to withheld retrial benefits of the Applicant.

8. It is the responsibility of the office of Respondent No.9 - Superintendent of Police, Thane from which office the Applicant stands retired to get the service book updated and to forward the pension papers to Accountant General for issuance of necessary orders.

9. In view of above, the O.A. can be disposed of with suitable direction.

10. O.A. is disposed of with direction to Respondent No.9 - Superintendent of Police, Thane to take all necessary steps for non-updation of service book of the Applicant and to ensure payment of retrial benefits to the Applicant, as per his entitlement in rules within two months from today, if there is no legal hurdle.

11. The arrears of salary, if unpaid, those should be also released within two months from today.

12. No order as to costs.

  
Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 04.03.2021</p> <p align="center">O.A.No.118 of 2019</p> <p>S. B. Raghatwan .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Bhushan Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</li> <li>3. Pleading is complete.</li> <li>4. The matter is adjourned for final hearing.</li> <li>5. S.O. to 22.03.2021.</li> </ol> <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\_\_\_\_

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	<p align="center"><b>Date : 04.03.2021</b></p> <p align="center"><b>O.A.No.416 of 2019</b></p> <p><b>D. M. Birajdar</b> <span style="float: right;"><b>...Applicant</b></span></p> <p align="center"><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri Bhushan Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant , the matter is adjourned for final hearing.</p> <p>3. S.O. to 23.03.2021.</p> <p align="right">Sd/- v <b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

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

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Original Application No. of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 04.03.2021

O.A. No.49 of 2020

R.K. Mali

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Today, again learned P.O. has requested for grant of one week time for production of documents in compliance of the order passed by the Tribunal on 04.02.2021.
3. One week time is lastly granted.
4. S.O. to 12.03.2021.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN



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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 04.03.2021</b></p> <p align="center"><b>M.A. No.594 of 2019 in O.A. No.800 of 2019</b></p> <p><b>V.B. Bhare &amp; Ors. ....Applicant</b> <b>Versus</b> <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Applicant and his counsel both are absent.</li> <li>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>3. Adjourned to give one opportunity to the Applicant.</li> <li>4. S.O. to 23.03.2021.</li> </ol> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 04.03.2021

O.A. No.764 of 2020

P.P. Hikke .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned P.O. seeks time to file Affidavit-in-Reply.
3. Two weeks time is lastly granted for filing Affidavit-in-Reply.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

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

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Original Application No. of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.64 of 2021**

U.T. Sarode ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

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

2. The learned C.P.O. submits that the papers regarding pensionary benefits of the applicant are submitted to the office Accountant General (A.G.). It is clear from the letter that the said papers are sent to the office of A.G. on 11.02.2021.

3. At the request of learned C.P.O. adjourned to 12.03.2021 for reporting progress.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.774 of 2020**

A.S. Karkar ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

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

2. The learned P.O. for the Respondents files affidavit-in-reply dated 04.03.2021, through Respondents No.1 to 3, Shri Nitin Krishna Neman, Personal Assistant to Special Inspector General of Police (Prison), Mumbai. The same is taken on record. Copy served on learned Advocate for the Applicant.

3. Adjourned to 22.04.2021.

Sd/-  
(P.N Dixit)  
Vice-Chairman (A)

Sd/-  
(Mridula Bhatkar, J.)  
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.407 of 2013

M.R. Shaikh & Anr. ..Applicants

Vs.


The State of Maharashtra & Ors. ..Respondents

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

2. It is made clear by the Ld. CPO that affidavit in reply filed by Shri Suhas Madhavrao Kadam, Deputy Commissioner of Labour, Mumbai dated 24.9.2013 is filed on behalf of respondents no.1 & 2 though in para 1 last line it is stated that affidavit is filed on behalf of respondent no.2 only.

3. S.O. to 18.3.2021.

Sd/-  
(P.N. Dixit)  
Vice-Chairman  
4.3.2021

Sd/-   
(Mridula R. Bhatkar, J.)  
Chairperson  
4.3.2021

(sgj)

**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 : 04.03.2021**

**O.A.No.746 of 2020**

S.M. Bhagwat ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.V. Thorat with Shri M.D. Lonkar, learned Advocates for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The learned P.O. for the Respondents files affidavit-in-reply dated 02.03.2021, through Respondent No.1, Shri Madhav V. Veer, Deputy Secretary, office of Additional Chief Secretary. The same is taken on record. Copy served on learned Advocate for the Applicant.

3. Adjourned to 22.04.2021.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.505 of 2020**

A.T. Patil ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

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

2. The learned P.O. for the Respondents files affidavit-in-reply dated 10.02.2021, through Respondent No.3, Shri Sanjay D. Thakur, Under Secretary, office of M.P.S.C. The same is taken on record. Copy served on learned Advocate for the Applicant.

3. At the request of learned Advocate adjourned to 19.04.2021 for filing affidavit-in-rejoinder.

Sd/-  
(P.N Dixit)  
Vice-Chairman (A)

prk

Sd/-  
(Mridula Bhatkar, J.)  
Chairperson



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.44 of 2020**

J.S. Kavishwar ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

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

2. The learned P.O. for the Respondents files affidavit-in-reply dated 10.02.2021, through Respondent, Mr. Lancy Sabestian Coelho, Deputy Assistant to Director General of Police, office of Director General and Inspector General of Police, Mumbai. The same is taken on record. Copy served on learned Advocate for the Applicant.

3. At the request of learned Advocate adjourned to 01.04.2021 for filing affidavit-in-rejoinder.

Sd/-

**(P.N Dixit)  
Vice-Chairman (A)**

prk

Sd/-

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.82 of 2020**

A.N. Agnihotri ... Applicant  
 Vs.  
 The State of Maharashtra & Ors ... Respondents


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

2. The learned P.O. for the Respondents files affidavit-in-reply dated 26.02.2021, through Respondents No.1 & 2, Mr. Ramdas H. Zalke, Tahsildar, office of District Collector, Sindhudurg. The same is taken on record. Copy served on learned Advocate for the Applicant.

3. At the request of learned Advocate adjourned to 16.04.2021 for filing affidavit-in-rejoinder.

Sd/-  
**(P.N. Dixit)**  
**Vice-Chairman (A)**

prk

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

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

Tribunal's orders

**Date : 04.03.2021**

**O.A.No.216 of 2020 with M.A.No.342 of 2020**

S.W. Thakare (O.A.No.216/2020)  
Union of India (M.A.342/2020) ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Shri Bhushan A. Bandiwadekar learned Advocate for the Applicant in O.A.No.216/2020, Shri N.K. Rajpurohit, learned Counsel for the Applicant in M.A.No. 342/2020 & Respondent No.3 in O.A.No.216/2020 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Applicant seeks appointment to the post of PSI. He claims that he holds a certificate in Body Building. However, as per the G.R. dated 01.07.2016, Body Building is not mentioned a recognized sports for giving employment in Government service under the 5% quota reserved for sportspersons.

3. The learned Counsel appearing for Respondent No.3, submits that Union of India cannot be a made a party in this O.A. and it is beyond the jurisdiction of this Tribunal. To that effect the Respondent No.3 through Mr. Raj K. Gupta, Under Secretary Minister of Youth Affairs and Sports has filed affidavit on 09.12.2020 and filed the said M.A.No.342/2020 before M.A.T. He further prays that the Respondent no.3 is neither a necessary nor a proper party but only a formal party, so it be deleted from the array of the Respondent.

4. Applicant is hereby directed to file his say to the said application.

5. We make it clear that in order dated 04.03.2020, Writ Petition No.2157 of 2020 directing the petitioner to approach M.A.T is of no use while deciding this application because it is silent about the jurisdiction of M.A.T against the Respondent No.3.

6. Adjourned to 25.03.2021.

Sd/-

(P.N<sup>1</sup> Dixit)  
Vice-Chairman (A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.160 of 2021**

G.V. Bellale ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Suresh Dhole, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. The Applicant, Assistant Commissioner, B.M.C. challenges the order dated 17.12.2018 issued by Respondent no.1 compelling the applicant to resign the post of Deputy Director, Industries.

3. At the request of learned P.O. adjourned to 16.04.2021 for filing affidavit-in-reply.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

prk



Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.707 of 2020**

R.R. Awate ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Vinod Dhotre, learned Advocate holding for Shri V.S. Undre, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. The learned Counsel for the Applicant submits on instructions that the Applicant wants to withdraw this O.A.

3. Allowed to withdraw. O.A. is disposed off as withdrawn.

Sd/-

**(P.N. Dixit)  
Vice-Chairman (A)**

prk

Sd/-

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.780 of 2020**

S.M. Bhagwat ... Applicant  
Vs.

The State of Maharashtra & Ors ... Respondents

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

2. Applicant, retired Additional Collector, prays that the charge-sheet of Departmental Enquiry No.2017/Case No.423/E-4 dated 10.12.2020 is to be quashed and set aside.

3. The learned Counsel for the Applicant prays that the said enquiry by way of interim relief to be stayed. He submits that the alleged incident inviting enquiry has taken place in 2009.

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

5. Issue notice before admission returnable on 01.04.2021.

6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

8. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

9. The learned C.P.O. for the Respondents seeks time to file affidavit-in-reply.

10. Interim issue is kept open after filing of the affidavit-in-reply.

11. Time granted. Adjourned to 01.04.2021.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 04.03.2021**

**O.A.No.107 of 2021**

R.G. Palande ... Applicant  
 Vs.  
 The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.
2. The Applicant, Constable, seeks direction to the Respondent no.1 to promote him to the post of PSI and he is to be granted deemed date of promotion.
3. The learned the Counsel is given permission to amendment pray to the effect of mentioning specific deemed date.
4. Correction to be carried out forthwith.
5. Adjourned to 16.04.2021.

Sd/-  
**(P.N'Dixit)**  
**Vice-Chairman (A)**

prk

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


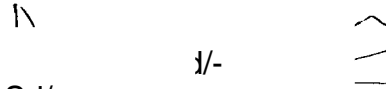
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>04.03.2021</u></b></p> <p align="center"><b><u>C.A 41/2016 in O.A 1225/2010</u></b></p> <p>Shri S.C Gupta ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicant. Heard Ms Neelima Gohad, learned P.O for the Respondents and Shri M.D Lonkar, Special Counsel for the Contemnor.</p> <p>2. Today email is received on 2.3.2021 send by Dr Suresh Gupta, the applicant, and the print out is placed before this Tribunal, wherein it is stated that as he has been paid all the dues by the Government in Public Health Department, he does not want to proceed and seeks permission to withdraw C.A 41/2016 in O.A 1225/2010. Copy of email dated 2.3.2021 is marked as Exh. 1 and taken on record.</p> <p>3. In view of this, we have considered the earlier order dated 12.9.2016 passed by this bench, thereby directing Mrs Sujata Saunik, the then Principal Secretary, Public Health Department to deposit Rs. 25,000/- from her personal account in this Tribunal. The said order dated 12.8.2016, to the extent of paras 17 &amp; 18 is hereby withdrawn and Smt Sujata Saunik, the then Principal Secretary, Public Health Department is allowed to withdraw the said amount from the account of M.A.T, Mumbai. The photo copy of receipt toward amount of Rs. 25,000/- deposited by Smt Sujata Saunik is taken on record and marked as Exh. 2. Further the order of issuance Surety Bond of Rs. 100/- is also hereby withdrawn.</p> <p>4. In view of the above, C.A stands disposed of.</p> <p align="center">   <b>(P.N. Dixit)</b>  <b>Vice-Chairman (A)</b> </p> <p align="center">   <b>Sd/-</b>  <b>atkar, J.)</b>  <b>Chairperson</b> </p> <p>Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>04.03.2021</u></b></p> <p align="center"><b><u>O.A 132/2005</u></b></p> <p>Shri V.B Halijwale @ Hajam ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel Mr Bandiwadekar submits that he is not appearing for Respondent no. 3, Shri Dashrath B. Kunake, a selected candidate.</p> <p>3. The applicant has challenged the appointment of Respondent no. 3 as Kotwal of Village Bugadikatte, Tal-Gadhinglaj, Dist-Kolpuar. Learned C.P.O points out that appointment for the period of 7.12.2004 to 30.4.2005.</p> <p>4. Neither the applicant nor learned counsel are present. We have perused the application and affidavit reply. The applicant seeks preference on the basis of Government policy that a legal heir of previous Kotwal is to be given preference in the appointment to the vacant post of Kotwal. The Respondents have not countered the said policy in their affidavit in reply. But however, in the affidavit filed by Ramesh G. Gaikwad, Tahsildar Gadhinglaj, dist-Kolhapur, dated 11.4.2005, it is stated that the father of the applicant was Kotwal for 6 to 7 years since 2005. The applicant had misbehaved with a young girl and therefore the matter became sensitive, so his father left the said village and settled at Mauze Kanvali, Tal-Aajara. At the request of his father, who was Kotwal at Bugdikatte village, his services were drafted at village Dundge, Tal-Gadhinglaj, till his retirement.</p> <p>5. In view of this, nothing remains in this Original Application. The same stands dismissed.</p> <p align="center">Sd/- <b>(P.N Dixit)</b> Vice-Chairman (A)</p> <p align="center">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>04.03.2021</u></b></p> <p align="center"><b><u>O.A 846/2004</u></b></p> <p>Shri B.B Patil ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.R Joshi, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. In this Original Application, all the applicants who were working as Superintending Engineer and Deputy Secretary pray for declaration that the provisions of Section 5 of State Public Services (Reservation of Schedule Caste, S.T, De-notified Tribes, [Vimukta Jatis], Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 as illegal, unconstitutional, null and void.</p> <p>3. Because of the order in W.P 8452/2004, the matter was transferred to this Tribunal and renumbered as T.A 1/2014 . The said T.A was decided by the D.B by order dated 28.11.2014, thereby the said provisions of Section 5 of the said Act was declared ultra-virus and void. The said order was challenged before Hon. H.C vide W.P 2797/2015. The said Writ Petition was decided along with other Writ Petitions involving same issue by judgment and order 25.7.2017 wherein it was held that the act is valid and the G.R is ultra-virus. The said decision is challenged before the Hon S.C in Spl Leave Petition 28306/2017. Learned counsel points out that the Supreme Court has given directions that presently the promotion in different cadres of the State shall be made as per the seniority and merit till the issue of reservation is decided.</p> <p>4. Learned P.O submits to the order of the Court.</p> <p>5. Learned counsel submits that in view of this present O.A can be disposed of.</p> <p>6. In view of the above nothing remains in the Original Application and same stands disposed of.</p>
<p align="center">Sd/- <b>(P.N Dixit)</b> Vice-Chairman (A)</p> <p align="center">Akn</p>	<p align="center">Sd/-  <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>04.03.2021</u></b></p> <p align="center"><b><u>O.A 148/2006</u></b></p> <p>Shri L.N Kangane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri C.T Chandratre, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. In this matter, the applicant, working as Assistant challenges his seniority dated 14.12.2005. Learned counsel for the applicant submits that the applicant was appointed on 10.9.1969 as a Clerk. He belongs to Vanjari community, which was earlier declared as O.B.C. However, in 1996, Vanjari caste community was put into Nomadic Tribes-D. He has produced the Caste Validity Certificate in 2000. In the seniority list published in 2004/2005 the name of the applicant has not been shown. Learned counsel further submits that though seniority list was to be published by G.A.D on 2.2.2001, however, Revenue &amp; Forest Department, without authority published provisional seniority list of Assistant and date of entry into cadre is shown as 1.1.1994 as against 1.1.1992. Learned counsel submits that therefore he has challenged the said seniority list.</p> <p>3. Learned C.P.O relying on the affidavit in reply dated 21.3.2007 filed by K.S Parab, Desk Officer, Revenue and Forest Department submitted that the seniority list was correctly prepared. The applicant was promoted to the post of Assistant and while preparing the seniority his cadre is maintained. However, the persons are promoted from the promotional quota. Learned C.P.O submits that the ratio for fixing seniority in the cadre of Assistant is 40:30:30 and accordingly the applicant has been shown at serial no. 158 and given date of seniority as 1.1.1994 instead 1.1.1992. Learned C.P.O submits that the seniority list is prepared by following the rules and procedure laid down under the law. Hence the petition has no merits.</p> <p>4. In view of the submission made by learned counsel for both the sides and the affidavit in reply filed by the Respondents, we find there is no merit in the application. Hence the same is dismissed.</p> <p align="center">Sd/- <b>(P.N. Dixit)</b> <b>Vice-Chairman (A)</b></p> <p align="center">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**

**ORIGINAL APPLICATION NO.178 OF 2021**

1) Shri Ramchandra K. Dhanawade, )...Applicant

**Versus**

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

Shri A.V. Bandiwadekar, learned Advocate for the Applicant.

Shri Ram Apte Special Counsel with Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent.

CORAM : Shri A.P. Kurhekar, Hon'ble Member-J

DATE : 04.03.2021.

**ORDER**

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri Ram Apte Special Counsel with Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant is serving as Deputy Secretary in Mantralaya, Mumbai and by order dated 25.02.2021, he is simply relieved and asked to join General Administrative Department, Mantralaya, Mumbai.

3. Learned Advocate for the Applicant submits that the Applicant was transferred as Deputy Secretary in Housing Department, Mantralaya, Mumbai by order dated 23.07.2016, but now by order dated 25.02.2021, he is relieved which amount to transfer. According to him, there is no

*W. Am.*

compliance of Section 4(4)(ii) or 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity), he therefore prayed for interim relief.

4. Per contra, learned Special Counsel for the Respondent opposed the interim relief contending that the normal tenure of Applicant being in secretariat service, is three years and Applicant had completed four and half years. There is no illegality in relieving the Applicant from Housing Department.

5. Learned Special Counsel has tendered the file noting, which shows that file, was placed before the Hon'ble Minister and Hon'ble Chief Minister to relieve the Applicant from Housing Department only on the ground that he had completed four and half years service in Housing Department, there is absolutely no other reasons mentioned in the file.

6. Needless to mention that, in terms of section 4(4) of 'Transfer Act 2005', the Government servant shall ordinarily be transferred only once in a year in the months of April or May. Whereas section 4(4)(ii) provides the situation where the Government servant can be transferred at any point of time after completion of normal tenure of three years for special reasons after recording the same in writing with the prior approval of highest authority.

7. Whereas, section 4(5) of 'Transfer Act 2005' provides for mid-tenure transfer after recording special reasons by highest competent transferring authority.

8. In the present case, though the Applicant completed three years which is normal tenure in secretariat service, he should have been transferred in the month of April or May. If such employee is transferred other than in April or May, then there has to be compliance of section 4(4)(ii) of 'Transfer Act 2005' which is completely missing. Suffice to say, except completion of tenure, no other reason is forthcoming to relieve him mid-term. The order of leave amounts to transfer in view of wording of order dated 25.02.2021.

9. Apart, learned Special Counsel fairly concedes that the matter was not placed before the Civil Service Board for its recommendation, which is mandatory in view of decision of *Hon'ble Supreme Court (2013) 15 SCC 732 (T.S.R. Subramanian and Ors. Vs. Union of India & Ors.)*.

10. The submission advanced by Special Counsel that the Applicant having completed normal tenure of three years can be legally transferred at any point of time is misconceived. Indeed, a Circular dated 21.02.2015 issued by G.A.D., clarify that even if Government servant has completed three years, he should not be transferred except other than in April or May. It further provides that if such transfer is necessary, there has to be reasons and prior approval of competent authority.

11. Thus, *prima-facie* the impugned order dated 25.02.2021 is unsustainable in law and deserves to be stayed.

12. In view of above, interim relief is granted in terms of Clause 10(a) of O.A.

13. Issue notice before admission returnable on 15.03.2021.

14. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
15. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
16. 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.
17. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
18. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
19. S.O. to 15.03.2021.

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

Place: Mumbai  
Date: 04.03.2021  
Dictation taken by: N.M. Naik.

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

Tribunal's orders

Date: 04.03.2021

O.A. No.170 of 2021

V.D. Wakhare .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 01.04.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 01.04.2021.

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



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

Tribunal's orders

Date: 04.03.2021

O.A. No.172 of 2021

T.F. Nagvekar .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 01.04.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 01.04.2021.

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

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

Tribunal's orders

Date: 04.03.2021

O.A. No.179 of 2021

R.A. Marathe .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 25.03.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 25.03.2021.

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

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

Tribunal's orders

Date: 04.03.2021

O.A. No.102 of 2021

T.A.K.N.A.K. Pathan .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Smt. V.K. Jagdale, learned Advocate holding for Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 01.04.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 01.04.2021.

Sd/-

(A.P. Kurhekar)  
Member (J)

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

Tribunal's orders

Date: 04.03.2021

O.A. No.103 of 2021

R.M. Sathe .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri V.P. Sangvikar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 01.04.2021.

3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. In the mean time, Respondents are directed to ensure to release the provisional pension to the Applicant as per his entitlement.

9. S.O. to 01.04.2021.

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