

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 05.07.2023

C.A. No.69 of 2022 in O.A. No.339 of 2020

M.V. MohiteApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. This contempt application is filed for disobedience of the order passed by the Tribunal on 23.02.2021 in O.A. No.327 of 2020 with O.A. No.339 of 2020. Directions were issued to Respondent No.1 to update the Seniority list and to decide the proposal dated 29.07.2019 on its own merit after updation of seniority list in accordance to law within six months.

3. The period of six months is over in August 2021 but still there is no full compliance. Now period of more than two years is over but no final decision is taken. All that learned P.O. tried to ^{contain} contain that steps are taken in the matter.

4. *Prima-facie*, Respondents are taking too much time, they ought to have taken steps within the time limit given by the Tribunal but they are taking the matter very causally in disregard with the direction issued by the Tribunal.

5. As such, *prima-facie* there is contempt ^{of} the order issued by the Tribunal. In view of above, issue notice to the Contemnor to Show Cause as to why action for contempt of order of Tribunal should not be initiated against them.

6. S.O. to 20.07.2023.

Sd/-

(Debashish Chakraborty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.07.2023</p> <p align="center">O.A. No.942 of 2022</p> <p>M.G. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.K. Jagdale, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Shri A. Sangvikar, learned Advocate for the Caveat is absent.</p> <p>2. Learned P.O. submits that in respect of the proposal dated 25.01.2023 forwarded by the Divisional Commissioner of Nashik, Government is taking steps and it will take some time.</p> <p>3. In the perusal of record it reveals that Affidavit-in-Reply is not filed to the claim raised by the Applicant. Reply filed earlier was on the short point about the proposal dated 25.01.2023. Respondents are therefore required to file Affidavit-in-Reply to the O.A. on merit.</p> <p>4. Two weeks time is granted to file Reply.</p> <p>5. S.O. to 19.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</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: 05.07.2023</p> <p align="center">C.A. No.67 of 2022 in O.A. No.76 of 2022</p> <p>B.K. NaraleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.K. Gaikwad, learned Advocate holding for Shri Y.B. Lengare, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf Respondent No.5 alongwith Annexure. It is taken on record.</p> <p>3. On perusal of Affidavit-in-Reply filed today it reveals that now Respondents are taking steps to implement the order passed by the Tribunal and pensionable pay of the Applicant is revised w.e.f. 31.03.1997. Matter is pending before pay verification unit for verification of the pay scale and thereafter proposal will have to be sent to Accountant General (A.G.).</p> <p>4. In view of above, two weeks time is granted to the Respondents for the full compliance of the order passed by the Tribunal with modification in terms of order passed by the Hon'ble High Court in Writ Petition No.741/2023. Respondents shall depute special messenger to get the pay scale ^{verified} and to ensure that proposal is forwarded to A.G. within two weeks.</p> <p>5. S.O. to 19.07.2023.</p> <p align="center">Sd/-</p> <p align="center">(Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(A.P. Kurhekar) Member (J)</p>

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
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**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 : 05.07.2023</p> <p style="text-align: center;">O.A.No.764/2023</p> <p>G.N. BadadareApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that the Dean of B.J. Medical College, Pune has sent the proposal dated 01.07.2023 to Commissioner, DMER that the Applicant be allowed to continue at his post at B.J. Medical College on the ground that only 9 months are remained for his retirement and as per the G.R. of 2006 the Government servant is not to be transfer when there is only year for his retirement.</p> <p>3. Learned P.O. to take instructions as to what decision is taken by the Respondent-State on this proposal of Dean sent to the Commissioner, DMER to take instructions.</p> <p>4. Under such circumstances, it is prayed that the applicant is to be allowed to continue to work on that place. It is confirmed from learned P.O. that till today nobody is appointed as CAO. Hence, interim relief granted to the Applicant to continue to work as CAO till next date.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 26.07.2023.</p>

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

Tribunal's orders

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

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

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

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

11. Adjourned to 26.07.2023. Interim relief, if any, to be continued till next date.

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
	<p>Date : 05.07.2023</p> <p>O.A.No.553/2023</p> <p>Dr. N.T. SalunkheApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that she has instructions to withdraw present O.A.</p> <p>3. Allowed to withdrawn. O.A. stands disposed of as withdrawn.</p> <p style="text-align: center;">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 : 05.07.2023
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O.A.No.479/2023

A.D. Jadhav & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.V. Waghmare, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents
2. Not on board. Taken on board in view of praecipe filed by learned Advocate Mr. Waghmare.
3. Learned Advocate states that he wants to withdraw the present O.A.
4. Learned C.P.O. submits to the orders of the Court.
5. In view of above, O.A. stands disposed of as withdrawn.

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 05.07.2023

O.A.No.550/2023

S.D. KulkarniApplicant

Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents.

2. Learned Advocate for the Applicant states that Applicant, Medical Officer has grievance that though he was getting the salary of the level of S-23 i.e. pay scale of Rs.67700-208700 with the Basic Pay of Rs.146400/-, the transfer order dated 09.06.2023 where only description of the present place of working and the post is shown as S-16 and the place where he is posted as Medical officer is also the post of S-16. Learned Advocate relies on letter dated 23.06.2023 written by Mr. Mahesh Lad, Under Secretary, Public Health Department.

4. Learned P.O. is hereby directed to verify the position especially on the background of Annexure A-1 which is Applicant's salary slip of March, 2023, issued by the Administrative Officer, Group B, Z.P. Palghar where his level is mentioned as S-23. Learned P.O. is directed to take into account the letter dated 23.06.2023 in her reply. Learned P.O. is directed to specify the Salary paid to level S-16 and level S-23.

5. Adjourned to 18.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 05.07.2023

O.A.No.792/2023

A.H. SarodeApplicant

Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Mr. M.R. Kulkarni, learned Advocate for the Applicant and Ms. K.S. Gaikwad, 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 09.08.2023.

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

8. Adjourned to 09.08.2023.

Sd/-

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 05.07.2023

**O.A.No.423/2023 with O.A.No.424/2023 with
O.A.No.425/2023 with O.A.No.426/2023**

A.M. Kamble & Ors.Applicants
Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents.

2. Time granted to learned P.O. to file reply by way of last chance.

3. Adjourned to 19.07.2023.

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
	<p><u>05.07.2023</u></p> <p style="text-align: center;"><u>O.A 784/2023</u></p> <p>R.T Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant, Shri A.J Chougule, learned P.O for the Respondent no. 1 and Shri M.B Kadam with Shri Harsh Pali for Respondent no. 2.</p> <p>2. Learned counsel for the applicant submits that Respondent no. 2, Mr R.P Dhum, was repatriated to his parent department by order dated 22.2.2022, namely Water Resources Department. Respondent no. 2 has already worked on deputation in Water Conservation Department since 10.8.2020. Learned counsel for the applicant further submitted that Respondent no. 2 was repatriated as per clause 8(iv) of G.R dated 31.5.2017</p> <p>3. Learned P.O for Respondent no. 1 on instructions from Shri S.H. Kharode, Section Officer, Water Resources Department, Mantralaya, Mumbai submits that when Respondent no. 2, Mr Dhum was working with Water Conservation Department a complaint dated 12.8.2021 was received by the Department and therefore the Respondent no. 2 was repatriated on 22.2.2022 to his parent department, i.e., Water Resources Department. Respondent no. 2, Mr Dhum has put in 2 years and 10 months before he was repatriated to his parent department, i.e., Water Resources Department. Learned P.O further submitted that the applicant was promoted as Sub Divisional Water Conservation Officer by order dated 17.4.2023 and posted at Tal-Surgana, Dist-Nasik. Learned P.O submits that the applicant joined on his promotional post on 24.4.2023.</p> <p>4. Learned counsel for Respondent no. 2, Mr Kadam submits on instructions that the applicant is relieved yesterday and Respondent no. 2, took charge in place of the applicant as Sub Divisional Water Conservation Officer at Tal-Surgana, Dist.Nasik. Learned counsel for the Respondent no. 2, prays for time to file reply.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. A question was put to learned P.O as to when Respondent no. 2, Mr Dhum has taken charge of the post of Sub Divisional Water Conservation Officer at Tal-Surgana, Dist-Nasik as he was relieved on 22.2.2022. Learned P.O, on instructions from Shri S.H. Kharode, Section Officer, Water Resources Department, Mantralaya, Mumbai, submitted that Respondent no. 2 was working on the said post from February, 2022 till today, though he was relieved on 2.2.2022.</p> <p>6. Shri Eknath Dawale, Principal Secretary, Water Resources Department is hereby directed to file affidavit in reply on the following queries.</p> <p>(a) Respondent no. 2, Mr Dhum was relieved by order dated 22.2.2022, from Water Conservation Department, hence, from hich establishment his pay and allowances were drawn?</p> <p>(b) Is it permissible for the establishment to allow to work two persons on one post and the same post?</p> <p>(c) If a person is relieved from a particular post, whether his pay and allowances are paid from that establishment?</p> <p>(d) Once a person is relieved, can he continued on the said post as if he is never relieved?</p> <p>7. Learned counsel for the applicant prays for interim relief. Learned counsel for the applicant is directed to file affidavit stating as to whether he received his pay and allowances for the period from April to June and from which establishment.</p> <p>8. However, in all fairness, opportunity is granted to the Respondents to file affidavit in reply. The Respondents are directed to produce the rules where if a Civil servant is relieved from a particular post, whether his salary can be paid from that establishment.</p> <p>9. Parties are directed to maintain status quo as on 2.45 pm today.</p> <p>10. S.O to 12.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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	Date : 05.07.2023 Tribunal's orders O.A.No.757/2023
	<p>R.R. IgaveApplicant Vs. The State of MaharashtraRespondent.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana B.K. learned Presenting Officer for the Respondent.</p> <p>2. Applicant, Police Constable challenges order dated 15.06.2022 passed by the Respondent No.2, Additional Chief Secretary (Home Department) under which Applicant reduced the punishment of dismissal of service passed by the Respondent No.1, the Superintendent of Police, Solapur to that of stoppage of increment for a period of two years without affecting the future increments along with all consequential service benefits.</p> <p>3. Learned Advocate has submitted that the Applicant who was charged under Section 7 of the Prevention of Corruption Act, 1988 was convicted by the judgment and order dated 26.08.2015 in Special Case No.4/2011 by the Additional Sessions Judge, Malshiras. However, the said judgment was set aside by the Hon'ble High Court by order dated 04.01.2021 passed in Criminal Appeal No.879/2015. Thus, as the order of conviction is set aside the order of giving him punishment even of stoppage of increment for a period of two years does not survive.</p> <p>4. Learned P.O. is directed to file reply and to take instructions why under these circumstances the Department should not set aside the order of punishment of the Applicant.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 26.07.2023.</p> <p>7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p>

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

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

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

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

11. Adjourned to 26.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.769 of 2023</u></p> <p>U.S. Suryawanshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate submits that applicant is working as Officer on Special Duty (Deputy Director of Planning Department) in the office of Labour Commissioner, Bandra, Mumbai. He seeks directions to the respondent no.1 to transfer the applicant to the post of District Planning Officer at any one of District as per his choice viz. Thane, Ahmednagar, Kolhapur, Satara or Sangli by granting benefit of GR dated 11.7.2000 and 6.8.2002. Ld. Advocate submits that applicant has worked in Tribal area at Nandurbar for almost 10 years. Ld. Advocate submits that applicant is transferred to his present posting by order dated 8.2.2022 and he prays for transfer on the ground that he has worked in Tribal area for 10 years. Ld. Advocate submits that earlier applicant has made representations dated 19.4.2021, 8.10.2021 and 11.10.2021 and now he has made representations dated 11.4.2023 and 20.4.2023 which are pending.</p> <p>3. Ld. PO submits that the applicant has worked last at Nandurbar in Tribal area from 19.8.2017 to 17.8.2020 and thereafter he was transferred under Section 4(4) and 4(5) of the Transfer Act on 17.8.2020 to Jalgaon but he did not join there for 14 months. It was not his choice posting.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 19.7.2023. The respondents are directed to file reply. .</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. 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>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.768 of 2023</u></p> <p>S.P. Pandharkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicant who is a Police Inspector is challenging the order dated 27.6.2023 transferring the applicant from Crime Branch, Pune to Special Branch, Pune and transferring respondent no.3 in his place. Ld. Advocate submits that the transfer order is mid-term and in violation of Section 22N(1)(c) of the Maharashtra Police Act, 1951 as the normal tenure is three years. The applicant was transferred to Crime Branch on 4.11.2020 and he will be completing 3 years on 4.11.2023. Ld. Advocate submits that the impugned order is malafide as it is issued to accommodate respondent no.3. Ld. Advocate submits that the applicant was on sick leave and he is relieved and respondent no.3 has directly joined.</p> <p>3. Ld. Advocate submits that Respondent no.3 was earlier transferred by order dated 16.6.2023 from ATS, Nandurbar to Pune City and by order dated 21.6.2023 respondent no.3 joined Pune Commissionerate. The respondents issued order dated 27.6.2023 posting respondent no.3 in place of applicant.</p> <p>4. Ld. PO seeks time and submits that minutes of the Police Establishment Board (PEB) are required to be placed on record.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 11.7.2023. The respondents are directed to file reply. The respondents are also directed to place the record on the next date. To be shown under the caption 'Urgent Admission'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</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 align="center"><u>O.A. No.781 of 2023</u></p> <p>K.S. Dhotre ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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 align="center"></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.780 of 2023</u></p> <p>K.B. Kokani ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- / (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.779 of 2023</u></p> <p>M.P. Mhaske ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PG seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.770 of 2023</u></p> <p>R.S. Wadkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that the applicant is challenging his transfer order dated 28.6.2023 from the post of District Soil Testing Officer, Shivajinagar, Pune to Taluka Agricultural Officer, Karanja, Tal. Wardha. Ld. Advocate submits that applicant was due for transfer. His claim is twofold. Firstly, his choice posting was not considered. He submits that out of his 10 choice, posts at Sr. No.1, 3, 5, 7 & 9 are vacant. Secondly, his wife is working as Assistant Teacher in Z.P. School, Pune. Ld. Advocate relies on Clause 5 of Schedule-II of GR dated 9.4.2018 about posting of spouses at one place considering availability of the post and vacancies an also administrative convenience. Applicant is relieved from the post.</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 12.7.2023. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<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/- / (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A. No.775 of 2023</u>
	<p>H.A. Shelke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.774 of 2023</u></p> <p>P.D. Dahale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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 align="right"></p>

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

Tribunal's orders

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 **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.

Sd/-

(Mridula Bhatkar, J.)

Chairperson

5.7.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.777 of 2023</u></p> <p>S.S. Pawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.778 of 2023</u></p> <p>V.R. Khamkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.773 of 2023</u></p> <p>S.D. Gunjal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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 5.7.2023</p> <p>(sgj)</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 05.07.2023
	<p style="text-align: center;"><u>O.A 681/2023</u></p> <p>A.S Allewar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none">1. Heard Ms Punam Mahjajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.2. Learned C.P.O submits that she has not received any instructions from the Respondents.3. The Respondents are directed to keep one post of Awal Karkun vacant.4. S.O to 19.7.2023. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 style="text-align: center;"><u>05.07.2023</u></p> <p style="text-align: center;"><u>O.A 643/2023</u></p> <p>Sushil S. More ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. The applicant aspiring to be Police Constable has preferred appeal on 8.7.2021 which is pending before the Respondent, Home Department, i.e., Hon'ble Home Minister.</p> <p>3. The Respondent is directed to point out this fact to the Hon'ble Home Minister to decide the appeal filed by the applicant within six weeks and communicate the same to the applicant within one week thereafter.</p> <p>4. With the above directions, Original Application stands disposed of.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>05.07.2023</u></p> <p><u>M.A 428/2023 in O.A 761/2023</u></p> <p>Dr S.K Singh & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.A Desai, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>05.07.2023</u></p> <p><u>O.A 761/2023</u></p> <p>Dr S.K Singh & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.A Desai, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. To be tagged along with O.A 626/2023.</p> <p>3. S.O to 11.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>05.07.2023</u></p> <p style="text-align: center;"><u>O.A 759/2023</u></p> <p>R.N Kaningdhwaj ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant who is working as Officer Superintendent/Steward challenges the provisional seniority list dated 31.3.2023 and he submits that he is required to be shown above one Smt M.M Sawardekar, Respondent no. 3. He further seeks direction that his name is to be considered for the post of Administrative Officer and also prays that he is to be given deemed date of promotion to the post of Office Superintendent as on 22.11.2019. Learned counsel for the applicant submits that copy is served on Respondent no. 3.</p> <p>3. Issue notice before admission returnable on 12.7.2023.</p> <p>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.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>8. S.O to 12.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>05.07.2023</u></p> <p><u>C.A 49/2020 in O.A 822/2019 & Ors</u></p> <p>Dr G.P Jangid ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The matter is fixed tomorrow as the Division Bench is not available today.</p> <p>3. Learned counsel for the applicants prays that his presence be exempted tomorrow. The request of the learned counsel is accepted and his presence is exempted tomorrow.</p> <p>4. S.O to 6.7.2023.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 : 05.07.2023</p>
	<p>O.A.No.379/2023</p> <p>M.T. AhireApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned Advocate has submitted that O.A. can be disposed of with direction to the Respondent to decide the pending appeal dated 30.09.2022.</p> <p>3. Considering the prayer made and the submissions of learned Advocate, Respondent No.2 is directed to decide the appeal within a period of eight weeks and the order of the appeal is to be communicated to the Applicant within a period for one week thereafter.</p> <p>4. With above directions, O.A. stands disposed of.</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 : 05.07.2023</p> <p>M.A.No.412/2023 in O.A.No.230/2023</p> <p>M.K. MohiteApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. V.K. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. M.A. is filed seeking permission to carry out amendment in O.A.</p> <p>3. Permission granted. Amendment be carried out forthwith. Amended copy be served upon the concern.</p> <p>4. M.A. is allowed. O.A. adjourned to 19.07.2023.</p> <p style="text-align: right;">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 Date : 05.07.2023
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**O.A.No.19/2023 with O.A.No.20/2023 with
O.A.No.21/2023 with O.A.No.88/2023 with
O.A.No.223/2023 with
M.A.No.39/2023 in O.A.No.66/2023**

V.A. Banne & Ors.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Learned P.O. has submitted that today during the course of the day reply will be filed in O.A.No.19/2023. Reply is already filed in O.A.No. 20/2023, O.A.No.21/2023, O.A.No.88/2023 and O.A.No.223/2023. He seeks time to file reply in M.A.No.39/2023 in O.A.No.66/2023.

3. By way of last chance adjourned to 26.07.2023.

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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 05.07.2023</p>
	<p>O.A.No.163/2023</p> <p>Dr. S.A. PanchbhaiApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A.R. Kori, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned Advocate has submitted that prayer clause (c) is complied with.</p> <p>3. Learned C.P.O. seeks time to file reply.</p> <p>4. Adjourned to 26.07.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(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 : 05.07.2023</p> <p>O.A.No.159/2023</p> <p>Dr. A.K. JagtapApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. J.S. Deshmukh, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate has submitted that the case of the Applicant is covered by the judgment dated 04.01.2022 passed in O.A.No.469/2012 with O.A.No.682/2023 with O.A.No.879/2015, Dr. A.R. Tarale & Ors. Versus The State of Maharashtra & ORs.</p> <p>3. Learned P.O. has submitted that the facts of the case relied by the Applicant are different then the facts of the present case. She seeks time to file reply.</p> <p>4. Time granted. Adjourned to 02.08.2023.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">2</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 : 05.07.2023

O.A.No.786/2023

A.G. PathanApplicant
Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. The applicant working as Shop Inspector, Grade-A in the office of the Assistant Commissioner of Labour, Solapur is transferred by the impugned order dated 23.6.2023 to Jalna, where one Mr V.P. Patil is already transferred and posted by Respondent no.1 by order dated 18.5.2023. Therefore, it was not possible for the applicant to go to report at Jalna.

3. Learned counsel for the applicant submits that he has served all the Respondents. 4. Learned counsel for the applicant submitted that the applicant was transferred and posted by order dated 26.2.2021 as Shop Inspector, Grade-I in the office of Assistant Commissioner of Labour, Solapur. Learned counsel for the applicant submits that the transfer order is mid-tenure and there was no proposal of his transfer and it was not placed before the Civil Services Board and nor approval from the higher authority is obtained. Learned counsel for the applicant submitted that the competent authority in this case is the Minister of Labour in consultation with the Principal Secretary, and the next higher authority is the Hon'ble The Chief Minister. Learned counsel further submitted that along with order dated 23.6.2023 the applicant challenges the order dated 3.7.2023 passed by Respondent no. 2. Learned counsel for the applicant further submits that the order dated 3.7.2023 is illegal as it is an arbitrary exercise of powers by the Respondents. Learned counsel for the applicant submits that the applicant is not relieved.

4. Learned P.O. waives service of notice.


5. Perused the noting in respect of the transfer of the Applicant. It reveals that the proposal was sent on 29.05.2023. Perused the minutes of the meeting of Civil Services Board dated 26.05.2023. It

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

Tribunal's orders

clearly shows that in respect of complaints against the Applicant, the Additional Commissioner (Labour) Pune was directed by letter dated 16.05.2023 to look into the complaints and submit report. However, in the minutes of CSB it is mentioned that the said report is not received from the Additional Commissioner (Labour) Pune. The CSB has recommended the transfer of the Applicant to Jalna as that post is vacant from 31.05.2023. However, it is mentioned in the minutes of CSB that the Applicant has not completed the period of three years and therefore the transfer is required to be approved by the competent authority and the Hon'ble Minister of the concerned Department in consolidation with the Secretary. Accordingly, the submission was made on 30.05.2023 by the Section Officer, Mr. Shriram Gavai and the Hon'ble Minister has approved the transfer of the Applicant to Jalna. The reasons mentioned in the CSB and also in the proposal is the complaint made against the Applicant by the different persons/unions. However, the Applicant is not allowed to Jalna because some other person is posted at Jalna.

6. Under such circumstances, Respondents are directed to file affidavit within one week.

7. Learned Advocate has mentioned that the post at Solapur from where the Applicant is transferred is not yet filled-up and nobody is posted to that post and therefore, he prays that the Applicant be allowed to work on this post. The statement made by learned Advocate is confirmed by the learned P.O. on instructions given by the officer Mr. Romale Assistant Commissioner. 

8. In view of the above, Applicant to continue to work at his post at Solapur till reply is filed by learned P.O.

9. Adjourned to 18.07.2023. Hamdast.

Sd/- 

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

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.776 of 2023</u></p> <p>N.N. Karande ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant who is working as Constable in Yerwada Central Jail, Pune is transferred by order dated 30.6.2023. Ld. Advocate submits that applicant is not due for transfer. It is mid-term and mid-tenure transfer. The impugned order is not issued by competent authority and provisions of Transfer Act are not followed. The case of the applicant was not placed before the Civil Services Board. Ld. Advocate submits that transfer order is issued in view of punishment which is not permissible.</p> <p>3. Ld. PO seeks time to take instructions and produce the record.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.7.2023. The respondents are directed to file reply. Ld. Advocate for the applicant submits that she has served the notice on the respondents and therefore the service of notice may be waived. Service of notice is waived.</p> <p>6. 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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>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.</p> <p>9. 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/- (Mridula Bhatkar, J.) Chairperson 5.7.2023</p> <p>(sgj)</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 : 05.07.2023</p> <p style="text-align: center;">O.A.No.766/2023</p> <p>P.D. MohiteApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Ms. V.K. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant working as Awal Karkoon in the Revenue and Forest Department challenges the order dated 11.05.2023 transferring the Applicant from the post of Awal karkoon, District Nashik to the post of Awal Karkoon, Tahasil Officer, Surgana, District Nashik. Applicant was due for transfer. Applicant challenges the order on following grounds:</p> <p>(a) Applicant has already served in Tribal area on two occasions i.e. at Mokhada Tribal Area, Thane in the year 2007 and thereafter at Tahasil Office, Dindori, Tribal Area in the year 2018. Now the Applicant is transferred to Surgana which is also Tribal Area. Applicant cannot be transferred to Tribal area again.</p> <p>(b) Applicant had given 10 preferences. She is not transferred in any of the preference given by her.</p> <p>(c) Applicant's daughter is studying in 10th standard and son is studying in 5th standard. Applicant's husband is working as Awal Karkoon, Palghar, District and therefore she has also to look after the house. Applicant's old ailing mother-in-law is residing with her.</p> <p>3. Learned Advocate has submitted that out of the 10 preferences given by the Applicant two posts at Serial No.5, Supply Branch, Respondent No.1's office are vacant. She further states that the applicant can also be posted at AK Scarcity Branch, Nashik in the office of Respondent No.1.</p>

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

Tribunal's orders

4. Learned P.O. is directed to take instructions.
5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
6. Issue notice before admission returnable on 11.07.2023.
7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
11. Adjourned to 11.07.2023. One post at Serial No.5, Supply Branch, Respondent No.1's office is to be kept vacant till next date.

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 : 05.07.2023
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O.A.No.756/2023

R.R. IgaveApplicant

Vs.

The State of MaharashtraRespondent.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana B.K, learned Presenting Officer for the Respondent.

2. Learned Advocate has submitted that this O.A. can be disposed of by giving directions to the Respondent, Additional Chief Secretary, Home Department, Mantralaya to decide the representation dated 12.12.2022.

3. Considering the relief prayed in prayer clause 9(a) and also submissions made by learned Advocate, Respondent is directed to decide the representation of the Applicant within a period of six weeks from today and communicate the same to the Applicant within one week thereof.

4. With above directions, O.A. stands disposed of.

Sd/-

/ (Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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05.07.2023

O.A 96/2023

Dr N.P Mahajan ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned counsel for the applicant wants to file additional affidavit in reply bringing certain important and relevant facts on record. Permission granted. Additional affidavit in reply to be filed and served on the Respondents.

3. S.O to 10.7.2023.

Sd/-

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

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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05.07.2023

C.A 43/2023 in O.A 32/2023 with M.A 364/2023 in O.A 619/2023

A.D Nargunde & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants, Smt K.S Gaikwad, learned P.O for the Respondents and Smt Punam Mahajan, learned counsel for the applicants in O.A 619/2023.

2. Learned counsel for the applicant seeks time.

3. S.O to 19.7.202. Interim relief to continue.

Sd/-

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

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**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 : 05.07.2023 Tribunal's orders O.A.No.1078/2016 (O.A.443/14 N'pur)
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R.D. Wardhane & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. None for the Applicants. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents, Mr. Bhushan A. Bandiwadekar, learned Advocate for the Respondents No.2 & 3. Mr. M. Deshmukh, learned Advocate for Respondents No.15 and 16.

2. At the request of learned Advocate Mr. M. Deshmukh, matter adjourned to 02.08.2023.

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 : 05.07.2023
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O.A.No.479/2023

A.D. Jadhav & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.V. Waghmare, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents
2. Not on board. Taken on board in view of praecipe filed by learned Advocate Mr. Waghmare.
3. Learned Advocate states that he wants to withdraw the present O.A.
4. Learned C.P.O. submits to the orders of the Court.
5. In view of above, O.A. stands disposed of as withdrawn.

Sd/-

/(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 05.07.2023

O.A.No.753/2023

S.S. BawulgaveApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents
2. Applicant working as Assistant Fisheries Development Officer with Respondent No.1, challenges order dated 14.06.2023 under which he was suspended for misconduct and also challenges order dated 14.06.2023 to the extent of fixing his Headquarters at Mumbai.
3. Learned Advocate has submitted that the misconduct took place at Alibag and Applicant's last posting was at Alibag. He has submitted that the Applicant at present is having residence at Alibag, Raigad and now because of this fixing of Headquarters at Mumbai, Applicant is required to travel every day from Alibag to Mumbai which is very troublesome.
4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
5. Issue notice before admission returnable on 11.07.2023.
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 seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
10. Adjourned to 11.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>05.07.2023</u></p> <p style="text-align: center;"><u>C.A 51/2023 in O.A 1219/2022</u></p> <p>Shankar B. Vadar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 12.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>05.07.2023</u></p> <p style="text-align: center;"><u>O.A 772/2023</u></p> <p>Kundan R. Kamble ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.A Desai, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant challenges the letter dated 19.6.2023 issued by Respondent no. 3 disqualifying the applicant for the post of Assistant Public Prosecutor, Grade-A.</p> <p>3. Learned counsel for the applicant submitted that the benefits of G.R dated 3.3.2023 is to be given to the applicant. He also placed reliance on G.R dated 17.12.2021 wherein on the background of Covid-19 Pandemic a relaxation to the candidates who are age barred from 1.3.2022 to 17.12.2021 was given.</p> <p>4. Learned C.P.O pursuant to the earlier order dated 4.7.2023 submits that G.R dated 3.3.2023 was issued, whereby age limit is extended from 43 to 45 years to S.C candidates and the same is made applicable prospectively and whereas the advertisement for the present post was published on 7.1.2022. Hence, the said G.R is not applicable to the applicant. Secondly, she pointed out to clause 78.2.4 of the advertisement dated 7.1.2022, wherein it stated that the candidates who became age barred during the period from 1.3.2020 to 17.12.2021 are eligible to apply for the said post as per G.R dated 17.12.2021. Learned C.P.O submitted that the date of birth of the applicant is 27.2.1977 and therefore on 27.2.2020, he completed 43 years of age. Thus, the benefits of the period as per clause 7.2.4 started from 1.3.2020 and it was up to 17.12.2021. The applicant does not fall in that period.</p> <p>5. The Division Bench sitting singly can consider the issue of interim relief.</p> <p>6. Considered the submissions of learned counsel on the point of giving benefit of extension of age till 45 years for S.C/S.T candidates as per G.R dated 3.3.2023. However, clause. 1 of the said G.R is explicitly clear that the G.R is made applicable for the advertisement which are going to be published or issued after the date of the G.R., i.e., 3.3.2023. The advertisement in the present case was published on 7.1.2022.</p> <p>7. Under such circumstances, I am of the view that no interim relief of allowing the applicant to appear for the interview can be granted.</p> <p>8. Learned C.P.O seeks time to file affidavit in reply.</p> <p>9. S.O to 19.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

Tribunal's orders

Date : 05.07.2023

O.A.No.730/2023

Dr. R.M. GangurdeApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Ms. K.S. Gaikwad, 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 18.07.2023.

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

8. Adjourned to 18.07.2023. Interim relief, if any, to be continued till next date.

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
	<p style="text-align: center;"><u>05.07.2023</u></p> <p style="text-align: center;"><u>C.A 35/2023 in O.A 1017/2021</u></p> <p>Shri C.N Gawande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Smt Vaishali Jagdale, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents. 2. Learned counsel for the applicant submits that reply is submitted by the applicant yesterday. Therefore, final decision in the departmental enquiry is to be taken by the Respondents within two weeks. 3. Respondents are directed to take decision on the reply submitted by the applicant within two weeks. 4. S.O to 19.7.2023. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

Tribunal's orders

Date : 05.07.2023

**O.A.No.697/2023
(Caveat No.21/2023)**

Dr. R.R. TryambakeApplicant
Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant has submitted that in the online form though the Applicant selected the post of Medical Officer, Group-B he got the options in General State Services Cadre and not from the Cadre of Medical Officer, Group-B. The choices available for the General State Services Cadre and Medical Officer, Group-B are different. Learned Advocate for the Applicant further states that the name of the Applicant is not shown in the seniority list of Medical Officer, Group-B and therefore the objections / preferences available for the posting of Medical Officer, Group-B are not shown on the web page. Learned Advocate for the Applicant has submitted that in the Medical Officer, Group-B there is group of 746 Officers.

3. Learned Advocate states that it not possible for her to remain present tomorrow, so matter may be adjourned to 18.07.2023.

4. For verification of the position adjourned to 06.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 05.07.2023

O.A.No.758/2023

S.K. SutarApplicant
Vs.
The State of Maharashtra & Ors.Respondents

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 02.08.2023.

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

8. Adjourned to 02.08.2023.

Sd/-
(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>05.07.2023</u></p> <p style="text-align: center;"><u>O.A 672/2023</u></p> <p>C.M Kharatmal ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant prays that the Respondents be directed to release regular pension and gratuity.</p> <p>3. Learned counsel for the applicant submits that the Original Application can be disposed of with directions to the Respondents to release the regular pension and gratuity of the applicant.</p> <p>4. Accordingly, the Respondents are directed to release the regular pension, gratuity and other pecuniary benefits as per rules to the applicant within three months from the date of this order.</p> <p>5. Original Application accordingly stands disposed of.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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
	<u>05.07.2023</u>
	<p><u>C.A 54/2023 in O.A 257/2019 & C.A 55/2023 in O.A</u></p> <p>Dr P.D Shendge & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O request for time to file affidavit in reply.</p> <p>3. Time Granted.</p> <p>4. S.O to 19.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 05.07.2023</p> <p>O.A.No.739/2023 with M.A.No.421/2023</p> <p>Dr. R.M. GangurdeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents 2. Learned Advocate has submitted Applicant retired as Tahasildar prays that Respondent No.1 be directed to release Applicant's pensionary benefits like GPF, GIS, Leave encashment, Regular Pension, Commutation of pension etc. from the date of superannuation of the Applicant i.e. 30.04.2011. 3. M.A. is filed seeking condonation of delay in filing O.A. 4. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 5. Issue notice before admission returnable on 26.07.2023. 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 Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed. 10. Adjourned to 26.07.2023. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</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: 05.07.2023</p> <p style="text-align: center;">C.A. No.01 of 2023 in O.A. No.337 of 2022</p> <p>D.W. PandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. submits that Accountant General (A.G.) has sanctioned the pension by P.P.O dated 26.05.2023.</p> <p>3. Whereas, as per the order passed by the Tribunal on 20.10.2022 pension was to be released within two months from the date of the order failing to which said amount shall carry interest at the rate applicable to GPF from the date of default till the date of actual payment. As such, there is no compliance in respect of the payment of interest since the pension is not paid within two months time granted by the Tribunal by order dated 20.10.2022.</p> <p>4. In view of above, <i>prima-facie</i> there is contempt of the order passed by the Tribunal for not paying the interest.</p> <p>5. Issue notice to the Contemnor to Show Cause as to why action for contempt of order of Tribunal should not be initiated against them.</p> <p>6. S.O. to 19.07.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) Member (A)</p>
	<p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member (J)</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: 05.07.2023</p> <p align="center">O.A. No.760 of 2017</p> <p>S.R. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. As per direction given by the Tribunal on 26.04.2023, Respondents were to consider the case of the Applicant for temporary promotion in next D.P.C meeting.</p> <p>3. Learned P.O. submits that DPC was convened^{convened} on 05.06.2023 and the Applicant is found not eligible for promotion.</p> <p>4. In view of above, O.A. needs to be heard on merit. However, though enough time is availed no Reply is filed. Two weeks time is granted to learned P.O. to file Affidavit-in-Reply by way of most last chance.</p> <p>5. S.O. to 19.07.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p>

**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: 05.07.2023</p> <p align="center">C.A. No.32 of 2023 in O.A. No.496 of 2020</p> <p>A.B. Baviskar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record. Learned P.O. submits that steps are already being taken to comply the order passed by the Tribunal on 22.06.2022, which is upheld by Hon'ble High Court on 20.06.2023 by dismissing Writ Petition No.7234/2023. Indeed, on previous date one week time was granted to implement the order and further directions were given that failing to which contemnor will have to remain present to face proceeding under Contempt of Court Act.</p> <p>3. Since, Respondents are taking steps to implement the order, we are inclined to grant two weeks time to implement the order failing to which Contemnor will have to remain present to face the proceeding in Contempt of Court Act.</p> <p>4. S.O. to 19.07.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</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
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Date: 05.07.2023

C.A. No.10 of 2023 in O.A. No.367 of 2022

P.B. UmraniApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri P.B. Umrani, Applicant in Person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. sought time stating that the Department is taking action for releasing remaining Gratuity and revised proposal is forwarded to the Office of Accountant General (A.G.).

3. In view of above, two weeks time is granted to learned P.O. with direction to the Respondents to peruse the matter with A.G. and get the retiral benefits sanctioned so that it can be released without further delay.

4. S.O. to 19.07.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 05.07.2023

C.A. No.65 of 2022 in O.A. No.263 of 2019

D.B.Vithoba KodagApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.A. Kashid, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.


2. Today learned P.O. filed Affidavit-in-Reply on behalf of Contemnor No.3. It is taken on record. She sought time to file Reply of Contemnor Nos.1 & 2. She further submits that Writ Petition is filed against the order passed by the Tribunal and the matter is fixed on 20.07.2023. She therefore requested to keep this contempt proceeding on 24.07.2023 awaiting the orders of the Hon'ble High Court.

3. S.O. to 24.07.2023.

Sd/-


(Debashish Chakrabarty)
Member (A)

Sd/-


(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 05.07.2023

O.A. No.1194 of 2022

M.R. GholapApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Today matter is for filing Rejoinder but the same is not filed.
3. Since pleading is complete, O.A. be kept for Final Hearing.
4. S.O. to 03.08.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 05.07.2023</p> <p align="center">O.A. No.1162 of 2022</p> <p>S.A. PathareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, 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 during the course of the day. Statement is accepted. It be taken on record. Copy be supplied to other side.</p> <p>3. Two weeks time is granted to file Rejoinder.</p> <p>4. S.O. to 19.07.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.07.2023</p> <p align="center">O.A. No.1154 of 2022</p> <p>A.K. Kadam & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present. 3. Perusal of record reveals that Respondents have already filed Reply and the matter is ripe for Final Hearing. 4. Adjourned for Final Hearing. 5. S.O. to 02.08.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 05.07.2023</p> <p align="center">O.A. No.1033 of 2022</p> <p>J.K. SaptaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. 3. Today matter is for filing Rejoinder but the same is not filed. 4. Since pleading is complete, O.A. be kept for Final Hearing. 5. S.O. to 02.08.2023. <p align="center">Sd/- Sd/- N anty (Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p>

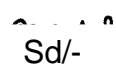
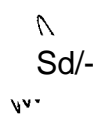
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 align="center">Date: 05.07.2023</p> <p align="center">O.A. No.909 of 2022</p> <p>A.S. RupnarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Siddhi Patil, learned Advocate holding for Shri S.M. Katkar, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Shri A. Lad of KLT, learned Advocate for the Respondent No.4 is absent.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record.</p> <p>3. Since, pleading is complete, O.A. be kept for Final Hearing.</p> <p>4. S.O. to 02.08.2023.</p> <p align="center">  Sd/- (Debashish Chakrabarty) Member (A) </p> <p align="center">  Sd/- (A.P. Kurhekar) Member (J) </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 05.07.2023</p> <p align="center">O.A. No.848 of 2022</p> <p>V.B. SaravadeApplicant 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. The perusal of record reveals that O.A. is already proceeded without Reply. It further shows that this matter was to be heard along with other connected matters pending before Division Bench on the issue of entitlement on compassionate appointment though there is third child in the family. It appears that the matter was referred to the Division Bench in view of conflicting decision of the co-ordinate Benches (Single Bench). Registrar is directed to keep this matter for hearing along with the connected O.As. <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</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: 05.07.2023</p> <p align="center">O.A. No.772 of 2022</p> <p>V.R. GhumbareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present. 3. Today learned C.P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 5. It is taken on record. No separate Reply is filed on behalf of Respondent Nos.2 to 4. 4. Since pleading is complete, O.A. be kept for Final Hearing. 5. S.O. to 27.07.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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	<p style="text-align: center;"><u>05.07.2023</u></p> <p style="text-align: center;"><u>M.A 38/2023 in C.A 7/2023 with O.A 1012/2016 with O.A 1013/2016 with O.A 763/2017 with M.A 63/2023 in C.A 11/2013 with O.A 1013/2016 with O.A 642/2016 with O.A 764 & 766/2017</u></p> <p>S.S Mirgal & Ors B.D Kadam & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms P. Walimbe, learned advocate for the applicants and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter to be placed before the Division Bench headed by Hon'ble Member (J) Shri A.P Kurhekar and Shri Debashish Chakrabarty, Hon'ble Member (A).</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>