

**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><u>05.01.2022</u></p> <p><u>O.A. NOS. 144, 145, 146, 167, 203, 300, 301, 321, 790, 791, 830, 793, 796 OF 2022</u></p> <p>Shri Amit H. Daphale & Ors. ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors. ... Respondents</p> <p>1. In O.A. Nos. 144 and 145/2022 Shri Sandip Dere, learned Counsel submits that he will cause appearance for the Applicants in the matters. Shri Akash B. Moon, learned Counsel submits that he is filing Intervention Application in O.A. No. 144/2022. In O.A. No. 146/2022, no one has caused appearance. In O.A. No. 167/2022, previously, learned Counsel Shri Sandip Dere was appearing for Applicants, however, he submits that there are no instructions from the clients after recall of the order. It is submitted that he will inform the Applicants about recall of the order, as well as, reference of the matter to Full Bench. In O.A. Nos. 300 & 301 of 2022, no one has caused appearance. In O.A. No. 321/2022 Shri B.A. Bandiwadekar, learned Counsel has instructions to appear in the matter. In O.A. Nos. 790 & 791/2022 Shri P. Avad with Shri D. Naval, learned Counsel appears for the Applicants. In O.A. No. 830/2022 Shri D.B. Khaire, learned Counsel appears for the</p>



[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Applicants and in O.A. Nos. 793 & 796/2022 Smt. Madhavi Ayyappan, learned Counsel appears for Shri S.B. Talekar, learned Counsel for Applicants.</p> <p>2. The orders passed in O.A.No.144/2022 etc. have been recalled by the Division Bench at the Principal Seat of this Tribunal and all the said O.As are now being directed to be heard by the Full Bench. As noted hereinabove, in some of the said earlier matters, the appearances of the parties have received through their Counsel. However, in some matters, no one has caused the appearance. All the Applicants in all the said O.As are required to be noticed that their matters are now being heard by the Full Bench after the earlier order has been recalled. In the circumstances, Ms. S.P. Manchekar, learned CPO shall ensure that in the earlier matters wherein no one has caused appearance, the Applicants in the said applications are duly noticed that the matter is now being finally heard by the Division Bench.</p> <p>3. 54 candidates who are reported to be taking training at the Police Training School at various places shall also be served with the notice of hearing of present matters by the Full Bench. Learned CPO shall ensure the service of notice on the said candidates through Officer In-charge of the Training Centre.</p> <p>4. Shri Dere, learned Counsel submitted that Writ Petition Nos.224 & 226 both of 2023 filed before Hon'ble Bombay High Court challenging the order directing Constitution of Full Bench are heard today and orders are passed by the Division Bench. Learned Counsel submitted that text of the order would become available by afternoon. In the circumstances,</p>

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	<p>:-3-:-</p> <p>we deem it appropriate to adjourn the hearing till 3.30 p.m.</p> <p style="text-align: center;">Sd/- (Smt. Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Jus. M.G. Giratkar) Vice Chairman (J)</p> <p style="text-align: center;">Sd/- (Jus. P.R. Bora) Vice Chairman(J)</p> <p><u>At 3.30 p.m.:</u></p> <p>Learned Counsel Shri Dere submitted that orders passed in Writ Petition Nos.224 & 226 both of 2023 have not yet been uploaded. Once it is brought to our notice that Hon'ble High Court has dealt with the matter and has passed some orders, it would be proper on our part to wait till the said orders are received or placed on record by the parties. In the circumstances, we adjourned the hearing till tomorrow i.e. 06.01.2023 at 11.00 a.m.</p> <p style="text-align: center;">Sd/- (Smt. Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Jus. M.G. Giratkar) Vice Chairman (J)</p> <p style="text-align: center;">Sd/- (Jus. P.R. Bora) Vice Chairman(J)</p>

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.13 of 2023

D. P. Varpe)...Applicant

Versus

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

Shri Arvind V. Bandiwadekar, Counsel for the Applicant
Smt. Kranti Gaikwad., Presenting Officer for the Respondents

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

DATE : 05.01.2023

ORDER

ⁱⁱ
1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicant is again compelled to file this O.A. so as to get his legitimate retirement dues. He stands retired on 31.05.2012 as Agricultural Development Officer from the establishment of Respondent No.2- Chief Executive Officer, Z.P. Raigad having office at Alibaug. Before one months of retirement, the D.E. was initiated and it was continued after retirement. No further steps were taken for expeditious completion of D.E. Thereafter waiting for more than three years, the Applicant had filed O.A.No.964/2021 for grant of retiral benefits. O.A.946/2021 was disposed of by the Tribunal on 02.12.2021 with direction to pass final order in D.E. within two months and further directions were also given to call inquiry as to why D.E. is delayed. Clause Nos.8, 9 and 10 of the order dated 02.12.2021 are as under "

" 8. O.A. is disposed of with direction to the Respondent to ensure passing of final order in D.E. within two months from today in accordance to Rules and it should be communicated to the Applicant within two weeks thereafter.

9. Respondent is further directed to see why inquiry officer has taken three years period for completion of D.E. and should take necessary action against inquiry officer for noncompliance of circular dated 07.04.20008.

W. K.

10. Compliance report in above terms be forwarded to the Registrar of this Tribunal without fail."

3. In 1st place, there seems to be no compliance of Clause No.10 of the order. Learned P.O. sought short time to verify the same.
4. Ultimately, the Government passed the order on 09.02.2022. Interesting to note that though the Enquiry Officer held the Applicant not guilty, the Government imposed punishment of censure. In this behalf, learned Counsel for the Applicant submits that Applicant was not given opportunity before passing impugned order of censure which is mandatory in view of negative report by the Enquiry Officer as mandatory under Rule 9(2) of Maharashtra Civil Services (Discipline & Appeal) Rules 1979 which *inter-alia* provides where the disciplinary authority disagree with the findings of Enquiry Officer, a copy of report together its own with tentative reasons for disagreement is required to be served upon a Government servant for making representation.
5. The grievance in the present O.A. is now restricted to non-releasing withheld retirement benefits. The Applicant seems not challenging the order of censure dated 09.02.2022.
6. Notably, the D.E. is completed by final order dated 09.02.2022 imposing punishment of censure only but thereafter no steps were taken to release the retirement benefits though the period of one year is over. The Applicant is required to approach the Tribunal again and again. He, therefore, claim retirement benefits with interest.
7. *Prima-facie*, there is gross inaction rather negligence on the part of Respondents ^{in releasing} ~~to give~~ retirement dues to the Applicant. The Original Application is, therefore, deserves to be disposed of expeditiously.

8. One week time is granted to learned P.O. to file reply.
9. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
10. Issue notice before admission returnable on 12.01.2023.
11. 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.
12. 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.
13. 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.
14. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.
15. S.O. to 12.01.2023.

Sd/-

(A. P. KURHEKAR)
MEMBER (J)

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.6 of 2023</u></p> <p>Sushil Y. Shinde & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Piyush Todkar holding for Shri S.V. Waghmare, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants prays that respondents be directed to consider the seniority of the applicants from the date of appointment of other candidates who are already appointed and also prays that appointment orders may be issued as per recommendation letter dated 13.6.2022.</p> <p>3. MA for suing jointly is to be filed.</p> <p>4. Ld. PO submits that appointments are not given as SEBC and EWS matters are pending before this Tribunal.</p> <p>5. S.O. to 12.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sg)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1277 of 2022</u></p> <p>A.A. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicant has challenged clause 5.4 in the advertisement no.258/21 dated 24.11.2021 and so also the final list of recommendation dated 8.12.2022.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 12.1.2023. The respondents are directed to file reply.</p> <p>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/Misc. Application shall be placed on board before the concerned Benches under the caption "For Dismissal" and thereafter on the subsequent date the Original/Misc. Applications shall stand dismissed.</p> <p style="text-align: right;">Sd/- J (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p style="text-align: center;">Date : 05.01.2023</p> <p style="text-align: center;">O.A.No.902/2022 with O.A.No.1002/2022</p> <p>R.R. Godse & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mrs. V.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that she will today file reply during the course on behalf of Respondent No.2 and seeks time to file reply on behalf of Respondent No.4 in O.A.No.902/2022. She seeks time to file reply in O.A.No.1002/2022.</p> <p>3. Adjourned to 02.02.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1299 of 2022</u></p> <p>Uttam H. Bhosale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicant a Head Master of Ashram School has undergone DE. He was exonerated by enquiry officer by report dated 30.4.2022 from the charges of misconduct. However, the disciplinary authority by his order dated 15.11.2022 disagreed with the report of the enquiry officer.</p> <p>3. Ld. PO produces order dated 28.12.2022 and submits that pursuant to order dated 22.12.2022 passed by this Tribunal, the department has withdrawn the order dated 15.11.2022 and has issued a fresh order dated 28.12.2022. The same is taken on record and marked as Court Exhibit 1 for identification.</p> <p>4. Ld. Advocate submits that as the applicant is not aware of issuance of this order dated 28.12.2022 and which is not served on him till today, he be allowed to make amendment. The department is directed to serve this order dated 28.12.2022 on the applicant officially and the oral application of the applicant to carry out amendment is allowed and he is directed to make necessary amendment till 17.1.2023. The matter is fixed on 2.2.2023 and till then the department is directed not to take any action.</p> <p>5. S.O. to 2.2.2023.</p> <p style="text-align: right; margin-right: 20px;">Sd/- / (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1192 of 2022</u></p> <p>V.D. Teke & 5 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.B. Khaire, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 19.1.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.811 of 2021</u></p> <p>Jayant S. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri R.B. Ade, learned Advocate for the applicant is not present.</p> <p>3. The applicant has not filed the second set of OA and not removed the office objections.</p> <p>4. S.O. to 6.1.2023 for dismissal for want of compliance.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p align="center"><u>C.A. No.80 of 2022 in O.A. No.879 of 2015</u></p> <p>G.P. Wadekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri N.Y. Chavan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 4.1.2022 passed by this Tribunal in the above OA, present CA is filed on 16.12.2022 for compliance. This is first date and the Ld. PO seeks time to take instructions.</p> <p>3. It is pointed out that on 15.9.2022 the department published seniority list and the name of the applicant is shown in Group B when this Tribunal has ordered that they should be treated as Group A. On perusal it appears that there is exfacie breach of the order of this Tribunal. Department is directed to give explanation.</p> <p>4. S.O. to 12.1.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p align="center"><u>C.A. No.79 of 2022 in O.A. No.605 of 2022</u></p> <p>Dr. B.T. Karvekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. CA is filed for compliance of the order dated 25.7.2022.</p> <p>3. Ld. PO seeks time to take instructions.</p> <p>4. S.O. to 19.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>C.A. No.75 of 2022 in O.A. No.474 of 2020</u></p> <p>S.M. Kadam ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. This CA is filed for compliance of the order dated 15.11.2021 passed by this Tribunal in the above OA.</p> <p>3. Ld. PO produces copy of GR dated 4.1.2023 in respect of payment to the applicant regarding leave encashment and GIS. Ld. PO submits that gratuity is always paid along with interest and it is paid. Ld. PO submits that thus the respondents have complied with the order of the Tribunal.</p> <p>4. Copy of said GR is furnished to the Ld. Advocate and he submits that he will verify whether the applicant has received the amount towards leave encashment and GIS and any other amount is due or not.</p> <p>5. S.O. to 12.1.2023.</p> <p style="text-align: right; margin-right: 20px;">Sd/- / (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>C.A. No.82 of 2022 in O.A. No.1165 of 2022</u></p> <p>K.N. Tadvii ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant informs that till today the link of the main examination is not opened to enable the applicant to file application for main examination as per order dated 23.11.2022 passed by this Tribunal in the above OA.</p> <p>3. Ld. PO on instructions from Ms. Sushma Chandramore, Under Secretary and Ms. Trupti Khopekar, Desk Officer of MPSC, submits that MPSC wants to challenge the order of the Tribunal. However, no writ petition is filed till today.</p> <p>4. Ld. Advocate for the applicant submits that main examination for the post of Deputy Collector is scheduled on 21.1.2023. The last date for filling up the application for main examination was 14.11.2022. Ld. Advocate submits that this CA is filed on 20.12.2022 and OA was filed on 21.11.2022. However, order was passed on 23.11.2022 and therefore the applicant was given permission to fill up the form and accordingly the respondents were directed to allow the applicant to fill up form for main examination.</p> <p>5. It is made clear to MPSC that if at all within one week link is not opened till 12.1.2023 and she is not allowed, then we will be constrained to stay the entire examination.</p> <p>6. Ld. PO submits that she will be able to give the number of writ petition tomorrow. However, we expect the MPSC to follow the order of this Tribunal.</p> <p>7. S.O. to 6.1.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>

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	<p align="center"><u>M.A. No.474 of 2019 in O.A. No.862 of 2019</u> with <u>M.A. No.569 of 2017 in O.A. No.925 of 2017</u></p> <p>D.K. Gunjal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Neha Bhide with Shri C.T. Chandratre, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Shri M.D. Lonkar, learned Advocate for Respondent No.2 in MA No.474/2019 and for Respondents No.7, 11, 15, 19, 21 & 24 in MA No.569/2017. Mr. Sanjeev B. Deore with Ms. Suchita J. Pawar, Ld. Advocate for Respondents No.18, 20, 22, 35, 37, 43, 45, 49 & 51 in MA No.569/2017 and Shri A.D. Gugale, Ld. Advocate for Respondents No.11, 14, 17, 32, 33, 36, 38 & 41 in MA No.569/2017.</p> <p>2. By consent of the parties and request of Ld. Advocate for the applicant, both OA and MA will be heard on 2.3.2023.</p> <p>3. S.O. to 2.3.2023 for final hearing. High on Board.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 5.1.2023</p> <p>(sgj)</p>


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	<p>Date: 05.01.2023</p> <p align="center">O.A. No.1240 of 2022 with O.A. No.1241 of 2022</p> <p>R.V. Indulkar V.P. PendurkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer along with Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. These two O.As will be heard and decided with group of other connected 7 O.As (O.A. No. 607/2022 Group).</p> <p>3. S.O. to 20.01.2023.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p align="center">NMN</p>

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	<p align="center">Date: 05.01.2023</p> <p align="center">O.A. No.1012 of 2022</p> <p>K.D. DongareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Ms. Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Respondent No.2.</p> <p>2. Today, learned Advocate for the Applicant has filed Rejoinder on behalf of the Applicant. It is taken on record. Learned P.O. has also filed Sur-Rejoinder on behalf of the Respondent. It is also taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 19.01.2023</p> <p 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>Date: 05.01.2023</p> <p align="center">O.A. No.348 of 2017</p> <p>L.N. MhaskeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. O.A. is filed for benefit of Time Bound Promotion. The perusal of record reveals that on 20.11.2017 when the matter was taken up for hearing, learned P.O. had tendered order granting benefit of Time Bound Promotion it was taken on record and marked by letter 'X'. However, that time matter was adjourned due to absence of Applicant and her Advocate. Thus, it appears that grievance of the Applicant is redressed, and therefore Applicant and her Advocate are not attending the Tribunal. Today also the Applicant and his Advocate both are absent. O.A. is therefore dismissed in default. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[PTO.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.01.2023</p> <p align="center">O.A. No.746 of 2021</p> <p>S.P. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Learned P.O. sought permission to file counter Affidavit which was to be filed earlier in terms of order passed by the Tribunal on 14.12.2022. 3. However, in the interest of justice allowed to file counter Affidavit. It is taken on record. 4. O.A. be kept for hearing. 5. S.O. to 17.01.2023. <p align="right">Sd/- <i>[Signature]</i> (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

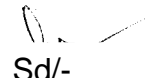
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders.	Tribunal's orders
	<p align="center">Date: 05.01.2023</p> <p align="center">O.A. No.866 of 2022</p> <p>M.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. sought permission to file Affidavit-in-Sur Rejoinder on behalf of Respondent Nos.1 & 2. Allowed to file the same.</p> <p>3. S.O. to 24.01.2023.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.01.2023</p> <p align="center">O.A. No.63 of 2021</p> <p>R.G. LandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. When the matter is taken up for hearing, learned Advocate for the Applicant submits that grievances raised in O.A. are partly redressed. He submits that prayer Clause 9 (a) & (c) be deleted since his grievances are redressed and it has become infructuous. He sought permission to delete prayer Clause 9 (a) & (c). Allowed to do so, it be deleted.</p> <p>3. O.A. to continue in respect of remaining relief.</p> <p>4. S.O. to 06.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.08 of 2023 With O.A.No.09 of 2023</p> <p>A. B. Gangurde R. S. KajaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In the second round of litigation, the Applicants again filed these Original Applications for direction to the Respondents to release gratuity with interest.</p> <p>3. The Applicant in OA.No.08/2023 stands retired on 31.05.2020 from the post of Office Superintendent. Before his retirement, the D.E. was initiated on 15.07.2019 to which the Applicant has submitted reply on 13.09.2019. However, thereafter, no further steps were taken to complete the D.E. and after waiting for long time, the Applicant had filed O.A.No.397/2022 for direction to the Respondents to release gratuity with interest.</p> <p>4. The Applicant in O.A.No.09/2023 stands retired on 31.12.2019 from the post of Warden. In his case also D.E. was initiated on 15.07.2019 to which the Applicant has submitted reply on 16.09.2019. No further steps were taken to complete the D.E. and gratuity was withheld. Therefore, the Applicant had filed O.A.No.396/2022 for direction to release gratuity with interest.</p> <p>5. O.A.No.396/2022 and O.A.397/2022 were disposed of by this Tribunal on 06.07.2022 giving directions to Respondents to complete the D.E. within 3 months and thereafter to take necessary steps to release retiral benefits in terms of the decision of D.E.</p> <p>6. However, the Respondents have not completed D.E. within the period of 3 months given by the Tribunal by order dated 06.07.2022.</p>
	<p align="right">[P.T.O.]</p>

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

Tribunal's orders

7. Thereafter, the Respondents have filed M.A.No.582/2022 and M.A.No.583/2022 for extension of time. Both the Misc. Applications were disposed of by order dated 11.10.2022 granting six weeks time from the date of order for completion of D.E. subject to payment of cost of Rs.10,000/- each. The Tribunal has observed total negligence and inaction on the part of concerned in not completing D.E. and total disregard to the order passed by the Tribunal. The Respondents have deposited the cost but still D.E. is not completed.

8. It is on the above background, the Applicants have again filed these O.A.s i.e. O.A.No.08/2023 and O.A.09/2023 for the same relief which was claimed in O.A.No.396/2022 and 397/2022 which were disposed of by giving suitable directions as stated above.

9. Since the Original Applications have filed earlier for the same relief are disposed of by the Tribunal, the query was raised to learned Counsel for the Applicants as to how these two O.A.s for same relief are maintainable. All that, he states that the Applicants retired from the Government service long back and despite the order of Tribunal to complete the D.E. within stipulated period, the Respondents are not complying the orders of the Tribunal and Applicants are depriving of their legitimate dues for long time. In my considered opinion, this could not be the ground or cause of action to file the O.A. again.

10. True, inaction, lethargy and disregard to the order of Tribunal is obvious but since the Tribunal has already disposed of the Original Applications by giving suitable directions and if there is no compliance of order, the Applicants will have to file appropriate proceeding for non-compliance of directions issued by the Tribunal.

11. In view of above, these two Original Applications are disposed of at the stage of admission with liberty to Applicants to avail appropriate remedy.

12. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 05.01.2023</p> <p>O.A.No.970/2022</p> <p>S.S. Kalel.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mrs. V.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed. Admit and kept for Final hearing on 16.02.2023.</p> <p style="text-align: right;">A Sd/- /</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.1028/2022 with O.A.No.1009/2022</p> <p>Dr. D.R. Arsale & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. O.M. Lonkar, learned Advocate for the Applicant in O.A.No.1028/2022 and Ms. K.S. Gaikwad, learned Presenting Officer holding for Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Advocate has filed leave note.</p> <p>3. Learned P.O. submits that today during the course of the day she will file reply in O.A.No.1009/2022.</p> <p>4. Last chance granted for filing reply in O.A.No.1028/2022.</p> <p>5. Adjourned to 30.01.2023.</p> <p align="right">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 05.01.2023
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O.A.No.1108/2022

S.A. JadhavApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadkar,
learned Advocate for the Applicant and Ms. K.S.
Gaikwad, learned Presenting Officer holding for Ms.
S.P. Manchekar, learned Chief Presenting Officer for
the Respondents.

2. Last chance granted for filing reply.

3. Adjourned to 02.02.2023.

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 Date : 05.01.2023
	<p>O.A.No.902/2022 with O.A.No.1002/2022</p> <p>R.R. Godse & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mrs. V.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that she will today file reply during the course on behalf of Respondent No.2 and seeks time to file reply on behalf of Respondent No.4 in O.A.No.902/2022. She seeks time to file reply in O.A.No.1002/2022.</p> <p>3. Adjourned to 02.02.2023.</p> <p style="text-align: right;">Sd/- <i>[Signature]</i> (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p>O.A.No.346/2022</p> <p>S.W. ShindeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant and Respondents No.5, 7 and 9. Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks time to file reply.</p> <p>4. Adjourned to 19.01.2023.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 05.01.2023</p>
	<p>O.A.No.625/2022</p> <p>S.D. AkaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that promotion is given and for deemed date seeks time to file reply.</p> <p>3. Adjourned to 02.02.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 05.01.2023</p>
	<p>O.A.No.855/2022</p> <p>V.S. NaikApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that she will today file reply during the course.</p> <p>3. Adjourned to 02.02.2023 for rejoinder.</p> <p style="text-align: right;">Sd/- / / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p>O.A.No.883/2022</p> <p>S.R. ZansurneApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mrs. V.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply of State is already filed. However, reply of private respondents is not filed.</p> <p>3. Adjourned to 19.01.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.613/2019 with M.A.No.189/2022 With O.A.No.494/2020 With M.A.No.465/2021 in O.A.No.214/2020 With O.A.No.603/2021 with M.A.No.239/2022 With O.A.No.24/202</p> <p>S.S. Chavan & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Advocate has filed leave note.</p> <p>3. All pleadings are complete.</p> <p>4. Adjourned to 02.02.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p>O.A.No.488/2021 with O.A.No.660/2021</p> <p>S.C. Patil & Ors,Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply is filed in O.A.No.488/2021 and seeks time to file reply in O.A.No.660/2021.</p> <p>3. Adjourned to 12.01.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 05.01.2023

O.A.No.225/2022

N.V. Jadhav & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.
2. Ms. Punam Mahajan, learned Advocate has filed leave note.
3. Learned P.O. submits that she will file reply during the course.
4. Adjourned to 09.02.2023.

Sd/-

J.
**(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
	<p>Date : 05.01.2023</p> <p>O.A.No.230/2020 with O.A.No.231/2020 with O.A.No.232/2020</p> <p>Dr. J.S. JagtapApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Bandiwadekar seeks time to file rejoinder.</p> <p>3. Adjourned to 09.02.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.970/2022</p> <p>S.S. Kalel.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mrs. V.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer holding for Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed. Admit and kept for Final hearing on 16.02.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.736 of 2022 in O.A. No.326 of 2020</u></p> <p>Smt. Aparna S. Raut ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri Suhan Deokar, learned Advocate for Respondent No.1 and Smt. K.S. Gaikwad learned Presenting Officer for Respondents No.2 to 9.</p> <p>2. DE has commenced on 15.6.2022. However, the application dated 6.9.2022 made by the applicant (victim) in Sexual Harassment of Women at Work Place (Prevention, Prohibition and Redressal) Act, 2013 (POSH Act) was rejected by order dated 14.12.2022.</p> <p>3. Ld. PO submits that in OA the order of giving exoneration to delinquent officer-respondent no.1 is challenged. However, in this MA the order of rejecting the Legal Practitioner to the applicant, who is victim and who is applicant in OA, is challenged. But however, said matter of DE against present applicant is not related to sexual harassment but there are different charges and therefore this MA is not maintainable. The applicant should take legal recourse by which State authority has rejected her application for engaging Legal Practitioner.</p> <p>4. Per contra, Ld. Advocate for the applicant submits that this MA is maintainable as it is a off shoot of her complaint under sexual harassment before the committee. Ld. Advocate submits that delinquent officer i.e. respondent no.1 is also witness in the enquiry conducted under POSH Act and so MA is maintainable.</p> <p>5. Ld. Advocate for Respondent no.1 supports the State.</p>

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

Tribunal's orders

6. The charges leveled against the applicant are perused. In view of the charges for which DE is initiated it appears not related to the enquiry for the offence of act of sexual harassment in which committee has exonerated respondent no.1. The DE is commenced in June, 2022. It is true that she has made application for appointing Legal Practitioner as a friend officer in DE under Rule 6(8) of MCS (Discipline & Appeal) Rules, 1979 and that is rejected. So she filed this MA. In the OA she has challenged the report of enquiry committee under POSH Act.

7. Thus, we are of the view that this MA as argued by Ld. Advocate for Applicant, Ld. Advocate for Respondent No.1 and Ld. PO is not related to the issue involved in the OA and therefore it is not maintainable. The applicant has other legal recourse for the said order, which she may avail of. MA disposed of.

Sd/-

(Medha Gadgil)
Member (A)
5.1.2023

(sgj)

↑ ↓ h —
Sd/-

(Mridula Bhatkar, J.)
Chairperson
5.1.2023

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.01.2023</p> <p align="center">O.A. No.1234 of 2022</p> <p>L.M. GaikwadApplicant 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.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed within three days.</p> <p>3. S.O. to 09.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.01.2023</p> <p align="center">O.A. No.1071 of 2022</p> <p>V.S. KambleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed within three days.</p> <p>3. S.O. to 09.01.2023.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.1180 of 2022</p> <p>A. M. ZendeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the final order is not yet passed and file is pending with the Government. He, therefore, sought time to take instructions and to apprise the Tribunal. He also sought time to file Affidavit in Reply to make the Government's stand clear.</p> <p>3. Two weeks time is granted to file reply as a last chance.</p> <p>4. S.O. to 19.01.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 05.01.2023

O.A.No.1322 of 2022

S. R. Patil

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. In present O.A., the Applicant has challenged the suspension order dated 27.04.2022 whereby he was suspended in view of registration of crime vide FIR No.133/2022 under Section 7 and 12 of the Prevention of Corruption Act, 1988.

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

4. Issue notice before admission returnable on 02.02.2023.

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

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

7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

9. S.O. to 02.02.2023.

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
	<p>Date : 05.01.2023</p> <p style="text-align: center;">O.A.No.12 of 2023</p> <p>J. M. KawadeApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged the suspension order dated 17.10.2022 whereby he was suspended in contemplation of D.E. invoking Rule 4(1) of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979. 3. Learned Counsel for the Applicant sought to contend that there was no necessity of suspension and Applicant has been subjected to prolong suspension without initiating D.E. 4. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 5. Issue notice before admission returnable on 02.02.2023. 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. 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. 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. 9. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 10. S.O. to 02.02.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">R. A. No.14 of 2022 in O.A.No.221 of 2020</p> <p>S. V. More ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant in person is present. Heard Shri A. J. Chougule holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply to R.A. as a last chance.</p> <p>3. S.O.t o 19.01.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">M.A. No.686 of 2022 in O.A.No.1139 of 2022</p> <p>T. G. BholeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file reply to M.A. as a last chance.</p> <p>3. S.O. to 19.01.2023</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">M. A. No.699 of 2022 in O.A.No.1110 of 2022</p> <p>V. R. PingleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply in M.A. It is taken on record.</p> <p>3. M.A. be kept for hearing.</p> <p>4. S.O. to 19.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.326 of 2022with O.A.863 of 2022</p> <p>N. N. KulkarniApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Shri A. J. Chougule holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder in O.A.No.863/2022. However, the Applicant in person states that he does not want to file Rejoinder.</p> <p>3. Thus, the pleadings in both the Original Applications are complete. O.A.s be kept for final hearing.</p> <p>4. S.O. to 09.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 05.01.2023</p> <p align="center">O.A.No.1132 of 2022</p> <p>S. K. SonawaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder.</p> <p>4. S.O. to 19.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.01.2023</p> <p align="center">O.A.No.1143 of 2022</p> <p>R. S. RathoApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 19.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 05.01.2023</p> <p align="center">O.A.No.1201 of 2022</p> <p>M. S. SonawaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. S. Shinde, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 24.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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>Date : 05.01.2023</p> <p align="center">O.A.No.1216 of 2022</p> <p>Dr. V. K. Patne ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply.</p> <p>3. S.O.to 23.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>