

**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
---	-------------------

Date : 05.12.2024

**O.A.No.1346 of 2024
With
O.A.No.1076 of 2024
With
O.A.No.1357 of 2024**

**A.B. Patil
B.B. Hulge
A.B. Patil**Applicants

Versus

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

1. Heard Shri S. S. Dere, learned Advocate for the Applicants in O.A.Nos.1346 & 1357/2024, Smt. Punam Mahajan, learned Advocate for Applicant in O.A.No.1076/2024 through 'Video-Conference'. Shri D. R. Patil and Shri A. J. Chougule, learned Presenting Officers for the Respondents in O.A.No.1346 of 2024 with O.A.No.1076 of 2024 with O.A.No.1357 of 2024 . Smt. Punam Mahajan, learned Advocate for Respondent No.4 in O.A. No.1346/2024.
2. Learned Advocate for Applicant in O.A.No.1076/2024 states that 'Affidavit in Reply' dated 25.10.2024 was filed on behalf of 'Home Department' but copy has not been served and thus upon its receipt, she intends to file 'Affidavit-in-Rejoinder'.
3. Learned Advocate for Applicant in O.A.No.1346/2024 and O.A.No.1357/2024 refers to common order passed on 13.11.2024 to mention about 'Affidavit-in-Reply' which was expected to be filed during course of that day by learned P.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Learned P.O. then clarifies that 'Affidavit-in-Reply' were being filed today in O.A.No.1346/2024 and O.A.No.1357/2024 although they are dated 22.11.2024. The copies of these 'Affidavits-in-Reply' would be forthwith served to learned Advocates for Applicant in O.A.No.1076/2024 and Respondent No.4 in O.A. No.1346/2024.</p> <p>5. Learned Advocate for Applicant in O.A.1346/2024 and O.A.1357/2024 thereafter emphasizes that Applicant in O.A.No.1076/2024 has already joined on post of 'Inspector State Excise' at 'Bhum Division, Dharashiv'. Further, he also stated that Applicant in O.A.No.1346/2024 and O.A.No.1357/2024 was posted in 'Flying Squad No.3, District Pune' upon promotion from post of 'Sub Inspector State Excise' to post of 'Inspector State Excise' but due to 'Interim Order' granted to Applicant in O.A.No.1076/2024 on 28.08.2024, he has not been able to take up promotion as 'Inspector State Excise' by joining on post of 'Flying Squad No.3, District Pune'.</p> <p>6. Learned Advocate for Applicant in O.A.No.1076/2024 thereupon states that in case of Applicant in O.A.1346/2024 and 1357/2024, his earlier transfer order upon promotion to post of 'Inspector State Excise' to 'Flying Squad No.3, District Pune' has been modified and now Applicant in O.A.1346/2024 and 1357/2024 stands transferred to post of 'Inspector State Excise' at 'Phaltan Division, District Satara'. Therefore, there was no impediment at all for him to take charge of the post of 'Phaltan Division, District Satara' upon promotion as 'Inspector State Excise'.</p> <p>7. Learned Advocate for Applicant in O.A.No.1357/2024 thereafter emphasizes that modification to transfer order of Applicant in O.A.No.1346/2024 has been stayed in O.A.No.1357/2024 by way of 'Interim Relief' granted on 25.10.2024.</p> <p>8. S.O. to 12.12.2024.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.1550 OF 2024

Smt. Poonam D. Sawant & Ors.)...**Applicants**

Versus

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

Shri B.A. Bandiwadekar, Advocate for Applicants.

Ms. S.P. Manchekar, Chief Presenting Officer for Respondents.

**CORAM : Shri Vinay Joshi, Member-J
Shri A.M. Kulkarni, Member-A**

DATE : 05.12.2024

ORDER

1. Applicant Nos.1 to 9 had applied for the post of 'Taluka Sports Officer' in pursuance of Advertisement dated 29.07.2022. The Applicants were permitted to appear for Written Examination, which they have cleared. However, on verification of documents, the Respondents held that the Applicants and some others are ineligible by publication of separate list along with the list of eligible candidates on 28.11.2024. The list of ineligible candidates consists name of 35 candidates in which Applicants figure at Sr. No. 5, 7, 11, 13, 19, 20, 26, 30 and 33. Remark Column indicate the reason for which Respondents have rejected the candidature of Applicants being did not comply with the requisite qualification for the post. Being aggrieved by list declared by the Respondents as ineligible, the Applicants have approached to this Tribunal for seeking relief to keep their candidature alive by permitting them to appear in the interview, which are scheduled today i.e. 05.12.2024 and tomorrow on 06.12.2024.

2. Having regard to the urgency, the learned Advocate for the Applicants has urged to grant 'Interim Relief' by way of permitting the Applicants to participate in the process of Interview, so that their candidature could be kept alive and they would not be out of the race.

3. The issue involved in this matter relates to the criteria of "experience" of the candidates. So far as other eligibility criteria is concerned, there is no dispute between the parties. Clause 8.2 of the Advertisement speaks about the requisite experience for the post i.e. the candidate shall possess experience for minimum 5 years as Sports Teacher in School or College or a Physical Instructor gained after acquiring the qualification mentioned in the Advertisement/rule.

4. We have been taken through the reasons on the basis of which the Applicants were held ineligible on account of experience criteria as per Clause 8.2 of the Advertisement. We have gone through the reason candidate-wise and found that the reasons like (i) Part Time Service, (ii) Incharge Service, (iii) Without Pay Service, (iv) On hour basis service, (v) Contributory Service which is not considered as experience. So far as Candidate at Sr.No.20 i.e. Priyanka Laxman More is concerned, the rejection is on the ground that she does not have requisite experience. Her case being different, we have considered it independently. In order to show her experience, our attention has been invited to the application form. She possesses 7 years of experience. Her 1st Experience Certificate is of Yashoda Public School, Satara wherein her experience is hardly for one year i.e. the period from 11.06.2018 to 30.04.2019. The 2nd Experience Certificate is issued by some Private Sports Institution viz. Samarth Mallakhamb Sangh, Kari, District Satara and the 3rd Experience Certificate is of Shri Samarth Ramdas Vidyalaya, Kari, District Satara which is for the period from 15.06.2019 to 20.03.2020. *Prima-facie*, the said material does not disclose requisite experience from School or College, which we have reproduced above.

5. Now, the core issue is about the reasons for rejection with regard to rest of the candidates, as we noted above, these reasons are like (i) Part

Time Service, (ii) Incharge Service, (iii) Without Pay Service, (iv) On hour basis service, (v) Contributory Service.

6. Learned Advocate for Applicants would submits that the rejection on the said ground is wholly illegal, as it is not in terms of criteria specified in the Advertisement. We have been again taken through Clause 8.2 of Advertisement i.e. Experience Clause to impress that there is no clarification that the service of such nature cannot be counted as experience. In response to said submission, the learned CPO has pointed out that the Advertisement itself specifically refers Clause 13 that detailed terms and conditions have been published on Official Website of Respondent which candidate shall note. Contextually, we have taken through the Printout of the Official Website. The relevant portion of the Website bearing details of Experience Clause explains that what type of service can be counted for experience and what cannot. It has been categorically stated that service on hour basis, periodical basis, part time basis, stipend, visiting, contributory, without pay, incharge, additional charge basis cannot be counted for any purpose.

7. Learned CPO pointed out that the explanation contained in the Circular dated 03.07.2024 issued by GAD has clarified the position on the point of experience criteria and removed the anomaly. As per Circular, the above said categories have been excluded from considering as an experience for the post. We could see that these categories as explained in the Circular cannot be counted. Thus, the Circular coupled with the Website detail instructions shows that the categories on which the Applicants have been rejected falls out of the consideration on experience criteria.

8. Learned Advocate for Applicant submits that the Advertisement is silent about the details of experience criteria and in absence, one cannot rely on the Explanatory Note published on the Website. We could see no merit in the said submission as on the very day, the detailed instructions have been published coupled with a specific note in the Advertisement to that regard. It is not made clear that on which basis the submission could be accepted that by ignoring Explanatory Note only Advertisement has to be considered. As regards to the Circular dated 03.07.2024, it is

contended that it was not followed by the Respondents so far. However, said submission does not bare any basis, as admittedly, it was not stated to be revived or cancelled. We could see that the explanation furnished in the Circular was brought into Website in letter and spirit.

9. Our attention has been invited to the list of eligible candidates which specific emphasizes to the Candidates at Sr.Nos.14, 22 and 27. It is argued that though these candidates are ineligible, they have been declared as eligible in the list. Firstly, Applicant cannot claim parity with other candidates, if any irregularity has been occurred. However, in order to see that the process was proper and fair, we sought explanation in this regard. The learned CPO has furnished *prima-facie* satisfactory candidate-wise explanation for adding their names in the list of Interview. Moreover, it is clarified that on verification if they did not found to be inconsonance with the requisite qualification, they will not be interviewed.

10. Learned Advocate appearing for the Applicant submits that the Applicants be allowed to appear for Interview subject to outcome of this OA. *Prima-facie*, we do not see any error or irregularity committed by Respondents in rejecting the candidature of Applicants on experience criteria which is in accordance with the published requirement. *Prima-facie*, we see that as per Advertisement coupled with Explanatory Note published on Website, the Applicants fail in the excluded criteria. It is not the case of Applicants that they are challenging the GR dated 03.07.2024 or the experience criteria specified in the Advertisement which was published long back in the year 2022. The Applicants were well aware about the Explanatory Note published on the Website, but they did not raise any grievance. In these circumstances, we see no *prima-facie* case to show indulgence at the mids of the process which may create unwarranted complications.

11. 'Interim Relief' stands rejected.

12. Issue notice made returnable on 16.01.2025.

13. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
14. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
15. 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.
16. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
17. The service may be done by Hand Delivery /Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
18. S.O. to 16.01.2025 for hearing on O.A.

Sd/-
(A.M. Kulkarni)
Member-A

Sd/-
(Vinay Joshi, J.)
Member-J

**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
---	-------------------

Date : 02.12.2024

M.A.No.745/2024 in O.A.No.1550/2024

P.D. Sawant & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.

2. M.A.No.745/2024 is filed seeking leave to sue jointly.

3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are 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.745/2024 is allowed.

Sd/-
(A.M. Kulkarni)
Member (A)

Sd/-
(Vinay Joshi, J.)
Member(J)

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

Tribunal's orders

Date : 05.12.2024

O.A.No.1532/2024

S.P. Thakare & Ors.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Mr. A.D. Gugale, learned Presenting Officer for the Respondents.

2. The Applicant has impugned herein the rejection of his candidature for the post of Talathi in the Recruitment Process of the year 2023.

3. Learned Counsel has submitted that since the horizontal post was not available automatically it would be shifted to vertical reservations enabling the Applicant to be considered for appointment. The Applicant has relied on the decision of the Hon'ble High Court rendered on 05.09.2018 in Writ Petition No.6064/2014 as well as communication dated 06.09.2024 made to the Additional D.G.

4. Learned P.O. to take instructions about applicability of the decision and make statement on the next date.

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 17.12.2024.

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 17.12.2024..

SD/-
(A.M. Kulkarni)
Member (A)

SD/-
(Vinay Joshi, J.)
Member(J)

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

Tribunal's orders

Date : 05.12.2024

O.A.No.1539/2024

R.V. VisheApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. R.P. Kadam holding for Mr. R.V. Shinde, learned Counsel for the Applicant and Ms. 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 16.01.2025.

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 16.01.2025.

SD/-

SD/-

(A.M. Kulkarni)
Member (A)

(Vinay Joshi, J.)
Member(J)

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

Tribunal's orders

Date : 05.12.2024

O.A.No.1529/2024

J.E. ShindeApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Applicant has come up with simplicitor prayer seeking for expeditious disposal of his appeal dated 12.03.2019 pending before the State Government, Planning Department.

3. Learned P.O. has submitted that after reconstitution of the Ministry the Appeal would be moved before the authority for disposal.

4. We quite see that the appeal is pending from last five years. We feel that instead of keeping the matter hanging certain directions are necessary to meet the ends of justice.

5. In view of above, O.A. is disposed of with directions to the Respondents to decide the concern appeal within the period of three months from the date of communication of this order. The decision taken in the appeal shall be communicated to the applicant within two weeks thereafter.

6. O.A. stands disposed of with above directions.

SD/-

SD/-

(A.M. Kulkarni)
Member (A)

(Vinay Joshi, J.)
Member(J)

prk

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

Tribunal's orders

Date : 05.12.2024

O.A.No.1515/2024 with O.A.No.1516/2024

B.P. Survase

D.M. Pawar

....Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. R.V. Shinde, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer with Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Learned Counsel Mr. Shinde appearing for the applicant has submitted that the applicant seeks appointment on the post of Multi-Purpose Health Worker.

3. Our attention has been invited to the order dated 01.03.2024 passed in O.A.No.483/2023 along with others wherein the Tribunal has directed to verify the applicant's documents in terms of Circular dated 12.01.2022 and to take the decision.

4. Learned Counsel has submitted that in consonance with the directions the applicant's eligibility has been tested and he has been declared as eligible. It is his grievance that despite such decision the appointment order has not been issued.

5. Learned P.O. is requested to take the instructions as to why despite holding the applicant eligible the appointment order has not been issued.

6. It is informed that on last two dates despite opportunity the Tribunal has not been updated. We hope and expect that till next date the instructions would be communicated, failing which further directions would be issued.

7. Adjourned to 12.12.2024. To be placed under the caption 'For Urgent Admission'.

SD/-

SD/-

(A.M. Kulkarni)
Member (A)

(Vinay Joshi, J.)
Member(J)

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

Tribunal's orders

Date : 05.12.2024

O.A.No.1164/2024 with O.A.No.1165/2024

S.N. Kande
S.T. GhutukadeApplicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. L.S. Deshmukh, learned Counsel for the Applicants (through video conference) and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Not on board. Taken on board at the request of learned Counsel for the Applicants.

3. Speaking to minutes in order dated 02.12.2024. Learned Counsel has submitted that in order dated 02.12.2024 the Bench had directed to continue interim relief till next date. However, it has not been reflected in the order.

4. Learned C.P.O. fairly concedes the position.

5. In view of that we clarify that the interim order, if any, would continue till next date.

6. Adjourned to 17.12.2024. Interim relief, if any, to continue till next date.

SD/-

SD/-

(A.M. Kulkarni)
Member (A)

(Vinay Joshi, J.)
Member(J)

prk

**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
---	-------------------

Date : 05.12.2024

O.A.No.1549/2024

S.A. ShidApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Arvind V. Bandiwadekar, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has responded to the Public Advertisement dated 28.08.2023 for the post of Driver from Open, Project Affected Category with Public Health Department. The Applicant was selected and was appointed on the post. In terms of appointment letter, he was later sent for Medical Examination to the Civil Surgeon, Nashik. On Examination, the Civil Surgeon though noted that he was having partial colour vision defect, however, declared him fit for the post of Driver. Later the applicant was again referred by the Department to the 'Board of Referees' of the J.J. Hospital, Mumbai who in turn declared him unfit.
3. Learned Counsel appearing for the applicant has submitted that since the Civil Surgeon, Nashik has declared the Applicant fit, there was no occasion for the Department to again refer him to the 'Board of Referees'. Moreover, it is argued that the Board of Referees without examination merely relying on the basis of opinion of the Private Consultant namely Dr. Bhat has concluded that the applicant is unfit. It is argued that the detail procedure laid down in the Maharashtra Civil Services (General Conditions of Services) Rules, 1981 is not followed.

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

Tribunal's orders

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 19.12.2024.

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 19.12.2024.

Sd/-
(A.M. Kulkarni)
Member (A)

Sd/-
(Vinay Joshi, J.)
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
---	-------------------

Date : 05.12.2024

O.A.No.1546/2024

D.D. IngoleApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Applicant has faced D.P.C. thrice. However, due to initiation of D.E., sealed covered process was followed. The applicant has stated to have been punished for stoppage of one increment by order dated 23.03.2023 in Departmental Proceedings. The said period is over. The Criminal case which was filed against the applicant vide F.I.R. dated 01.11.2022 is still pending. In the wake of said position the applicant submits that in terms of Clause 9 of G.R. dated 15.12.2017 directions be issued to the Department to declare the decision of D.P.C and act in accordance with the decision.

3. Learned P.O. disputed the position that two years have been lapsed from the 1st D.P.C. According to her after registration of the Crime the D.P.C. was conducted from which the period two years is yet to pass. Despite that she has raised other objections which would be replied in due course.

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

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

Tribunal's orders

5. Issue notice before admission returnable on 16.01.2025.

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 16.01.2025.

SD/-

SD/-

(A.M. Kulkarni)
Member (A)

(Vinay Joshi, J.)
Member(J)

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
---	-------------------

O.A. No.594 of 2024

A.R. Deore ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents are present.

2. Ld. PO seeks time to file reply.
3. S.O. to 10.12.2024.

Sd/-

(A.M. Kulkarni)
Member (A)
5.12.2024

(sgj)

**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
---	-------------------

O.A. No.541 of 2024

M.B. Sisal ..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. Concerned officer from the office of DGP is directed to remain present on the next date.
3. S.O. to 11.12.2024.

Sd/-

(A.M. Kulkarni)
Member (A)
5.12.2024

(sgj)

**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
---	-------------------

O.A. No.435 of 2024

S.S. Chandorkar ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Joint Commissioner, State Tax (Professional Tax) is directed to file short affidavit specifying compliance done so far immediately.

3. It is directed that case being old one all issues connected therewith be resolved in time bound manner within three months.

4. S.O. to 10.12.2024.

Sd/-

(A.M. Kulkarni)
Member (A)
5.12.2024

(sgj)

**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
---	-------------------

O.A. No.259 of 2024

A.Y. Sayyad ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.

2. Ld. PO seeks time to file reply.
3. S.O. to 12.12.2024 by way of last opportunity.

Sd/-

(A.M. Kulkarni)
Member (A)
5.12.2024

(sgj)

**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
---	-------------------

O.A. No.197 of 2024

S.H. Parte & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO is filing reply of respondent no.3 and seeks time to file reply of other respondents.

3. S.O. to 12.12.2024.

Sd/-

(A.M. Kulkarni)
Member (A)
5.12.2024

(sgj)

**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>O.A. No.1445 of 2023</u></p> <p>M.D. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Ganesh Masurkar h/f Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 17.1.2025 for final hearing. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (A.M. Kulkarni) Member (A) 5.12.2024</p> <p>(sgj)</p>

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

Date : 05.12.2024

O.A.No.1331 of 2024

With

O.A.No.1017 of 2024

P. S. Shid

K. N. Gaikwad

....Applicants

Versus

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

1. Heard Shri K. R. Jagdale, learned Advocate for the Applicant in O.A.No.1331/2024. Shri M. B. Kadam holding for Shri U. V. Bhosale, learned Advocate for Applicant in O.A.No.1017/2024. Shri A. D. Gugale with Shri A. J. Chougule, learned Presenting Officers for all the Respondents in O.A.No.1017/2024 and O.A.No.1331/2024. Shri S. M. Sathe, learned Advocate is Not Present for Respondent No.2 in O.A.No.1331/2024.

2. Learned Advocates for Applicant in O.A.No.1017/2024 states that 'Affidavit in Reply' has been filed by Tahsildar, Ratnagiri' on 21.09.2024 on behalf of 'District Collector, Ratnagiri'.

3. Learned Advocate for Applicant in O.A.No.1331/2024 states that 'Affidavit in Reply' has been filed by 'Tahsildar, Ratnagiri' on 24.10.2024 on behalf of 'District Collector, Ratnagiri'.

4. Learned P.O. thereupon states that by 'Order' dated 28.10.2024 the O.A.No.1331/2024 came to be tagged with O.A.1017/2024.

5. Learned Advocate for Applicant in O.A.No.1331/2024 does not wish to file 'Affidavit in Rejoinder'.

6. Learned Advocate for Applicant in O.A. No.1017/2024 however seeks liberty to file 'Affidavit in Rejoinder'.

7. S.O. to 10.12.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

Date : 05.12.2024

O.A.No.1029 of 2024

S. R. HonmodeApplicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. D. Gugale, learned Presenting Officer for the Respondents.
2. Learned P.O. seeks time of 'One Week' to file 'Affidavit in Reply' on behalf of 'Respondent No.2'.
3. Time of 'One Week' is granted to learned P.O.
4. S.O. to 16.12.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

vsm

**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
---	-------------------

Date : 05.12.2024

O.A.No.1031 of 2024

D. B. AhireApplicant

Versus

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

1. Heard M. B. Kadam holding for Shri U. V. Bhosale, learned Advocate for Applicant. Shri A. J. Chougule, learned Presenting Officer for Respondents. Smt. Punam Mahajan, learned Advocate for Respondent No.4 through 'Video Conference'.
2. Learned P.O. states that 'Parawise Remarks' have been received; so 'Affidavit in Reply' can be expected to be filed by 'District Collector, Thane' within 'Two Weeks'.
3. Learned Advocate for Respondent No.4 also seeks 'Two Weeks' to file 'Affidavit in Reply'.
4. Time granted to learned P.O. and learned Advocate for 'Respondent No.4'.
5. S.O. to 13.12.2024.

Sd/-

**(Debashish Chakrabarty)
Member (A)**

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

Date : 05.12.2024

O. A. No.963 of 2024

S. S. KashidApplicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant through video conference and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks 'One Week' time to file 'Affidavit in Reply' on behalf of Respondent Nos.1 to 3.

3. Time of 'One Week' is granted to learned P.O.

4. 'Status Quo' to continue till 'Next Date'.

5. S.O. to 12.12.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

vsm

**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
---	-------------------

Date : 05.12.2024

O. A. No.1108 of 2024

With

O.A.No.1109 of 2024

S. A. Malbari

D. V. Kardure

....Applicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants through video conference and Smt. Kranti Gaikwad with Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. 'Interim Relief' if any to continue till next date.

3. S.O. to 10.12.2024.

Sd/-

**(Debashish Chakrabarty)
Member (A)**

vsm

**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
---	-------------------

Date: 05.12.2024

O.A. No.1462 of 2024

**V.A. GalandeApplicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Shri P.M. Nagargoje, learned Advocate for the Applicant through 'Video Conference' and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Learned PO seeks time to file 'Affidavit-in-Reply' on behalf of Respondents. Time as prayed for is granted to learned PO. By way of last chance.
3. S.O. to 10.12.2024.

Sd/-

**(Debashish Chakrabarty)
Member (A)**

AGR

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.12.2024</p> <p>O.A. No.1474 of 2024</p> <p>J.B. Vankotti & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for Applicant, Ms S.P. Manchekar, learned Chief Presenting Officer for Respondents and Ms Nayra Jijibhoy, learned Advocate for Respondent No.2.</p> <p>2. Learned CPO seeks time to file 'Affidavit-in-Reply' on behalf of Respondents. Time as prayed for is granted. By way of last chance.</p> <p>3. S.O. to 12.12.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

Date: 05.12.2024

O.A. No.1470 of 2024

M.M. HulwanApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Shri A.J. Chougule, learned Presenting Officer for Respondents and Shri S.B. Gaikwad, learned Advocate for Applicant is not present.
2. Learned PO seeks time to file 'Affidavit-in-Reply' on behalf of Respondents. Time as prayed for is granted to learned PO.
3. S.O. to 13.12.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

AGR

**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
---	-------------------

Date: 05.12.2024

O.A. No.1493 of 2024

**A.E. KaldateApplicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Shri P.M. Nagargoje, learned Advocate for the Applicant through 'Video Conference' and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned PO seeks time to file 'Affidavit-in-Reply' on behalf of Respondents. By way of last chance. Time as prayed for is granted to learned PO.

3. S.O. to 10.12.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 05.12.2024</p> <p>O.A. No.1455 of 2024</p> <p>C.B. Landge & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Shri P.M. Nagargoje, learned Advocate for the Applicant through 'Video Conference' and Ms S.P. Manchekar, Chief learned Presenting Officer for the Respondents.</p> <p>2. Learned CPO seeks time to file 'Affidavit-in-Reply' on behalf of Respondents. By way of last chance. Time as prayed for is granted to learned CPO.</p> <p>3. S.O. to 10.12.2024</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>