

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.04.2024</p> <p>O.A. No.316 of 2024</p> <p>R.R. DivteApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Learned P.O. places on record orders passed by 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' in respect of (i) Applicant in O.A. No.124/2024 on 20.03.2024 (ii) Applicant in O.A. No.125/2024 on 14.03.2024 (iii) Applicant in O.A. No.150/2024 on 20.03.2024. 3. Learned P.O. thereupon states that after due verification of documents available in 'Office Records' of 'Police Establishments' where Applicants have served earlier; their claims for change of 'Home Districts' have not been accepted by 'D.G.P. Maharashtra State'. 4. Learned Advocate for Applicant thereafter states that conclusions arrived at by 'D.G.P. Maharashtra State' about the representations submitted by Applicants in O.A. No.124/2024, O.A. No. 125/2024 & O.A. No.150/2024 regarding change of their 'Home Districts' are not based on due consideration of all relevant documents put together; although these were submitted alongwith representations of Applicants. 5. Learned Advocate for Applicants further states that she will today place on record 'Summary Statement' listing all such relevant documents in respect of each Applicant, which should have been considered by 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' before arriving at decision to reject claims made by Applicants for change of their 'Home Districts'. 6. Learned P.O. states that they need more time for due consideration of the cases of Applicants in 'O.A. No.127/2024, O.A. No.151/2024 & 155/2024' which are all related to 'Compassionate Grounds'.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. Learned P.O. accordingly seeks 'Two Weeks' time to file 'Affidavit-in-Reply' on behalf of 'D.G.P. Maharashtra State' in respect of in 'O.A. No.127/2024, O.A. No.151/2024 & 155/2024'.</p> <p>8. Learned Advocate for Applicant in O.A. No.155/2024 then presents copy of 'Transfer Order' dated 15.03.2024 of 'D.G.P. Maharashtra State' by which earlier 'Transfer Order' dated 30.01.2024 of 'D.G.P. Maharashtra State' has been modified as per request of Applicant.</p> <p>9. The Applicant in O.A. No.155/2024 has now been transferred to establishment of 'S.P., Dharashiv' instead of 'Commissioner of Police, Nagpur'. Therefore O.A. No.155/2024 is disposed off as the directions in 'Para 6' of Order dated 13.03.2024 have been acted upon by 'D.G.P. Maharashtra State'.</p> <p>10. The 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' against background mentioned in respect of 'O.A. No.124/2024, O.A. No.125/2024 and O.A. No.150/2024 is thus informed to give 'Personal Hearing' to Applicants; so that they get fair opportunity to submit copies of all such relevant documents which corroborate their claims for change of 'Home District'. Then; based on their overall evidential value; the earlier decisions taken to reject claims of the Applicants for change of 'Home Districts' may be reviewed without being influenced by possibility of these Applicants taking any undue benefit of change of 'Home Districts'; as they all belong to cadre of 'Police Inspectors', who are liable to be transferred to any 'Police Establishment' as per provisions of 'Maharashtra Police Act, 1951'.</p> <p>11. The 'Interim Relief' granted on 01.02.2024 to be continued in respect of O.A. No.124/2024, O.A. No.125/2024, O.A. No.150/2024 and O.A. No.127/2024, O.A. No.151/2024, O.A. No.152/2024 & O.A. No.153/2024.</p> <p>12. S.O. to 18.04.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.04.2024</p> <p align="center">O.A. No.335 of 2024</p> <p>A.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri A.V. Bandiwadekar, learned Advocate for Respondent No.4.</p> <p>2. Learned Advocate for Applicant files 'Affidavit-in-Rejoinder' dated 04.04.2024 to the 'Affidavit-in-Reply' filed by the 'Additional Chief Secretary, Housing Department' dated 11.03.2024.</p> <p>3. Learned Advocate for Respondent No.4 files 'Counter Affidavit on behalf of Respondent No.4' dated 04.04.2024 to the 'Affidavit-in-Reply' filed by the 'Additional Chief Secretary, Housing Department' dated 11.03.2024.</p> <p>4. 'Interim Relief' to continue till 'Next Date'.</p> <p>5. S.O. to 16.04.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

Date: 04.04.2024

O.A. No.1081 of 2023

R.D. Ghunkikar,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. Learned P.O. refers to the 'Affidavit-in-Reply' dated 12.03.2024 filed on behalf of 'Principal Secretary (Forest), Revenue and Forest Department' and draws attention to 'Notification' dated 04.03.2024 of 'Revenue and Forest Department' by which earlier 'Notification' dated 28.07.2021 of 'Revenue and Forest Department' has been revoked and 'Statutory Powers' for regular transfers of 'Range Forest Officers & Group 'B' Officers of 'Forest Department' have been restored back with 'Hon'ble Minister-in-Charge of Forest Department' as 'Competent Transferring Authority' as per provisions of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005'. The 'C.S.B.' of 'Forest Department' in respect of 'Range Forest Officers & Group 'B' Officers has also been reconstituted under 'Additional Chief Secretary / Principal Secretary / Secretary (Forest)' by 'Notification' dated 04.03.2024 of 'Revenue and Forest Department'.

3. The attention of 'Principal Secretary, Revenue and Forest Department' is nonetheless drawn to contents of 'Para 3' of 'Notification dated 04.03.2024' which states "प्रस्तुत अधिसूचनेतील तरतुदी तात्काळ लागू होतील. तथापि, या अधिसूचनेच्या दिनांकापूर्वी वर नमूद दि.२८.०७.२०२१ रोजीच्या अधिसूचनेनुसार केलेल्या कार्यवाहीस कोणतीही बाधा येणार नाही." so as to seek 'Legal Opinion' from 'Law & Judiciary Department' about legal validity of the earlier orders passed by 'Principal Chief Conservator of Forest (HoFF), Nagpur.'

4. 'Interim Relief to continue till 'Next Date'.

5. S.O. to 18.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.04.2024</p> <p style="text-align: center;">'GROUP - I' (C.P., Pimpri – Chinchwad)</p> <p style="text-align: center;">O.A. No.124 of 2024 with O.A. No.125 of 2024 with O.A. No.150 of 2024 to O.A. No.153 of 2024</p> <p>K.D. Patil R.P. Bobade R.N. Ghadge S.B. Deshmukh P.V. Jadhav S.N. TambeApplicants</p> <p style="text-align: center;">'GROUP - II' (C.P., Pune & Thane)</p> <p style="text-align: center;">O.A. No.298 of 2024 to O.A. No.301 of 2024</p> <p>S.B. Mane M.N. Jagtap S.D. Jadhav D.B. ChudappaApplicants</p> <p style="text-align: center;">'GROUP - III' (C.P., Nashik & S.P., Solapur, & Satara)</p> <p style="text-align: center;">O.A. No.155 of 2024 with O.A. No.127 of 2024</p> <p>A.S. Bhosale S.B. GodaseApplicants</p> <p>Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, Shri M.D. Lonkar, Shri K.S. Jadhav, learned Advocate holding for Shri R.G. Panchal, learned Advocates for the Applicants. Shri A.J. Chougule, learned Presenting Officer for the Respondents in 'Group – I' & 'Group – III', Shri A.D. Gugale, learned Presenting Officer for the Respondents in 'Group – II'.</p> <p>2. Learned P.O. places on record orders passed by 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' in respect of (i) Applicant in O.A. No.124/2024 on 20.03.2024 (ii) Applicant in O.A. [P.T.O.]</p>

No.125/2024 on 14.03.2024 (iii) Applicant in O.A. No.150/2024 on 20.03.2024 and there upon states that after due verification of documents available in 'Office Records' of 'Police Establishments' where Applicants have served earlier; the requests for change of 'Home Districts' submitted by Applicants have not been accepted by 'D.G.P. Maharashtra State'.

3. Learned Advocate for Applicant thereupon states that conclusion arrived at by 'D.G.P. Maharashtra State' about the representations submitted by Applicants in O.A. No.124/2024, O.A. No. 125/2024 & O.A. No.150/2024 regarding change of their 'Home Districts' is not based on due consideration of all relevant documents together; although these were submitted alongwith representations of Applicants.

4. Learned Advocate for Applicants further states that she will now place on record today 'Summary Statement' of all relevant documents for each Applicant which should have been considered by 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' before arriving at decision to reject claims made by Applicants for change of their 'Home District'.

5. Learned P.O. states that they need more time for due consideration of the cases of Applicants in 'O.A. No.127/2024, O.A. No.151/2024 & 155/2024' which are related to 'Compassionate Grounds'.

6. Learned P.O. accordingly seeks 'Two Weeks' time to file 'Affidavit-in-Reply' on behalf of 'D.G.P. Maharashtra State'.

7. Learned Advocate for Applicant in O.A. No.155/2024 then presents copy of Order dated 15.03.2024 of 'D.G.P. Maharashtra State' by which the earlier 'Order' dated 30.01.2024 of 'D.G.P. Maharashtra State' has been modified as per request of Applicant. The Applicant has now been transferred to the establishment of 'S.P., Dharashiv' instead of 'Commissioner of Police, Nagpur'. Therefore O.A. No.155/2024 can be disposed off, as directions in 'Para 6' of the Order dated 13.03.2024 has been acted upon by 'D.G.P. Maharashtra State'.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. The 'Spl. I.G.P (Establishment)' in office of 'D.G.P. Maharashtra State' against aforesaid background is thus informed to give 'Personal Hearing' to Applicants so that they get fair opportunity to submit copies of all relevant documents which are included in 'Summary Statement'. Then based on their evidential value; the earlier decision taken to reject request of each Applicant for change of 'Home District' be reviewed without being influenced by possibility of Applicant taking benefit of change of 'Home District'; as they belong to cadre of 'Police Inspector', who are liable to be transferred to any 'Police Establishment' as per the provisions of 'Maharashtra Police Act, 1951'.</p> <p>9. The 'Interim Relief' granted on 01.02.2024 to be continued in respect of O.A. No.124/2024, O.A. No.125/2024, O.A. No.150/2024 and O.A. No.127/2024, O.A. No.151/2024, O.A. No.152/2024 & O.A. No.153/2024.</p> <p>10. The O.A. No.155/2024 is disposed off. 'No Order as to Costs'.</p> <p>11. S.O. to 18.04.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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>Date: 04.04.2024</p> <p>O.A. No. 256 of 2024</p> <p>N.P. GholapApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chaugule., learned Presenting Officer for the Respondents.</p> <p>2. Learned PO seeks some more time to take instructions as per direction in 'Para 4' of Order dated 18.03.2024.</p> <p>3. The learned Advocate for Applicant presents letter of 'C.E.O. Z.P., District Kolhapur' dated 01.04.2024 to Applicant. In this letter, it has been mentioned that Applicant who is posted in place of Shri Shankar S. Kavitate as 'B.D.O., Group-A, Panchayat Samiti, Shirol, District Kolhapur' should immediately join otherwise administrative action would be initiated against him. The letter of 'C.E.O. Z.P. Kolhapur' dated of 01.04.2024 leans towards expediting implementation of 'Midterm Transfers' on requests which came to be considered by 'Rural Development Department' along with transfers which are related to conduct of 'General Elections Lok Sabha 2024'.</p> <p>4. The 'Additional Chief Secretary, Rural Development Department' to thus inform 'C.E.O, Zilla Parishad, Kolhapur' not to act on letter issued to Applicant dated 01.04.2024; copy of which is also endorsed to Rural Development Department.'</p> <p>5. S.O. to 10.04.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.04.2024</p> <p align="center">O.A. No.462 of 2024</p> <p>A.S. RautApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Learned Advocate for Applicant states that Applicant has been transferred from the post of 'Deputy Municipal Commissioner, Pune Municipal Corporation' by 'Transfer Order' dated 21.03.2024 of 'Urban Development Department'. 3. Learned Advocate for Applicant further states she has not completed her 'Normal Tenure' of 'Three Years' on the post of 'Deputy Commissioner, Pune Municipal Corporation'. However before promotion Applicant had worked as 'Assistant Commissioner, Pune Municipal Corporation'. Further no officer has yet been posted in place of Applicant as 'Deputy Commissioner, Pune Municipal Corporation'. 4. Learned Advocate thereupon seeks to amend 'O.A. No.462/2023' to add (i) 'Municipal Commissioner, Pune Municipal Corporation' and (ii) 'District Collector' & 'D.E.O. Pune' as 'Respondent No.4' & 'Respondent No.5'. 5. The views of 'Urban Development Department' about the 'Transfer Order' dated 21.03.2024 has already been sought as per directions issued on 28.03.2024 in O.A. No.427/2024. Hence considering facts and circumstances of the case as there are 5 'Vacant Posts' of 'Deputy Commissioner, Pune Municipal Corporation'; it is directed that 1 'Vacant

Office Notes, Office Memoranda of Coram,
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Post' should not be filled till views of 'Urban Development Department' are received as per directions issued on 28.03.2024 in O.A. No.427/2024.

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

7. Issue notice before admission returnable on 15.04.2024.

8. 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.

9. 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.

10. 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.

11. 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.

12. S.O. to 15.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

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

Tribunal's orders

on the subsequent date the O.A. shall stand dismissed.

9. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. S.O. to 15th April, 2024 under the caption of 'Urgt Admission'.

SD/-
(Debashish Chakrabarty)
Member-A
04.04.2024

(skw)

**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

O.A. 473/2024 (D.B)

K.S. Bhopale**... Applicant****Vs.****The State of Mah. & Ors.****... Respondents**

1. Heard Shri B.A. Bandiwadekar, learned Advocate for Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.

2. The learned Advocate for Applicant states that Applicant is appeared for 'Maharashtra Subordinate Services Non-Gazetted Group-B Post Common Preliminary Examination of 2022' which is a Multi-Cadre Examination for the post of Police Sub-Inspector through OBC Female Category.

3. The learned Advocate for Applicant states that Answer-sheet of Applicant has not been evaluated by MPSC because particular 'Question Booklet Series' given to Applicant from amongst A, B, C and D was not specifically mentioned by writing the 'English Capital Alphabet' in the 'Square Space' for it in 'Answer Sheet' as also not darkened its 'Small Circle'. However, all other necessary information relating to Roll Number, Question Booklet Number, Subject Code, etc. were put on 'Answer Sheet' by Applicant. Therefore it was expected that Answer Sheet of Applicant would be evaluated by MPSC.

4. The learned Advocate for Applicant further states that all these details in Answer Sheets though responsibility of Applicant to fill-up is required to be cross-checked by Invigilator before 'Answer Sheets' are collected back after 'Written Examination', 'Sealed' and 'sent' to MPSC.

5. The learned Advocate for Applicant further states that Applicant had missed writing the 'Question Booklet Series' in the 'Suare Space' and darkening the 'Small Circle' in the 'Answer Sheet'; so he forthwith informed MPSC before declaration of results on 13.03.2024.

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

4. The learned CPO referred to 'Press Note' of MPSC dated 02.08.2022 and specifically 'Para 3' in which under 'Serial No.14', it is clearly mentioned that such 'Answer Sheets' where both 'Applicant' and 'Invigilator' have failed to mention 'Question Booklet Series' in the 'Square Space' and the 'Small Circle' is not darkened to indicate the 'Question Book Series'; then such Answer Sheets will not be evaluated by MPSC.
5. Issue notice returnable on 15.04.2024.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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. Respondents are put to notice that the case would 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
10. 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.
11. S.O. to 15th April, 2024.

sd/-
(Debashish Chakrabarty)
Member-A
04.04.2024

**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

Date: 04.04.2024 Tribunal's orders

O.A. No. 230 of 2024

**Y.K. BangarApplicant
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 and Smt. V.K. Jagdale, learned Advocate for Respondent No.3.

2. Learned Advocate for 'Respondent No.3' requested for some more time to file 'Additional Documents' by way of an 'Additional Affidavit-in-Reply' and agrees to provide advance copy to learned Advocate for Applicant. Time as prayed for is granted to learned Advocate for 'Respondent No.3'.

3. Learned PO also seeks time to file 'Additional Documents' with regard to the work assigned to post of 'Tahsildar Thane' before 'Transfer Order' dated 15.03.2024 of Revenue & forest Department' was issued to post Respondent No.3 as 'Tahsildar Thane'.

4. Learned PO also informed to ascertain whether services of Applicant or any Other Officer in cadre of 'Tahsildar' was sought by 'MMRDA' from Revenue & Forest Department.'

5. 'Interim Relief' to continue till 'Next Date'.

6. S.O. to 08.04.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

AGR

[P.T.O.]

**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: 04.04.2024</p> <p>O.A. No.1475 of 2023</p> <p>R.A. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri M.D. Lonkar, learned 'Special Counsel' for the Respondent No.1 and Shri U.V. Bhosale, learned Advocate for the Respondent No.2.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 10.04.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 04.04.2024</p> <p>O.A. No.690 of 2023</p> <p>S.D. DoifodeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. Shri V.V. Golambade, learned Advocate on behalf of Respondent No.2 is absent.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 10.04.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
	<p>Date: 04.04.2024</p>
	<p>O.A. No. 246 of 2024</p>
	<p>Dr. S.S. BodadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p>
	<ol style="list-style-type: none"> 1. Heard Shri A.A. Desai, learned Advocate for the Applicant through 'Video Conference' and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Learned Advocate for Applicant stated that they have since served O.A. No. 246 of 2024 to Learned PO. 3. Learned Advocate for Applicant thereafter stated based on instructions from Applicant that Applicant wishes to withdraw 'O.A. No. 246 of 2024' for 'Personal Reasons'. 4. The Applicant is thus allowed to withdraw O.A. No. 246 of 2024. No Order as to Cost.
	<p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p>
	<p style="text-align: center;">AGR</p> <p style="text-align: right;">[P.T.O.]</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: 04.04.2024**O.A. No. 321 of 2024****C.N. Dhage****.....Applicant****Versus****The State of Maharashtra & Ors.****.....Respondents.**

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

2. Learned PO seeks 'Two Weeks' time to ascertain from 'P.W.D.' as 'Cadre Controlling Authority' of 'Executive Engineers' about validation or otherwise of action taken against Applicant which has been reported by 'Commissioner Cum Director, Municipal Administration Directorate, Mumbai' letter dated 31.01.2024 to 'Additional Chief Secretary' 'P.W.D'.

3. Learned Advocate for Applicant states that as per 'Interim Relief' granted on 06.03.2024. Applicant has joined back on post of 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' on 21.03.2024.

4. 'Interim Relief' to continue till 'Next Date'.

5. S.O. to 18.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**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 align="center"><u>O.A.450/2024 (D.B)</u></p> <p>S.G. Karale Applicant Vs. The State of Mah. & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned PO for Respondents.</p> <p>2. Learned Advocate for Applicant states that seniority of Applicant has been fixed as per judgment passed in OA Nos.286 & 287 of 2015 on 2nd March, 2016. Learned Advocate for Applicant states that Applicant had submitted a 'Representation' which was duly decided and Deemed Date of Promotion as Police Head Constable was given effect in 'Final Seniority List' of 'Police Head Constables' as on 01.01.2016. Thereafter, the same Deemed Date of Promotion as Police Head Constable was continued to be shown in 'Seniority Lists' prepared from 2017 to 2020 and based on that, he was promoted to rank of Assistant Sub-Inspector on 30.10.2021.</p> <p>3. Learned Advocate for Applicant states that all of a sudden, by impugned Order dated 23.01.2024 of S.P.(Rural), Thane, the Applicant came to be demoted from the post of Assistant Sub-Inspector to the post of Police Head Constable. The Order dated 23.01.2024 of S.P.(Rural), Thane was in fact an order passed with reference to certain other Police Head Constables, who are seeking Deemed Date of Promotion by referring to Deemed Date of Promotion given to Applicant.</p> <p>4. Learned PO with reference to orders of Special Inspector General, Konkan Range, Thane dated 17.05.2016 states that Applicant's case was decided for Deemed Date of Promotion to the post of 'Police Naik' and 'Police Head Constables'.</p> <p>5. Learned Advocate for Applicant states that case of reversion of Applicant from the post of</p>

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

Tribunal's orders

Assistant Sub-Inspector to Head Constable is against the principles of Natural Justice.

6. The learned PO therefore to submit information relating to Deemed Date of Promotion given to Applicant in observance of Order passed in OA Nos.286 & 287/2015 on 02.03.2016.

7. Issue notice returnable on 16.04.2024.

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

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

10. 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.

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

12. 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.

13. The issue of 'Interim Relief' is kept open.

14. S.O. to 16th April, 2024 under the caption of 'Urgent Admission'.


(Debashish Chakrabarty)
Member-A
04.04.2024

M.A.206/024 in O.A. 432/2024 (D.B)**K.S. Jadhav & Ors.****... Applicants****Vs.****The State of Mah. & Ors.****... Respondents**

1. Heard Shri K.N. Patil, learned Advocate for Applicants and Smt. K.S. Gaikwad, learned PO for Respondents.

2. The learned Advocate for Applicants to serve copy of MA & OA to office of learned CPO as well as to office of Superintendent of Police, Satara.

3. Issue notice returnable on 18.04.2024.

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

5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.

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. S.O. to 18th April, 2024.

Sd/-

(Debashish Chakrabarty)
Member-A
04.04.2024

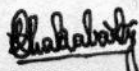
Office Notes, Office Memoranda of Coram,
Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

O.A. 433/2024 (D.B)


P.U. Navdekar ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri K.N. Patil, learned Advocate for Applicant and Shri A.D. Gule, learned PO for Respondents.
2. The learned Advocate for Applicant to serve copy of OA to the office of learned CPO as well as to the office of Superintendent of Police, Satara.
3. Issue notice returnable on 18.04.2024.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
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. S.O. to 18th April, 2024.


(Debashish Chakrabarty)
Member-A
04.04.2024

O.A. 434/2024 (D.B)**V.N. Bodke****... Applicant****Vs.****The State of Mah. & Ors.****... Respondents**

1. Heard Shri B.A. Bandiwadekar, learned Advocate for Applicant and Smt. A.B. Kololgi, learned PO for Respondents.
2. Issue notice returnable on 02.05.2024.
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 O.A. 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
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.
8. S.O. to 02nd May, 2024.



(Debashish Chakrabarty)
Member-A
04.04.2024

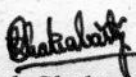
Office Notes, Office Memoranda of Coram,
Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

O.A. 442/2024 (D.B)

S.K. Jadhav (S.R. Rathod) ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned PO for Respondents.
2. Issue notice returnable on 25.04.2024.
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 O.A. 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
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.
8. S.O. to 25th April, 2024.


(Debashish Chakrabarty)
Member-A
04.04.2024

(skw)

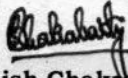
Office Notes, Office Memoranda of Coram,
Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

O.A. 460/2024 (D.B)

S.G. Sutar ... **Applicant**
Vs.
The State of Mah. & Ors. ... **Respondents**

1. Heard Shri B.A. Bandiwadekar, learned Advocate for Applicant and Smt. A.B. Kololgi, learned PO for Respondents.
2. Issue notice returnable on 17.04.2024.
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 O.A. 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
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.
8. S.O. to 17th April, 2024.


(Debashish Chakrabarty)
Member-A
04.04.2024

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>Date: 04.04.2024</p> <p style="text-align: center;">O.A. No.717 of 2023 with O.A. No.718 of 2023</p> <p>U.L. Gadage & Ors. B.A. Pawar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B. Shelke, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant, and Smt. K.S. Gaikwad along with Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant seeks 'Two Weeks' time to go through the 'Affidavit-in-Reply' filed by Respondent and then file 'Affidavit-in-Rejoinder' on behalf of Applicant. Time as prayed for is granted to learned Advocate for Applicant.</p> <p>3. S.O. to 17.04.2024.</p> <div style="text-align: right; margin-top: 20px;"> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> </div>
NMN	

Date: 04.04.2024

O.A. No.464 of 2024

S.B. DhamdhareApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.S. Jadhav, learned Advocate holding for Shri R.G. Panchal, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 02.05.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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.
8. S.O. to 02.05.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Date: 04.04.2024

O.A. No.466 of 2024

G.S. KendreApplicant
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. 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 19.04.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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.
8. S.O. to 19.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Date: 04.04.2024

O.A. No.467 of 2024

S.G. ShindeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 19.04.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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.
8. S.O. to 19.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**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>Date: 04.04.2024</p> <p>O.A. No.877 of 2023 with O.A. No.1617 of 2023</p> <p>P.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri R.L. Adhe, learned Advocate holding for Shri P.P. Deokar, learned Advocate for the Respondent No.2.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' in O.A. No.877/2023 on behalf of Respondent. It is taken on record.</p> <p>3. Learned Advocate for Applicant states that O.A. O.A. No.877/2023 and O.A. No.1617/2023 be fixed for 'Final Hearing' with liberty to file 'Affidavit-in-Rejoinder'; if any in both the O.A. No.877/2023 and O.A. No.1617/2023.</p> <p>4. Learned Advocate for Respondent No.2 in O.A. No.1617/2023 also seeks 'One Week' time for hearing.</p> <p>5. S.O. to 19.04.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>