Original Application No.	of 20	Dis	STRICT
(Advocate)		Applicant
(Advocate)		
	versus		
The S	tate of Maharashtra	a and others	
			Respondent
(Presenting Officer)	
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	am,	Tribunal's o	rders
	Data : 05 00	2022	
	Date : 05.09	.2023	
		O.A.No.1039/2	2023
	S.A.R. Pathar Vs.	n	Applicant
		Maharashtra & Ors	Respondents.
	1. Heard	Mr. K.R. Jagdale,	learned Advocate for
	the Applican	it and Ms. S.P.	Manchekar, learned
	Chief Present	ing Officer for the I	Respondents.
	2. Adjou	rned to 07.09.202	3. Interim relief, if
	any, to be cor	ntinued till next da	te.
	Sd/	′-	Sd/-
	(Medha G Membe	adgil) (Mr r (A)	ridula Bhatkar, J.) Chairperson
	prk		

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

Tribunal's orders

O.A. No.390 of 2022

M.K. Waghela & Anr.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri N.N. Dixit, learned Advocate for the Applicants, Shri A.J. Chougule, learned Presenting Officer for Respondents No.1 to 4 and Shri U.V. Bhosle, learned Advocate for Respondent No.5.

- Ld. Advocate for respondent no.5 Shri U.V. Bhosle states that applicant has not made application for compassionate appointment. He relies on the clause 2(1)(d) of GR dated 10.11.2015 which states that person who is seeking job on heirship should be staying with the deceased. He states that respondent no.5 was staying with the deceased and he has submitted Aadhaar card whereas the applicant was not staying with the deceased which can be seen from the title of the OA. He also refers to clause 3 of the GR which states that application is to be submitted within one year of the expiry of the deceased person. The deceased has Respondent No.5 has submitted expired on 16.1.2021. application on 29.4.2021 whereas applicant has not submitted his application. He states that OA was filed in March, 2022. He had sufficient time to collect the record. Since the applicant does not have any case he is deliberately trying to delay and hence no further time should be granted.
- 3. Ld. Advocate for the applicants seeks two weeks time to file expert advise and take instructions whether to withdraw the matter. He states that the deceased was unmarried and neither respondent no.5 nor applicant are family members as per the MCS Rules.
- 4. Ld. Advocate for the applicant is granted time till 11.9.2023 for withdrawal failing which matter will be dismissed.
- 5. S.O. to 11.9.2023.

Sd/-(Medha Gadgil) Member (A) 5.9.2023

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

O.As. No.833 & 834 of 2023

A.Y. Illager

P.S. Kuchekar

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. Ld. PO is directed to take instructions why order dated 13.7.2023 passed by this Tribunal regarding change of Headquarter has not been complied with and why suspension allowance is not paid to the applicant.
- 3. S.O. to 8.9.2023.

Sd/-(Medha Gadga) Member (A) 5.9.2023

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

O.A. No.782 of 2023

S.T. Salunkhe

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

- 2. Ld. PO is directed to positive get information as to why applicant has not been paid pension.
- 3. S.O. to 8.9.2023. HOB.

Sd/-(Medha Gadgif) Member (A) 5.9.2023

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

O.A. No.523 of 2023

V.V. Kadam & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. It is noted that reply has not been filed for the last three chances. Directorate of Health Services is directed to depute some responsible officer to remain present in the Court on the next date.
- 3. Ld. PO to file reply.
- 4. S.O. to 20.9.2023.

Sd/-(Medh# Gadgil) Member (A) 5.9.2023

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

Tribunel's orders

O.A. No.516 of 2023

L.S. Donde

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.

- 2. Applicant and advocate are absent.
- 3. Reply is already filed.
- 4. Admit.
- 5. S.O. to 20.9.2023 for final hearing.

Sd/-(Medha Gadgil) Member (A) 5.9.2023

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

M.A. No.27% of 2023 in O.A. No.458 of 2023

D.S. Ghadigavkar & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

- Applicants and Advocate both the absent. 2.
- The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.
- OA adjourned to 20.9.2023. 4.

Sd/-(Medha Gadal) Member (A) 5.9.2023

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

of 20

ΙN

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

M.A. No.431 of 2023 in O.A. No.783 of 2023

S.B. Sasne

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

- 2. Ld. PO seeks time to file reply.
- 3. S.O. to 20.9.2023 by way of last chance.

Sd/-(Medha Gadgil) Member (A) 5.9.2023

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

M.A. No.421 of 2023 in O.A. No.739 of 2023

P.M. Dabhade

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. Ld. PO seeks time to file reply.
- 3. S.O. to 23.9,2023 by way of last chance.

Sd/-(Medhá Gadgil) Member (A) 5.9.2023

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

Tribunal's orders

Date: 05.09.2023

O.A.No.1140 of 2023

N. B. Bramhane & Ors.

....Applicants

Versus

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

- 1. Heard Shri B. A. Bandiwadekar, learned Counsel for the Applicants and Smt. S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. In this O.A., the Applicant prays to quash and set aside Clause 2(ii) of letter dated 03.07.2023 in respect of regular service for inter-post of Clerk cum Typist and also prays that there should be some modification in the said Clause in terms of Rule 3(b) of Limited Department Examination for appointment by selection to the post of Assistant Section Officer, Group-B (Non-Gazetted) in the Administrative Departments of Mantralaya Rules, 2022. The impugned communication dated 03.07.2023 is at Exb. 'A'.
- 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
- **4.** Issue notice before admission returnable on 08.09.2023.
- 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ <u>Miscellaneous</u> Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <u>Miscellaneous</u> Application shall stand dismissed.
- 9. S.O. to 08.09.2023.

Sd/-

Sd/-

(Debashish Chakrabarty) Member (A)

(Mridula Bhatkar, J.) Chairperson

ASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. of	20 DISTRICT
	Applicant/s
(Advocate)
	versus
The State o	f 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: 05.09.2023
·	
	M. A. No.569 of 2023 in O.A.No.1140 of 2023
	N. B. Bramhane & OrsApplicants
	Versus
	The State of Maharashtra & Ors Respondents.
	1. Heard Shri B. A. Bandiwadekar, learned Counsel for the
	Applicants and Smt. S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
	2. This is an application for leave to sue jointly.
	3. Considering the cause of action pursued by the
	Applicants is common, concurrent and usual, the case is not
	required to be decided separately.
	4. In this view of the matter, the present Misc. Application
	is allowed, subject to Applicants paying requisite Court
	Fees, if not already paid.
	5. M. A. No.569/2023 is allowed. No order as to costs.
	Sd/- Sd/-
	(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member (A) Chairperson

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Original Application No.	of 20	Dis	STRICT
			Applicant/s
(Advocate	·····)		
	versus	•	
The	e State of Maharashtra	and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of C Appearance, Tribunal's orders of directions and Registrar's orde	or -	Tribunal's or	
	Date: 05	.09.2023	
•		O.A.No.6	49 of 2023
	Shri S. N. B	ade & Ors.	Applicants
	Versus		
	The State o	f Maharashtra & C	OrsRespondents.
	Applicants, Officer for	Ms S. P. Manche	, learned Counsel for the kar, learned Chief Presenting No.1 and Shri D. B. Khaire, nt Nos.2 and 3.
	2. On the the matter i	request of learneds sadjourned.	C.P.O. for Respondent No.1,
	3. Interim	relief to continue t	ill next date.
	4. S.O. to 0	7.09.2023.	
		Sd/-	Sd/-
	(Debashish (Memb		(Mridula Bhatkar, J.) Chairperson
	vsm		

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

of 20

ΙN

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

M.A. No.409 of 2023 in O.A. No.635 of 2023 with M.A. No.425 of 2023 in O.A. No.644 of 2023

S.V. Rathod

S.S. Patil

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad and Shri A.J. Chougule, learned Presenting Officers for the Respondents.

- 2. Ld. PO to verify why the suspension allowance is not paid to the applicants. Ld. PO to file reply.
- 3. S.O. to 12.9.2023.

Sd/-(Medha Gadgil) Member (A) 5.9.2023

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

Tribunal's orders

O.A. No.1135 of 2023

R.B. Thool

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., 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 3.10.2023. The respondents are directed to file reply.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-(Medha Gadgll) Member (A) 5.9.2023

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

ate: 05.09.2023	
O.A. No.1142 of 2	023
'ersus	Applicant
	O.A. No.1142 of 2 Or. S.D. Shanbhag Versus The State of Maharashtra & Ors.

- ed Presenting Officer for the Respondents.
- Learned Advocate for the Applicant states that 2. the Tribunal has earlier in (i) O.A. No.1102/2023 & 1082/2023 granted 'Interim Relief' to the Applicant working on post of Associate Professor, Pediatrics, Government Medical College & Hospital, Solapur on transfer to Government Medical College & Hospital, Nanded (ii) O.A. No.1082/2023 to the Applicant working on the post of Associate Professor in Physiology, B. J. Govt. Medical College, Pune on transfer to Government Medical College, Gondia and (iii) O.A. No.1113 to the Applicant working on the post of Associate Professor Anatomy, B.J. Government Medical College on transfer to Vasantrao Naik, Government Medical College, Yavatmal. In this O.A. No.1142/2023 the Applicant is working on the post of Associate Professor of Obstetrics and Gynecology, R.C.S.M Government Medical College Kolhapur has been transferred to Government Medical College, Satara.
 - The impugned Transfer Order dated 13.07.2023 3. does not record any Exceptional Circumstances or Special Reasons making it justifiable under the provision of Section 4(4)(1) and 4(5) of Transfer Act, 2005. On the contrary, tenor of the impugned Transfer Order dated 13.07.2023 is that of 'General Transfer' which has to be done once a year in the months of April and May as per provisions of Sections 4(4) of Transfer Act, 2005. Therefore, prima-facie impugned 'Transfer Order' dated 13.07.2023 are not in consonance with the aforesaid provisions of Transfer Act, 2005.

Office Notes, O	ffice Memoranda of Coram,
Appearanc	e, Tribunal's orders or
directions	and Registrar's orders

Tribunal's orders

- 4. Learned P.O. opposed the grant of 'Interim Relief' to the Applicant.
- 5. Non observance of the Section 4(4)(1) and Section 4(5) provisions of the Transfer Act, 2005 by the Respondents is evident from the tenor of the 'Transfer Order' dated 13.07.2023. Therefore, 'Interim Relief' is granted to the Applicant and impugned 'Transfer Order' dated 13.07.2023 is stayed. Further, the Applicant to continue to work on existing post of Associate Professor of Obstetrics and Gynecology, R.C.S.M Government Medical College, Kolhapur.
- 6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
- 7. Issue notice before admission returnable on 20.09.2023.
- 8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 11. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
- 12. S.O. to 20.09.2023.

Sd/-

(Debashish Chakrabarty) Member (A)

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

of 20

ΙN

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

Date: 05.09.2023

O.A. No.1078 of 2023

S.N. Dawkhar

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
- 2. Learned P.O. produces the copy of the Transfer Order dated 30.08.2023 issued by Joint Secretary, Social Justice, Special Assistant Department, Government of Maharashtra, by which the Transfer Order of the Applicant dated 29.05.2023 transferring the Applicant to the post of Research Officer, District Caste Certificate Verification Committee, Sindhudurg is modified and the Applicant has been posted on the vacant post of 'Assistant Commissioner, Disabilities Welfare, Pune'. Thus, the prayer of the Applicant to post him on the post of 'Assistant Commissioner, Disabilities Welfare, Pune' has been accepted by the Respondent No.1 and the Order to that effect has been issued on 30.08.2023. This Order is placed on record of O.A. No.1078 of 2023.
- 3. The grievance of the Applicant is redressed as he has been posted on the post of 'Assistant Commissioner, Disabilities Welfare, Pune' Transfer. Torder dated 30.08.2023 issued by Joint Secretary, Social Justice, Special Assistant Department, Government of Maharashtra. Hence, nothing survives in this O.A. Hence O.A. is disposed of with No Order as to Costs.

Sd/-

(Debashish Chakrabarty) Member (A)

Original Application No.	of 20		DISTRICT
			Applicant/s
(Advocate)		
	versi	'	
The Sta	•	ashtra and other	*C
The Sta	te of Manai	asirira and other	
(D. zavodi v. Office			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	,	Tribu	inal's orders
	Date : 0	05.09.2023	
	М		in R.A.No.7/2023 in 614/2018
	A.B. Ka	tkar Vs.	Applicant
			a & OrsRespondents.
	1.	Heard Mr. D.V. S	Sutar, learned Advocate for
		-	S.P. Manchekar, learned for the Respondents.
	2.	M.A. is filed seek	ing condonation of delay of
	one yea	r and 40 days.	
	3.	Learned C.P.O. se	eks time to file reply.
	4.	Learned Advocate	e has pointed out the order
	, T	-	High Court in Writ Petition
	10.1560	09/2022.	
	5.	Adjourned to 20.0	* * * * * * * * * * * * * * * * * * * *
		Sd/-	Sd/-
		dila Gadgil) ember (A)	(Mridula Bhatkar, J.) Chairperson
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Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	
	versus	
The S	tate of Maharashtra ar	nd others
		Respondent/s
(Presenting Officer		.)
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	nm,	Tribunal's orders
	Date: 05.09.20	23
		O.A.No.318/2023
	V.P. Idate	Applicant
	Vs. The State of Mah	arashtra & OrsRespondents.
	1. Heard Mr	. M.D. Lonkar, learned Advocate for
		nd Ms. S.P. Manchekar, learned
	Chief Presenting	Officer for the Respondents.
	2. At the req	uest of learned Advocate Adjourned
	to 20.09.2023 for	filing reply.
	Sd/-	Sd/-
	(Medha Gadg Member (A)	

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	
	versus	
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Ine S	State of Maharashtra ar	nd others
		Respondent/s
(Presenting Officer)
Office Notes, Office Memoranda of Cor Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
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	D	
	Date: 05.09.202	23
		O.A.No.323/2023
	B.N. Dhole Vs.	Applicant
	The State of Maha	arashtra & OrsRespondents.
	1. Heard Ms	B. Mangale, learned Advocate for
	the Applicant a	nd Ms. K.S. Gaikwad, learned
	Presenting Officer	for the Respondents.
	2. Learned P	O. is directed to give reasons as to
	why Departmenta	l Enquiry was not initiated earlier
		e occurred in the year 2018 and
1	1	itiated in the year 2022-2023.
	3. Adjourned	to 20.09.2023.
		., , , ,
	Sd/-	Sd/-
	(Medha Gadgi Member (A)	(Mridula Bhatkar, J.) Chairperson
	prk	pv.vou

Original Application No.	of 20	DISTRICT
		Applicant
(Advocate)	
	versus	
m		1 41
11	he State of Maharashtra a	
		Respondent/
Presenting Officer)
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	s or	Tribunal's orders
	Date : 05.09.20	023
	O.A.No.333/2	2023 with O.A.No.335/2023 with O.A.No.336/2023
	S.J. Shahane Vs.	Applicant
	The State of Mah	narashtra & OrsRespondents.
	1. Heard I	Mr. Bhushan A. Bandiwadekar,
	Ĭ.	te for the Applicant and Ms. S.P.
	*	rned Chief Presenting Officer for the
	Respondents.	
	2. Admit. P	lace for Final hearing.
	3. Adjourne	d to 17.10.2023. Interim relief, if
	any, to be contin	ued till next date.
	0.1/	1, 16 1.
	Sd/- (Med Na Gadg Member (A	

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	
	versus	
The State	e of Maharashtra and oth	ers
		Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tril	bunal's orders
	Date: 05.09.2023	
	O.A.No	0.1020/2023
	M.M. Parkar Vs.	Applicant
	The State of Maharasht	tra & OrsRespondents.
	1. Heard Mr. K.R.	Jagdale, learned Advocate for
		s. S.P. Manchekar, learned
	Chief Presenting Officer	for the Respondents.
	2. At the request o	f learned Advocate adjourned
	to 08.09.2023. HOB.	Sd/-
	Sd/- (Medha Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson
	prk	

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coron, Appearance, Tribunal's orders or directions and Registrer's orders

Tribunal's orders

O.A. No.977 of 2023

Atul B. Mane

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri Ajeet Hon with Ms. Saksi Thombre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- 2. In this matter it is found that applicant has not fully exhausted the remedy of appeal though he has filed appeal before the Joint Director, Sports on 11.5.2023 which is at Exhibit-H. He submits that appellate authority has not given hearing and not passed the order.
- 3. Under these circumstances we direct the appellate authority to decide the appeal of the applicant within one month from today considering proper verification in respect of truthfulness of the sports certificate and upload on google drive. The appointment to the post of Police Constable under Sports Quota from SC category in the office of Superintendent of Police, Pune (Rural) is subject to outcome of this OA.
- 4. S.O. to 10.10.2023.

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Sd/-

(Medha Gadgil) Member (A) 5.9.2023 (Mridula Bhatkar, J.) Chairperson 5.9.2023

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

Tribunal's orders

Date: 05.09.2023

M.A.No.93/2023 in O.A.No.691/2021

Dr. S.B. Chavan & Ors.

....Applicants

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. M.A. is filed seeking condonation of delay of one year and 4 months.
- 3. Learned Advocate has submitted that the first representation for payment of Non Practicing Allowance (NPA) was made on 21.07.2016 and he has submitted that since it was not decided so the cause of action is continuous and recurring because Applicants are getting less pension. Learned Advocate states that the O.A. is filed on 07.09.2021 i.e. within limitation and hence the delay is to be condoned. Learned Advocate relies on G.R. dated 26.11.2018.
- 5. Learned P.O. has opposed this M.A. seeking condonation of delay. He has submitted that it is the matter of NPA and it has no effect on pensionary benefits. Learned P.O. has submitted that all the 38 Applicants are Doctors and have retired in the between the period of 2010 and 2012. This O.A. should have been moved much earlier i.e. in the year 2011 or 2013 or alternatively the O.A. should have been filed when the representation was not decided by the Respondents within the stipulated time of six months. Learned P.O. has submitted that since the O.A. is not filed within the limitation period the delay should not be condoned and O.A. should be dismissed.
- 6. At the request of learned Advocate adjourned to 12.09.2023.

(Medha Gadgil) Member (A)

Sd/-

/ (Mridula Bhatkar, J.) Chairperson

Sd/-

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Original Application No.	of 20 District
	Applicant/s
Advocate)
	versus
TTI CL	
The Stat	e 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: 05.09.2023
	M.A.No.226/2022 in O.A.No.354/2020
	State of MaharashtraApplicant (Org. Resp) Vs.
	S.S. Misal & OrsRespd (Org. Appl).
	1. Heard Ms. S.P. Manchekar, learned Chief
	Presenting Officer for the Applicant (Original
	Respondent) and Mr. V.S. Talkute, learned Advocate
	along with Mr. K.R. Jagdale, learned Advocate for the Respondent (Original Applicant).
	the Respondent (Original Applicant).
	2. M.A. is filed by the Respondent-State
	requesting the Tribunal to accept the undertaking given in paragraph Nos.35 and 38 of the affidavit-in-
	reply dated 17.12.2020 filed in O.A.No.354/2020
	only for the preparation of Select List for the year
	2019-2020.
	3. Learned C.P.O. Ms. Manchekar seeks time to
	take instructions regarding withdrawal of the
	M.A.No.226/2022.
	4. Adjourned to 07.09.2023.
	Sd/- Sd/-
	(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson
	prk

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

Tribunal's orders

Date: 05.09.2023

C.A.No.30/2021 in O.A.No.970/2014

V.D. Shinde

....Applicant

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. C.A. is filed for non-compliance of order dated 13.07.2016 passed in O.A.No.970/2014 wherein the Tribunal has directed that the Applicant appears to be eligible for being considered for promotion to the post of District Health Officer. If there are vacancies in the cadre of DHO the Respondents may convey meeting of DPC as early as possible, preferably within a period of three months from the date of this order and consider the case of the Applicant in the light of the observations and also further order that year-wise vacancies also to be considered.
- 3. Learned C.P.O. relies on the affidavit dated 22.11.2021 files by Respondent No.1, through Mr. Shivdas Mahadeo Dhule, Deputy Secretary, Public Health Department, Mantralaya.
- 4. We direct the Respondent to furnish the chart of holding date of D.P.C., year-wise vacancy chart, and seniority number of the applicant and how it went ahead.

5.	Adjourned	to	20.	.09.	20	23
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Sd/-

Sd/-

(Medha Gadgil) Member (A)

(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: 05.09.2023

C.A.No.46/2022 in O.A.No.72/2022 with C.A.No.47/2022 in O.A.No.73/2022

V.H. Patil & Ors.

....Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer for the Respondents.
- Learned P.O. has submitted that Respondent 2. Nos.1, 3 and 4 i.e. Deputy Secretary Forest from the office of Revenue and Forest Department, Chief Conservator of Forest and Deputy Conservator of Learned P.O. has Forest are present today. submitted that the decision on the proposal dated 23.03.2021 as mentioned in paragraph 7 of the order dated 01.03.2022 passed by this Tribunal in O.A.No.72/ 2022 and O.A.No.73/2022 is taken on 04.09.2023 i.e. yesterday. Learned P.O. has submitted that there was delay in taken decision because the Respondents had to regularization of other Forest Labourers as well.
- 3. Learned Advocate seeks time to communicate the order to all the Applicants.
- 4. Respondents are directed to furnish the copy of the decision to all the concerned Applicants within a week.
- 5. Contemnors need not remain present in the Tribunal on the next date.
- 6. At the request of learned Advocate Adjourned to 12.09.2023.

Sd/-

(Medha Gadgil) Member (A) •

(Mridula Bhatkar, J.) Chairperson

prk

Original Application No.	of 20 District
	Applicant/s
(Advocate)
	versus
The State	e of Maharashtra and others
	Respondent/s
Presenting Officer)
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or	Tribunal's orders
directions and Registrar's orders	Tibulai 6 oracis
	Date: 05.09.2023
	O.A.No.52/2019
	P.V. Shelke-Patil & OrsApplicants Vs.
	The State of Maharashtra & OrsRespondents.
	1. Heard Ms. Pooja Mankoji, learned Advocate
	holding for Mr. S.S. Dere, learned Advocate for the
	Applicants and Ms. S.P. Manchekar, learned Chief
	Presenting Officer for the Respondents. Mr. Y.P.
	Narvankar, learned Advocate for Respondent No.6
	and Mr. A.A. Joshi, learned Advocate for Respondent No.4 are absent.
	Respondent No.4 are absent.
	2. At the request of learned C.P.O. adjourned to
	20.09.2023. HOB.
	Sd/- 2
	Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson
	prk

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	
	versus	
The Stat	e of Maharashtra a	nd 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: 05.09.20	23
	C.A.No.28	3/2023 in O.A.No.101/2022
	S.T. Ghawali Vs.	Applicant
		narashtra & OrsRespondents.
		Mr. Bhushan A. Bandiwadekar,
	+	te for the Applicants and Ms.
	Respondents.	learned Presenting Officer for the
		quest of learned Advocate adjourned
	to 20.09.2023 for	11 A. 1
	Sd/-	Sd/
	(Medha Gadg Member (A	
	prk	

Original Application No.	of 20 District	
		Applicant/
Advocate)	
	versus	
The Stat	te of Maharashtra and others	
	F	Respondent/
Presenting Officer		
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 05.09.2023	
	C.A.No.81/2023 in O.A.No.238/2023	3
	S.V. RajwadeApplicant Vs. The State of Maharashtra & OrsRespond	dents.
	1. Heard Mr. Bhushan A. Bandiwa learned Advocate for the Applicant and Ms. A B.K., learned Presenting Officer for Respondents.	adekar, .rchana
	2. Today learned P.O. files reply on be Respondent, Principal Secretary Revenue and Department.	
	3. Learned Advocate seeks time to file rej Learned Advocate has submitted that the op online forms which is requirement of the office is not provided and the Applicants are subthe forms offline which will create complications.	otion of e of AG
	4. We direct the Government to follow procedure which is set as per the requirement office of AG.	-
	5. Adjourned to 08.09.2023.	A
	Sd/- Sd/-	
	(Medha Gadgil) (Mridula Bhatka Member (A) Chairperson	

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

of 20

ΙN

Original Application No.

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FARAD CONTINUATION SHEET No.

Tribunal's orders	Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	
Date: 05.09.2023		
O.A. No.852 of 2023		
R.A. GalpilleApplicant Versus The State of Maharashtra & OrsRespondents		
 Heard Shri A.V. Bandiwadekar, learned Advocated for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 		
2. Learned Advocate for the Applicant states that he will file Affidavit-in-Rejoinder during the course of the Day. Statement is accepted. It be taken on record.		
3. Matter is Expedited and adjourned for hearing a the stage of admission.		
4. S.O. to 11.09.2023.		
Sd/-		
(Debashish Chak∤abarty) Member (A)		

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

of 20

ΙN

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 or	ders
	Date: 05.09.2023	
	O.A. No.697 of 2023	
	Dr. R.R. Tryambake Versus	Applicant
	The State of Maharashtra &	OrsRespondents.
	 Heard Ms.P.B. Patil, Applicant and Shri A.J. Cho Officer for the Respondents. 	learned Advocate for the bugule, learned Presenting
	2. Interim Relief, if any t	o continue till next date.
	3. S.O. to 27.09.2023.	
		Sd/-
		(Debashish Chakkabarty) Member (A)

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

of 20

IN

Original Application 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 ord	ers
	Date: 05.09.2023 O.A. No.733 of 2023 with M.A. No.483 of 2023	
	V.J. Mane S.A. Patil Versus	Applicant
	The State of Maharashtra & O	rsRespondents.
	1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant in O.A. No.733/23 & Shri M.D. learned Advocate for the Applicant in M.A. No and Smt. K.S. Gaikwad, learned Presenting Off the Respondents.	
	2. Interim Relief to contin	ue till next date.
	3. S.O. to 08.09.2023.	
	Sd/-	
	(Debashish Chakrabarty) Member (A)

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

of 20

ΙN

Original Application 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	
	Date: 05.09.2023	
	O.A. No.804 of 2023 Dr. S.S. WakchoureApplicant	
	Versus The State of Maharashtra & Ors.	Respondents.
	 Heard Shri K.R. Jagdale, lead Applicant and Shri A.J. Chougule Officer for the Respondents 	
	2. Today learned P.O. has Rejoinder on behalf of Responden record.	
	3. Matter is adjourned for he admission.	earing at the stage of
	4. S.O. to 20.09.2023.	
		Sd/-
	(Deb	ashish Chakrabarty) Member (A)
		Member (A)

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

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Original Application 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	
	Date: 05.09.2023	
	O.A. No.550 of 2023	
	S.D. Kulakarni	Applicant
	Versus The State of Maharashtra & Ors.	Respondents.
	 Heard Smt. P.B. Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 	
	2. On request of learned P.C granted to file Affidavit-in-Reply.	one week time is
	3. S.O. to 27.09.2023.	
		Sd/-
	(Deba	shish Chakrabarty) Member (A)

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

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Original Application 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	
	Date: 05.09.2023	
	O.A. No.1008 of 2023	
	G.R. KaleApplicant Versus	
	The State of Maharashtra & OrsRespondents.	
	 Heard Shri A.V. Bandiwadekar, learned Advocation for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 	
	2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply on behalf of the Respondent.	
	3. S.O. to 12.09.2023.	
	Sd/-	
	(Debashish Chakkabarty) Member (A)	

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

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Original Application 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	
	Date: 05.09.2023	
	O.A. No.902 of 20	23
	B.B. Aunse Versus	Applicant
	The State of Maharashtra & Ors.	Respondents.
	 Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Learned P.O. states that she has already file 	
	2. Learned P.O. states that shad shad shad shad shad shad shad shad	
	3. Learned Advocate for the states that he will Affidavit-in-Rejoinder during the course of the D Statement is accepted. It be taken on record.	
	4. Learned P.O. seeks liberty to Rejoinder, if any.	o file Affidavit-in-Sur
	5. S.O. to 20.09.2023.	
		Sd/-
	(Deba	shish Chakrabarty) Member (A)

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

of 20

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Original Application 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	
	Date: 05.09.2023	

O.A. No.1017 of 2023

D.R. Katke

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
- 2. Learned Advocate for the Applicant in O.A. No.1017/2023 states that 'Interim Relief' granted by the Tribunal on 11.08.2023 have not been complied with by the Dean, Grant Government Medical College, Mumbai
- 3. Learned Advocate for the Applicant further states that the order of 'Interim Relief' dated 11.08.2023 have still not been completely implemented by the Dean, Grant Government Medical College, Mumbai by way of 'Written Order' in respect of the Applicant, so as to enable her to receive their 'Salary and Allowances'.
- 4. Learned P.O. stated that compliance of 'Interim Relief' Orders of the Tribunal has been initiated by Secretary Medical Education and Drugs Department; the Respondent No.1 who had written to the Commissioner of Medical Education the Respondent No.2 on 07.08.2023. Thereafter, the Commissioner of Medical Education the Respondent No.2 had written letter on 14.08.2022 to the Dean, J.J. Government Medical College the Respondent No.4 to ensure implementation of the Orders of 'Interim Relief' granted by the Tribunal.

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

Tribunal's orders

- 5. Learned P.O. in the above stated backdrop should therefore obtain information from Dean, Grant Government Medical College the Respondent No.4 about the stage of compliance of the Order of 'Interim Relief' granted on 11.08.2023 as the letter of Dean, Grant Government Medical College the Respondent No.4 dated 29.08.2023 to the Commissioner of Medical Education the Respondent No.2 only mentions that the concerned Professors; Associate Professors, Assistant Professor have submitted their 'Joining Reports' to her through respective 'Professors and Head of Departments.'
- 6. Learned P.O. in the context of the letter dated 29.08.2023 from the Dean, Grant Medical College, Mumbai the Respondent No.4 to the Commissioner, Medical Education the Respondent No.2 to submit information as to whether 'Salary and Allowances' of concerned to Professors, Associate Professors & Assistant Professors have been paid to them upto 31st August 2023 as her 'Joining Reports' have been received by her as per the 'Interim Relief' granted to all concerned Applicants.
- 7. Learned Advocate for the Applicant submits that this matter be tagged along with O.A.880/2023 & Ors. on next date which is on 11.09.2023.
- 8. S.O. to 11.09.2023.

Sd/-

(Debashish Chakrabarty) Member (A)

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

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Original Application 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

Date: 05.09.2023

O.A. No.983 of 2023

C.D. Hathial

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
- 2. Learned Advocate for the Applicant states that the Tribunal has already passed Order in O.A. No.880/23 dated 04.09.2023 directing the Dean, Government Medical College, Mumbai to confirm the payment of 'Salary and Allowances' to the Applicant upto 31.08.2023.
- 3. Learned Advocate for the Applicant further states that the Applicant in this O.A. No.983/2023 have also not received payment of 'Salary and Allowances' and therefore similar Order passed in O.A. No.880/2023 on 04.09.2023 be passed in this O.A. for parity.
- 4. Learned Advocate for the Applicant in O.A. No.983/2023 states that 'Interim Relief' granted by the Tribunal on 08.08.2023 have not been complied with by the Dean, Grant Government Medical College, Mumbai
- 5. Learned Advocate for the Applicant further states that the order of 'Interim Relief' dated 08.08.2023 have still not been completely implemented by the Dean, Grant Government Medical College, Mumbai by way of 'Written Order' in respect of the Applicants so as to enable them to receive their 'Salary and Allowances'.

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

Tribunal's orders

- 6. Learned P.O. stated that compliance of 'Interim Relief' Orders of the Tribunal has been initiated by Secretary Medical Education and Drugs Department; the Respondent No.1 who had written to the Commissioner of Medical Education the Respondent No.2 on 07.08.2023. Thereafter, the Commissioner of Medical Education the Respondent No.2 had written letter on 14.08.2022 to the Dean, J.J. Government Medical College the Respondent No.4 to ensure implementation of the Orders of 'Interim Relief' granted by the Tribunal.
- 7. Learned P.O. in the above stated backdrop should therefore obtain information from Dean, Grant Government Medical College the Respondent No.4 about the stage of compliance of the Order of 'Interim Relief' granted on 08.08.2023 as the letter of Dean, Grant Government Medical College the Respondent No.4 dated 29.08.2023 to the Commissioner of Medical Education the Respondent No.2 only mentions that the concerned Professors; Associate Professors, Assistant Professor have submitted their 'Joining Reports' to her through respective Professor and Head of Departments'.
- 8. Learned P.O. in the context of the letter dated 29.08.2023 from the Dean, Grant Medical College, Mumbai the Respondent No.4 to the Commissioner, Medical Education the Respondent No.2 to submit information whether 'Salary and Allowances' of concerned to Professor, Associate Professor & Assistant Professor have been paid to them upto 31st August 2023.
- 9. Learned Advocate for the Applicant submits that this matter be tagged along with O.A.880/2023 & Ors. on next date.
- 10. S.O. to 11.09.2023.

Sd/-

(Debashish Chakrabarty) Member (A)

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

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Original Application 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

Date: 05.09.2023

O.A. No.730 of 2023

Dr. R.M. Gangurde

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri P. Bodke-Patil, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri D.B. Sutar, learned Advocate for the Respondent No.6.
- 2. Learned Advocate for the Respondent No.6 submits that they have been not served with the copy of the O.A.
- 3. Learned Advocate for the Applicant states that she will serve the copy of the O.A. to Respondent No.6.
- 4. Learned P.O. for the Respondent as well as learned Advocate for the Respondent No.6 both seeks time to file Affidavit-in-Reply.
- 5. Time as prayed is granted.
- 6. 'Interim Relief' was granted only till next date as per Order of 05.07.2023 and thereafter it is not been continued and therefore as on today there is no 'Interim Relief'.
- 7. S.O. to 27.09.2023.

Sd/-

(Debashish Chakkabarty) Member (A)