

**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: 06.03.2024</p> <p align="center">O.A. No.312 of 2024</p> <p>R.R. RautApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that Applicant is serving on post of 'Clerk-cum-Typist' in office of 'Commandant-General of Home Guard, Mumbai' and has requested for transfer on grounds of 'Old Age of Parents' to post of 'Clerk-cum-Typist' in establishment of 'District Commandant Home Guard, Yavatmal'.</p> <p>3. Learned Advocate for Applicant further states that cadre of 'Clerk-cum-Typist' in the establishment of 'Commandant-General of Home Guard, Mumbai' is of 'State Level'. Therefore there is no necessity for obtaining prior 'N.O.C.' from 'District Commandant Home Guard, Yavatmal' and the request of Applicant can be duly considered by 'Commandant-General of Home Guard, Mumbai' as per provisions of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005' read with guidelines G.A.D. G.R. dated 09.04.2018.</p> <p>4. Learned P.O. to therefore seek information about the consideration of request made by Applicant for transfer from post of 'Clerk-cum-Typist' in office of 'Commandant-General of Home Guard, Mumbai' on grounds of 'Old Age of Parents' to post of 'Clerk-cum-Typist' in establishment of 'District Commandant Home Guard, Yavatmal'.</p>

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Appearance, Tribunal's orders or
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5. The ~~Office objections~~ ^{objections}, if any, are to be removed and court fees to be paid, if not already paid.

6. Issue notice before admission returnable on 02.04.2024.

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 / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

11. S.O. to 02.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.03.2024</p> <p>M.A. No.159 of 2024 in O.A. No.329 of 2024 with M.A. No.160 of 2024 in O.A. No.330 of 2024</p> <p>M.G. Gawade & Anrs., S.S. Naik & Anrs.,Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondent :</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.D. Gugale and Shri D.R. Patil learned Presenting Officer for the Respondents.</p> <p>2. The Applicants by M.A. No.159 of 2024 in O.A. No.329 of 2024 with M.A. No.160 of 2024 in O.A. No.330 of 2024 are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in this M.A. No.159 of 2024 & M.A. No.160 of 2024, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite Court Fees, if not already paid. M.A. No.159 of 2024 & M.A. No.160 of 2024 are accordingly disposed off.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">NMN</p>

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of 20

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of 20

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	<p>Date: 06.03.2024</p> <p>O.A. No.283 of 2024 to O.A. No.292 of 2024 with O.A. No.310 of 2024 to O.A. No.314 of 2024 with O.A. No.323 of 2024 to O.A. No.325 of 2024 with O.A. No.329 of 2024 to O.A. No.331 of 2024</p> <p>P.S. Gaikwad & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for Applicants and Shri A.J. Chougule, Smt. K.S. Gaikwad & Smt. Archana B.K., Shri A.D. Gugale and Shri D.R. Patil learned Presenting Officers for Respondents.</p> <p>2. Learned Advocate for Applicant states that Applicants who are from cadre of 'P.S.I.' and 'A.P.I.' were posted in 'Functional Departments' by 'Transfer Order' dated 13.01.2024 and 15.01.2024 of (i) 'Commissioner of Police, Pimpri-Chinchwad' and (ii) 'Commissioner of Police, Pune'.</p> <p>3. Learned Advocate for Applicant further states that 'Transfer Order' dated 26.02.2024 of 'D.G.P. Maharashtra State' was subsequently issued after scrutiny of all earlier 'Transfer Orders' of 'Police Officers' including (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 at level of 'Additional Chief Secretary' and 'Chief Electoral Officer, Maharashtra State' following review meeting held on 20.02.2024. Therefore earlier 'Transfer Orders' of (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 have been superseded by new 'Transfer Order' dated 26.02.2024 of 'D.G.P. Maharashtra State'.</p> <p>4. Learned Advocate for Applicants thereupon states that the Applicants have consequently been posted out of 'Pune District' by 'Transfer Order' dated 26.02.2024 of 'D.G.P. Maharashtra State' on grounds they were serving in their 'Home District'. However, the Applicants had [P.T.O.]</p>

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

been recently posted by 'Transfer Order' of (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 to posts of 'Functional Departments' which had been lying vacant for long period of time. Applicants have also not replaced any other officers from cadre of 'P.S.I.' and 'A.P.I.' who were serving on posts in 'Functional Departments' so as to contravene directions in 'Election Commission of India' letter dated 21.12.2023. The posts in 'Functional Departments' where Applicants had been transferred are not those given direct responsibility for 'Security Arrangements' or 'Deployment of Police Forces' during conduct of 'General Elections to Lok Sabha 2024'.

5. Learned P.O. along with Law Officer on behalf of 'D.G.P. Maharashtra State' states that after review meeting held on 20.12.2024 by 'Additional Chief Secretary' and 'Chief Electoral Officer, Maharashtra State' with 'D.G.P. Maharashtra State' and 'Senior Police Officers' including (i) 'Commissioner of Police, Pimpri-Chinchwad' and (ii) 'Commissioner of Police, Pune' instructions were given by 'Additional Chief Secretary' and 'Chief Electoral Officer, Maharashtra State' letter dated 22.02.2024 to stringently implement the directions in 'Election of Commission of India' dated 21.12.2023 read with clarifications dated 19.01.2024 and 24.01.2024 and accordingly earlier 'Transfer Orders' of (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 were reviewed by 'D.G.P. Maharashtra State'. Thereafter new 'Transfer Orders' dated 26.02.2024 of 'D.G.P. Maharashtra State' came to be issued in respect of all 'P.S.I.' and 'A.P.I.' who were posted in their 'Home Districts' but were not serving on 'Functional Posts' at the time of coming into effect of directions in 'Election Commissioner of India' letter dated 21.12.2024.

6. Learned P.O. along with Law Officer on behalf of 'D.G.P. Maharashtra State' further clarified that instructions given to 'D.G.P. Maharashtra State' by 'Additional Chief Secretary' and 'Chief Electoral Officer, Maharashtra State' letter dated 22.02.2024 did not distinguish the modus of implementation of directions in 'Election of Commission of India' dated 21.12.2023 read with clarifications dated 19.01.2024 and 24.01.2024 between 'Police Inspectors' and 'P.S.I.' & 'A.P.I.' and after full and comprehensive review of all earlier transfers of 'P.S.I.' and 'A.P.I.' serving in 'Home District' the new 'Transfer Order' dated 26.02.2024 of 'D.G.P. Maharashtra State' was issued for implementation in both letter and

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	<p>spirit of directions in 'Election Commission of India' letter dated 21.12.2023.</p> <p>7. Learned P.O. and 'Law Officer' on behalf 'Maharashtra State' therefore emphasized that on their own they cannot now seek any review of 'Transfer Orders' dated 26.02.2024 of 'D.G.P. Maharashtra State' in respect of 'P.S.I.' and 'A.P.I.' only on the ground that although Applicants were serving in 'Home District' on posts in 'Functional Departments' they had not replaced other officers who were earlier working on such posts 'Functional Departments' as on 21.12.2023 but had been posted only on 'Vacant Posts' unlike as it was in cases of 'Police Inspectors' who were similarly serving in their 'Home Districts' in establishments of (i) 'Commissioner of Police, Pimpri-Chinchwad' and (ii) 'Commissioner of Police, Pune'.</p> <p>8. The 'D.G.P. Maharashtra State' had held 'Virtual Conference' on 10.01.2024 with 'Heads of Police Establishments' on the basis of which earlier 'Transfer Orders' were issued by (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 in respect of 'P.S.I.' and 'A.P.I.' including Applicants to post them to 'Vacant Posts' in 'Functional Departments'. The 'Transfer Orders' of (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 may have been issued for certain good reasons such as concern about the fact that these 'P.S.I.' and 'A.P.I.' had not completed their 'Normal Tenures' under 'Section 22N' of the 'Maharashtra Police Act, 1951' and as many posts of 'Functional Departments' had been lying vacant for long time etc. and thence such 'P.S.I.' and 'A.P.I.' would not come within purview of directions in 'Election Commission of India' letter dated 21.12.2023. However, the fact now is that these considerations no longer hold justiciable grounds after issue of new 'Transfer Order' dated 26.02.2024 of 'D.G.P. Maharashtra State' in respect of all 'P.S.I.' and 'A.P.I.' who were serving in their 'Home District' as on 21.12.2023 but on posts not in 'Functional Departments'.</p>

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	<p>9. The directions in 'Election Commission of India' letter dated 21.12.2023 in 'Para 5.3(ii)' give special consideration to 'P.S.I.' only in respect of criteria of completion of tenures of '3 years' in last '4 years' 'inter-alia' permitting them to be shifted out to 'Police Sub Division' which do not fall in same Assembly Constituency (AC). However, no such special consideration is given to 'P.S.I.' with regard to criteria of 'Home District'. In 'Para 5.3(i)' it is affirmatively mentioned that, 'The Police Sub Inspectors' and above should not be posted in 'Home District'. The 'Criteria' mentioned in 'Para 3(i)' and 'Para 3(ii)' and 'Applicability' elaborated in 'Para 5.3 (i)' and 'Para 5.3 (ii)' have to be read in conjunction while undertaking stringent implementation of directions in 'Election Commission of India' letter dated 21.12.2023. Hence, in the facts and circumstances of the case it would be best of leave it to 'D.G.P. Maharashtra State' to assess if it would be still necessary for better 'Police Administration' to make any exception in respect of these 'P.S.I.' and 'A.P.I.' who were brought in later on 'Vacant Posts' in 'Functional Departments' by 'Transfer Order' (i) 'Commissioner of Police, Pimpri-Chinchwad' dated 13.01.2024 and (ii) 'Commissioner of Police, Pune' dated 15.01.2024 much after issue of directions in 'Election Commission of India' letter dated 21.12.2023. Infact such 'P.S.I.' and 'A.P.I.' could have continued to serve in 'Pune District' inspite of it being their 'Home District' if only 'Transfer Orders' to such 'P.S.I.' and 'A.P.I.' to 'Vacant Post' in 'Functional Department' had been issued prior to coming into effect of directions in 'Election Commission of India' letter dated 21.12.2023.</p> <p>10. The issue of transfer of 'P.S.I.' and 'A.P.I.' from their 'Home Districts' as mentioned above relate to aspects of 'Police Administration'. Hence, it is for 'D.G.P. Maharashtra State' to decide about appropriate course of action if so deemed necessary and accordingly inform in due course through learned P.O. and Law Officer in office of 'D.G.P. Maharashtra State'.</p> <p>11. S.O. to 11.03.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 06.03.2024</p> <p>O.A. No.328 of 2024</p> <p>B.M. DeshmukhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri. K.R. Jagdale learned Advocate for the Applicant and Shri A.D. Gugale learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that Applicant who is working on post of 'API' was transferred from establishment of 'Commissioner of Police, Solapur' to 'Commissioner of Police, Amravati' by Order dated 30.01.2024 of 'DGP, Maharashtra State' on grounds of 'Home District' as per directions in Election Commission of India letter dated 21.12.2023. The Applicant has since joined on the post of 'API' on establishment of 'Commissioner of Police, Amravati'.</p> <p>3. Learned Advocate for Applicant states that Applicant has immediately obeyed the Order dated 30.01.2024 of 'DGP, Maharashtra State'. However he has been posted at long distance from 'Solapur District' and seeks to be posted on any establishment nearby such as of (i)'Commissioner of Police, Kolhapur', (ii)'Commissioner of Police, Navi Mumbai', (iii)'Commissioner of Police, Pune', (iv)'Special IGP, Chatrapati Sambhaji Nagar Range', or (v)'Special IGP, Nashik Range.</p> <p>4. Learned Advocate for Applicant further states that after Orders dated 30.01.2024 of 'DGP, Maharashtra State' the request in respect of few other 'API' by name (i)Shri. Nanasahab Balu Sawant, and</p>

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(ii) Shri. Satyawan Ramdas Bhuyar, have been considered by 'DGP, Maharashtra State'. So the request of Applicant be also considered for posting to any establishment nearby such as of (i) 'Commissioner of Police, Kolhapur', (ii) 'Commissioner of Police, Navi Mumbai', (iii) 'Commissioner of Police, Pune', (iv) 'Special IGP, Aurangabad Range', or (v) 'Special IGP, Nashik Range.

5. Learned PO to seek information if the request of Applicant would be considered at this stage by 'DGP, Maharashtra State'.

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 20.03.2024.

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

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

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

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

12. S.O. to 20.03.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

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Date: 06.03.2024

O.A. No.321 of 2024

C.N. DhageApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents.
2. Learned Advocate for Applicant states that Applicant who is from cadre of 'Executive Engineer, P.W.D.' was posted as 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' by Order dated 29.09.2022 of 'P.W.D.' and joined there on 06.10.2022.
3. Learned Advocate for Applicant then states that subsequently 'Commissioner Cum Director, Municipal Administration, Mumbai' by Order dated 24.01.2023 had given to Applicant certain 'Additional Responsibilities' relating to work in 'Satara, Sangli and Kolhapur Districts' while permitting him to work on post of 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur'.
4. Learned Advocate for Applicant further states that recently 'Commissioner Cum Director, Municipal Administration, Mumbai' by letter dated 31.01.2024 to 'Additional Chief Secretary P.W.D.' has communicated that Applicant has been relieved from post of 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' w.e.f. 31.01.2024.
5. The Applicant had been transferred as 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' by 'P.W.D.' Order dated 29.09.2022. The Applicant had been transferred on 'Deputation Post' of Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' by 'Competent Authority of P.W.D.'. Hence, his repatriation from this 'Deputation Post' could have been done only by 'Competent Authority' of 'P.W.D.'
6. The 'Commissioner Cum Director, Municipal Administration Directorate, Mumbai' should not have exercised 'Statutory Powers' which not vested with him but are in domain of the 'Competent Authority' of 'P.W.D.'. The 'Competent Authority' of 'P.W.D.' who is empowered to make appointments to 'Deputation Post' could have

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recalled back the Applicant on grounds of 'Administrative Exigencies' or 'Public Interest'.

7. The procedural guidelines of 'G.A.D. G.R. dated 17.12.2016' about recall of Applicant from 'Deputation Post' of 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur' have also been complied with by P.W.D. which is the 'Cadre Controlling Authority'. Hence, in the facts and circumstances of the case, 'P.W.D.' as 'Cadre Controlling Authority' should decide within 'One Week' about validation or otherwise of action taken & reported by 'Commissioner Cum Director, Municipal Administration Directorate, Mumbai' letter 31.01.2024. Otherwise the Applicant would stand permitted by way of 'Interim Relief' to join back on post of 'Executive Engineer, Directorate of Municipal Administration, Municipal Corporation Solapur'.

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

9. Issue notice before admission returnable on 14.03.2024.

10. 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.

11. 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.

12. 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.

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

14. S.O. to 14.03.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

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Date: 06.03.2024

O.A. No.335 of 2024

A.S. PatilApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate for Applicant states that Applicant who belongs to cadre of Tahsildar, was by Order dated 07.02.2023 of Revenue & Forest Department transferred to 'Deputation Post' of 'Competent Authority-1' in 'SRA, Mumbai'. The Applicant had joined on this post on 28.02.2023.

3. Learned Advocate for Applicant states that by Order dated 15.02.2024 of Revenue & Forest Department; the 'Respondent No.4' was transferred on 'Deputation Post' of 'Competent Authority-1' in 'SRA, Mumbai' which was held by Applicant.

4. Learned Advocate for Applicant then states that by Order dated 01.03.2024 of Housing Department the 'Respondent No.4' was accordingly transferred laterally to join on vacant post of 'Competent Authority-9', in 'SRA, Mumbai'.

5. Learned Advocate for Applicant submits that Applicant had completed only about 'One Year' on post of 'Competent Authority-1' in 'SRA, Mumbai'. The post of 'Competent Authority-1' in 'SRA, Mumbai' is notified as that of 'Assistant Electoral Registration Officer' for '172,- Anushakti Nagar LAC'.

6. Learned Advocate for Applicant further states that Applicant has submitted Application dated 05.03.2024 to 'Additional Chief Secretary Housing Department', requesting to stay the Order dated 04.03.2023 of Housing Department by which he has

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	<p>been transferred laterally to post of 'Competent Authority-9 in 'SRA, Mumbai'.</p> <p>7. Learned PO seeks sometime to obtain 'Additional Information' from (i)'Revenue & Forest Department' and (ii)'Housing Department'.</p> <p>8. The Housing Department has issued two consecutive Orders on 01.03.2024 and 04.03.2024 about lateral transfer of 'Respondent No.4' within 'SRA Mumbai'.</p> <p>9. The Revenue & Forest Department before issuing Order dated 15.02.2024 should have consulted Housing Department to ascertain the status of post of 'Competent Authority-1' in 'SRA, Mumbai', Nonetheless the Housing Department had acknowledged later the fact that Applicant was serving on post of 'Competent Authority-1' in 'SRA, Mumbai' and therefore issued Order dated 01.03.2024 to transfer 'Respondent No.4' laterally to vacant post of 'Competent Authority-9' in 'SRA, Mumbai'. However for no plausible reason 'Housing Department' again passed Order dated 04.03.2024 to laterally transfer back 'Respondent No.4' to post of 'Competent Authority-1' in 'SRA, Mumbai' and Applicant to vacant post of 'Competent Authority-9' in 'SRA, Mumbai'.</p> <p>10. The flip-flop action on part of Housing Department needs to be explained. Thus in the meanwhile if 'Respondent No.4' has joined on post of 'Competent Authority-1' in 'SRA, Mumbai': as per Revenue & Forest Department Order dated 15.02.2024 then, in the interim period she be directed to work on vacant post of 'Competent Authority-9' in 'SRA, Mumbai' and Applicant is permitted to continue to work on post of 'Competent Authority-1' in 'SRA, Mumbai'.</p> <p>11. S.O. to 11.03.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p>

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	<p>Date: 06.03.2024</p> <p align="center">O.A. No.297 of 2024</p> <p>J.M. TupatApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that Applicant who is 'Police Constable' was working in 'Traffic Branch' in establishment of 'Commissioner of Police, Mira-Bhayandar & Vasai-Virar'.</p> <p>3. Learned Advocate for Applicant further states that Applicant was initially transferred on 01.01.2024 from 'Traffic Branch, Vasai' to 'Uttan Coastal Police Station'. However, soon thereafter on 17.02.2024 the Applicant was transferred again to 'Uttan Police Station' apparently on request of Applicant.</p> <p>4. Learned Advocate for Applicant then states that Applicant had not made any such request to the 'Commissioner of Police, Mira-Bhayandar & Vasai-Virar' and further mentions that Applicant had been transferred from 'Manor Police Station' to 'Traffic Branch, Vasai' on 27.04.2020 and therefore was yet to complete tenure of 5 years per provisions of Section 22 N(1) of 'Maharashtra Police Act, 1951'.</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 21.03.2024.</p>

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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 / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

11. S.O. to 21.03.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

NMN

**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	<p align="center">ॐ Tribunal's orders Date : 06.04.2024</p>
	<p align="center">O.A.No.322 of 2024</p> <p>(Dr.) D. B. OwhalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. D. Patil, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri Anup Kamble holding for Shri Aditya Raktade, learned Advocate for Respondent No.4.</p> <p>2. The Applicant aspires for the post of 'Assistant Commissioner-Animal Husbandry, Maharashtra Animal Husbandry Service, Group-A Officers pursuant to MPSC Advertisement No.016/2022 dated 18.02.20233 and Corrigendum dated 11.05.2022.</p> <p>3. Learned Counsel for the Applicant submits that Applicant has applied from 'SC (Female) Category'. She secured 101 marks out of 200. She is at Sr. No.150 in 'General Merit List' dated 24.11.2023 and Respondent No.4 - Smt. Sunita Chougale has applied under 'EWS' Category. She secured 114.50 marks and is at Sr. No.89 in the 'General Merit list' dated 24.11.2023 and shown at Sr. No.33 in the 'List of Candidates- Eligible for Recommendation' dated 27.12.2023 in 'EWS' (Female) and selected against 'Open Female' Category. In between there is another Female Candidate namely Smt. Shubha Deshmukh from 'OBC (Female)' Category who secured 109.50 marks and is at Sr. No.38 in the 'List of Candidates-Eligible for Recommendation'. The Applicant claims her selection under 'SC (Female)' Category as she has applied from 'SC (Female) Category'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Learned Counsel for the Applicant submits that there are 9 posts for 'Open (Female)' category and on one of the post the Respondent No.4 has been selected under 'EWS' (Female) Category against 'Open (Female) Category'. Learned Counsel for the Applicant then submits that if 'Respondent No.4' is held disqualified then on her post candidate from 'SC (Female)' Category i.e. Smt. Anjali Sonphule who is at Sr. No.44 in 'List of Candidate Eligible for Recommendation' will be appointed under the 'SC (Female)' Category.</p> <p>5. Learned Counsel for Respondent No.4- Shri Anup Kamble opposes 'Interim Relief' pressed by Applicant and he submits that copy of Original Application is not yet served on him till now.</p> <p>6. We, therefore, direct the Applicant to furnish the copy of O.A. to other side and thereafter 'Interim Relief' will be heard.</p> <p>7. Learned CPO submits that the Result have been declared and 'List of Candidates-Eligible for Recommendation' has been published by MPSC on 27.12.2023.</p> <p>8. Learned Counsel for the Applicant submits that on 24.11.2023, the Provisional List was published and at that time Applicant was pregnant and the result was published on 27.12.2023. On 10.01.2024 the applicant suffered from abortion, therefore, there is delay on her part to approach before the Tribunal only due to Health Issue.</p> <p>9. In view of above, we direct the Respondents to verify the 'EWS' Certificate of Respondent No.4 within Two Months. The 'Appointment Order' if issued in respect of Respondent No.4 will be subject to 'Interim Order' passed in this O.A.</p> <p>10. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>11. Issue notice before admission returnable on 20.03.2024.</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>12. 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 M.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>13. 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>14. 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>15. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</p> <p>16. S.O. to 20.03.2024</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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 : 06.04.2024</p>
	<p>M. A. No.75 of 2024 In O.A.No.844 of 2023</p> <p>S. S. KulkarniApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. S.O. to 12.03.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">०३ Date : 06.04.2024</p> <p style="text-align: center;">O.A.No.272 of 2024</p> <p>P. Y. Natekar & Ors.Applicants Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents 2. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 03.04.2024. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.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 <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 8. S.O. to 03.04.2024. <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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 align="center">०३ Date : 06.04.2024</p> <p align="center">M. A. No.138 of 2024 In O.A.No.272 of 2024</p> <p>P. Y. Natekar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms 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.138/2024 is allowed. No order as to costs. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 06.03.2024
	O.A.No.218 of 2024
	Dr. S. A. DhotreApplicant
	Versus
	The State of Maharashtra & Ors. ...Respondents.
	1. Heard Shri K. R. Jagdale, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents
	2. Learned C.P.O. requested for time to file reply.
	3. S.O. to 14.03.2024.
	Sd/- Sd/-
	(Debashish Chakrabarty) (Mridula Bhatkar, J.)
	Member (A) Chairperson
	vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.03.2024</p> <p>O.A.No.315 of 2024</p> <p>D. J. Kore ...Applicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M. M. Choudhary, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents 2. The subject matter of O.A. is 'Police Patil' therefore it is directed to be placed before Single Bench. 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 18.04.2024. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.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 <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 8. S.O. to 18.04.2024 <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</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>Date : 06.03.2024 Tribunal's orders O.A.No.1226 of 2023</p>
	<p>Dr. A. S. ChandanwaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Dr. A. S. Chandanwale, Party in Person, Ms S. P. Manchekar, learned CPO for the Respondent No.1 and Shri M. D. Lonkar, learned Advocate for Respondent No.2.</p> <p>2. 'Interim Relief' to continue till next date.</p> <p>3. S.O. to 11.03.2024.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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 : 06.03.2024</p> <p>O.A.No.64 of 2024</p> <p>P. P. Dhuri & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Today, learned Counsel for Applicant has filed additional Affidavit. It is taken on record.</p> <p>3. Learned C.P.O. requested for time to file Affidavit in Reply.</p> <p>4. S.O. to 14.03.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 style="text-align: center;">v:</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 : 06.03.2024
	<p style="text-align: center;">O.A.No.240 of 2024</p> <p>N. S. Dhamane & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents 2. Today, learned CPO has filed Affidavit in Reply on behalf of Respondent No.5. It is taken on record. 3. On request of learned Counsel, the matter is adjourned to 12.03.2024. 4. S.O. to 12.03.2024. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Debashish Chakrabarty) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p>vsm</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>Date : 06.03.2024 Tribunal's orders</p>
	<p style="text-align: center;">O.A.No.166 of 2024</p> <p>V. R. MoreApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents</p> <p>2. Affidavit in Reply on behalf of Respondent Nos.1 to 4 is filed by Shri Ravindra P. Gote, Under Secretary, Tribal Development Department and in Para No.7.1, the reason regarding constitution of 'Departmental Promotion Committee' where Smt. Ranjana Killedar, Assistant Commissioner, Tribal Development was shown as a ' Member', is explained.</p> <p>3. On request of learned Counsel, the matter is adjourned to 11.03.2024.</p> <p>4. S.O. to 11.03.2024.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 06.03.2024</p> <p>O.A.No.275 of 2024</p> <p>S. B. PalveApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. On request of learned Counsel, the matter is adjourned to 12.03.2024.</p> <p>4. S.O. to 12.03.2024 under the caption of 'Urgent Admission'.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 06.03.2024 Tribunal's orders O.A.No.293 of 2024
	<p>P. D. KokareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. On request of learned Counsel, the matter is adjourned to 12.03.2024.</p> <p>4. S.O. to 12.03.2024 under the caption of 'Urgent Admission'.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

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

Tribunal's orders

Date : 06.03.2024

O.A.No.589/2017

V.Y. Khandebharad .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Ms. Punam Mahajan, learned Counsel for the Applicant is not available when the matter is called out.
3. Learned P.O. seeks permission to file papers of Departmental Enquiry, audit report, assessment order for the sake of convenience while hearing the O.A. She has submitted that all papers were already furnished to the Applicant at the time of enquiry.
4. Permission granted. Copy of the documents is to be served on the concern.
5. Adjourned to 20.03.2024.

SD/-

(Medha Gadgil)
Member (A)

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 : 06.03.2024

C.A.No.73/2023 in O.A.No.733/2022

R.H. Arsidh .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. K.S. Gaikwad holding for Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Mr. D.B. Khaire, learned Counsel for the Applicant is absent.

3. In view that order passed by this Tribunal in O.A.No.733/2022 is challenged before the Hon'ble High Court and the said Writ Petition is pending, C.A. is adjourned to 17.04.2024.

SD/-
(Medha Gadgil)
Member (A)

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 : 06.03.2024

**C.A.No.54/2023 in O.A.No.257/2019 with
C.A.No.55/2023 in O.A.No.256/2019**

Dr. P.D. Shendge & Ors. .Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Ms. Punam Mahajan, learned Counsel for the Applicant is not available when the matter is called out.
3. Adjourned to 27.03.2024.

SD/-

**(Medha Gadgil)
Member (A)**

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 : 06.03.2024

O.A.No.1249/2023

Dr. A.B. Parjane .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. P. Kasar, learned Counsel for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. adjourned 21.03.2024.

SD/-

(Medha Gadgil)
Member (A)

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 : 06.03.2024

O.A.No.249/2023

A.A. Kale & Ors. .Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. L.S. Deshmukh, learned Counsel for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Mr. Rahul Shinde, learned Counsel has submitted that he has instructions to appear for Respondents No.4 and 8 and hence he seeks time to file reply.

3. Adjourned to 26.03.2024. HOB.

SD/-

SD/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

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
	<p align="center">Date: 06.03.2024</p> <p align="center">O.A. No.1488 of 2023</p> <p>S.B. KalewadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO has filed 'Affidavit-in-Reply' on behalf of Respondent No. 2. It is taken on record.</p> <p>3. S.O. to 13.03.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="left">AGR</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: 06.03.2024</p>
	<p align="center">O.A. No.173 of 2024</p>
	<p>P.S. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p>
	<ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate or the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri S.S. Dere, learned Advocate for Respondent No.5. 2. Learned PO has filed 'Affidavit-in-Reply' on behalf of Respondent No.1. It is taken on record. 3. S.O. to 18.03.2024.
	<p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p>
	<p align="center">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
	<p>Date: 06.03.2024</p> <p>O.A. No.230 of 2024</p> <p>Y.K. BangarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri K.R. Jagdale, learned Advocate for Respondent No.3.</p> <p>2. Learned PO has filed 'Affidavit-in-Reply' on behalf of Respondent No.1. It is taken on record.</p> <p>3. 'Interim Relief' to continue till 'Next Date'.</p> <p>4. S.O. to 11.03.2024.</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
	<p>Date: 06.03.2024</p> <p align="center">O.A. No.1518 of 2023</p> <p>N.K. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 19.03.2024.</p> <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.03.2024</p> <p>O.A. No.1173 of 2023</p> <p>P.S. RenusheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri. A.S. Patil learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 21.03.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.03.2024</p> <p>O.A. No.1438 of 2023</p> <p>P.P. BangosaviApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 26.03.2024.</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
	<p style="text-align: center;"><u>O.A. No.1058 of 2017</u></p> <p>M.K. Amritkar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar. learned Advocate for the Applicants and Shri A.J. Chougule. learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 27.3.2024.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p><i>Sd/-</i> (Medha Gadgil) Member (A) 6.3.2024</p> </div> <div style="text-align: center;"> <p><i>Sd/-</i> (Mridula Bhatkar, J.) Chairperson 6.3.2024</p> </div> </div> <p>(sgj)</p>

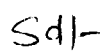
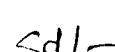
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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.267 of 2016</u></p> <p>Dr. S.M. Nilange & 20 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Anshuman Deshmukh, learned Advocate for the Applicants No.1 to 5 & 14, Shri A.V. Bandiwadekar, learned Advocate for Applicants No.6 to 13 and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Registry to take note that Smt. Punam Mahajan, Ld. Advocate is not appearing in this matter and her appearance may not be shown on the board.</p> <p>3. Ld. PO seeks time to file reply.</p> <p>4. S.O. to 17.4.2024.</p> <p align="center">  (Medha Gadgil) Member (A) 6.3.2024 </p> <p align="center">  (Mridula Bhatkar, J.) Chairperson 6.3.2024 </p> <p>(sgj)</p>

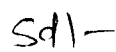
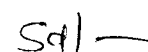
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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>OAs No.361, 362, 505, 506 of 2022,</u> <u>OAs No.108, 109, 468, 469 of 2020,</u> <u>OAs No.569, 570 of 2022</u></p> <p>L.K. Shinde & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. By consent S.O. to 20.3.2024.</p> <p align="center">  (Medha Gadgil) Member (A) 6.3.2024 </p> <p align="center">  (Mridula Bhatkar, J.) Chairperson 6.3.2024 </p> <p>(sgj)</p>

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

Tribunal's orders

Date : 06.03.2024

O.A.No.25/2017

S.N. Khade .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicant, Ms. Archana B.K., learned Presenting Officer for the Respondents and Mr. Umesh Rathod Private Respondent No.4 present in person.

2. Learned Counsel Mr. Jagdale seeks time to file rejoinder.

3. Private Respondent No.4 also seeks time to file reply.

4. Time granted. Adjourned to 16.04.2024.

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 : 06.03.2024

O.A.No.1066/2017 with M.A.No.299/2022

V.D. Salok & Ors.

Applicants

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. At the request of learned Counsel adjourned to 10.04.2024.

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 : 06.03.2024

O.A.No.72/2023

M.D. Shende & Ors. Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

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

2. We direct Assistant Commissioner, Tribal Development Department to remain present to answer the following queries :

(a) When two candidates from Thane, who are at Sr. No.49 for English Subject and Sr. No.75 for Marathi Subject were not found eligible, there is no specific say given by the Assistant Commissioner why the Applicants No.1 and 2 who are thereafter next candidates, were not considered ?

(b) Why the posts at Pune and Palghar were filled more than advertised ?

3. Adjourned to 07.03.2024 at 10.30 a.m.

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
	<p>Date : 06.03.2024</p> <p>M.A.No.68/2024 in O.A.No.864/2022</p> <p>The State of Mah & OrsApplicants(Org. Respd)</p> <p>Vs. R.G. KoreRespondents (Org. Appl)</p> <p>1. Heard Ms. Archana B.K., learned Presenting Officer with Mr. Sakhare, learned Senior Counsel for the Applicant (Org. Respondent), Mr. A. Gaikwad, learned Counsel for Respondent No.3 and Mr. Abhinandan B. Vagyani instructed by Mr. Pankaj Kandhari, learned Counsel for Respondent no.1 in M.A., (Org. Applicant in O.A.)</p> <p>2. M.A.No.68/2024 is filed seeking transfer of O.A. from Nagpur Bench to Principal Bench at Mumbai under Section 25 of the Administrative Tribunals Act, 1985.</p> <p>3. In view that Mr. Vagyani instructed by Mr. Kandhari, learned Counsel and also Mr. A. Gaikwad, learned Counsel for Respondent No.3 has no objection, hence, O.A. is allowed to be transferred from Nagpur Bench to Principal Bench at Mumbai.</p> <p>4. Applicant is allowed to collect the original papers of O.A. by hand delivery in seal cover and deposit the same to the Principal Bench at Mumbai.</p> <p>5. M.A. stands disposed of as allowed. O.A. Adjourned to 02.04.2024.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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 : 06.03.2024</p> <p>M.A.No.20/2024 in O.A.No.1228/2023 (Nagpur)</p> <p>M.M. Tate Respondent No.4 Vs. N.S. Bhogle & Ors. Applicant and Respd</p> <p>1. Heard Ms. Uroosa Shaikh i/b Mr. A. Khandekar, learned Counsel for the Respondent No.4 and Ms. Archana B.K. learned Presenting Officer for the Respondents.</p> <p>2. M.A. is filed seeking transfer of O.A. from Nagpur Bench to Principal Bench at Mumbai under Section 25 of the Administrative Tribunals Act, 1985.</p> <p>3. At the request of learned Counsel Ms. Shaikh adjourned to 18.03.2024.</p> <p style="text-align: right;">Sd/- J (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 06.03.2024</p> <p align="center">M.A.No.21/2024 Mumbai (intervener) in M.A.664/2023 (Nag) in O.A.1242/2023 (Nag)</p> <p>A.N. Telang (M.A.21/2024) K.V. Jadhav & Ors.(M.A.No.664/2023)Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Ms. Uroosa Shaikh i/b Mr. A. Khandekar, learned Counsel for the Respondent No.4 and Ms. Archana B.K. learned Presenting Officer for the Respondents.</p> <p>2. M.A. is filed seeking transfer of O.A. from Nagpur Bench to Principal Bench at Mumbai under Section 25 of the Administrative Tribunals Act, 1985.</p> <p>3. At the request of learned Counsel Ms. Shaikh adjourned to 18.03.2024.</p> <p align="right">Sd/-</p> <p align="right">/ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>