

**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><b>Date : 06.06.2023</b></p> <p align="center"><b>O.A.No.235 of 2023</b></p> <p><b>N. B. Bagul</b> <span style="float:right"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The O.A. is already proceeded without reply and today for hearing at the stage of admission.</li> <li>3. However, learned P.O. sought permission to file affidavit in reply on behalf of Respondent No.1.</li> <li>4. In the interest of justice, allowed to file reply. It is taken on record.</li> <li>5. S.O. to 28.06.2023.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p align="center"><u>C.A. No.25 of 2023 in O.A. No.996 of 2021</u></p> <p>S.S. Shinde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, Ld. Advocate for the applicant has filed leave note.</p> <p>3. Shri Bankar, Joint Secretary, Revenue Department who is present in the Court is directed to file affidavit today itself showing the movement of the letter dated 18.8.2022 which was sent by Collector, Kolhapur and when it was received by the department. Affidavit should be made giving details about the movement of the said letter when and how it reached the Revenue Department.</p> <p><u>Later on at 2.30 p.m.:</u></p> <p>4. Pursuant to today's order dated 6.6.2023, Shri Sanjay Raghunath Bankar, Joint Secretary, Revenue &amp; Forest Department, Mantralaya, Mumbai files affidavit dated 6.6.2023 and the same is taken on record. It is explained that letter dated 18.8.2022 of Collector, Kolhapur was received by registry of GAD on 29.8.2022 and it was received by the concerned branch Desk-8 on 7.9.2022. As the subject-matter in the said letter was related to Revenue Department, Desk-8 of GAD vide its note dated 23.9.2022 forwarded the said letter to Revenue Department which was received in the registry of Revenue Department on 31.10.2022 and then forwarded to Branch E-10 which was received on 24.11.2022. Then again the file was referred to GAD on 16.1.2023 for remarks. GAD tendered its opinion vide note dated 15.2.2023 and which was received on 21.2.2023 by Revenue Department. The Revenue Department by its letter dated 4.3.2023 asked the Collector, Kolhapur to submit the</p>

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	<p>information regarding the status of waiting list. Collector, Kolhapur vide his letter dated 3.4.2023 has given reply which was received by Revenue Department on 5.4.2023. Accordingly, reply of Collector, Kolhapur and remarks of GAD are submitted by the Revenue Department to the Law &amp; Judiciary Department vide its note dated 12.4.2023 for legal opinion. Since then the opinion of the Law &amp; Judiciary Department has not been received.</p> <p>5. It is revealed from this affidavit that Collector, Kolhapur has sent the letter promptly. GAD was oblivious and so the Revenue Department was in compliance of the order of this Tribunal.</p> <p>6. S.O. to 14.6.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.594 of 2023</b></p> <p><b>S.B. Panchorkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged transfer order dated 17.05.2023 whereby he is transferred from Jalna to Mumbai.</p> <p>3. Learned Advocate for the Applicant sought permission to withdraw O.A. and has tendered the application of the Applicant to that effect. It is taken on record and marked by letter 'X' for identification.</p> <p>4. The Applicant is also present in the Tribunal.</p> <p>5. In view of above, allowed to withdraw the O.A.</p> <p>6. O.A. stands disposed of with no order as to costs.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="left">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.569 of 2023</b></p> <p><b>Dr. D.R. Pol</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Ms. Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought permission to withdraw and tender the application made by the Applicant to that effect. It is taken on record and marked by letter 'X' for identification.</p> <p>3. Allowed to withdraw O.A. as prayed for.</p> <p>4. O.A. is therefore disposed of with no order as to costs.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.471 of 2023 (O.A.327/19 A'bad)</p> <p>P.R. Kachave .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri D.B. Thoke, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was filed at Aurangabad Bench but Transferred to Principal Bench at Mumbai in view of order dated 03.03.2023 passed by Division Bench in M.A. No.440/2022.</p> <p>3. Today, for the first time it is listed before me. The perusal of record reveals that matter is ripe for Final Hearing.</p> <p>4. Learned P.O. sought time to collect the copies and argue the matter.</p> <p>5. O.A. <sup>be</sup> kept for hearing at the stage of admission. <sub>y</sub></p> <p>6. S.O. to 26.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. of 20

IN

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 06.06.2023

O.A.No.418 of 2020

S. P. Pathak ....Applicant

Versus

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

1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. On request of learned P.O., the matter is adjourned to 08.06.2023 for taking instructions from the office of Governor.

3. S.O. to 08.06.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p><b>M.A. No.40 of 2023 in O.A. No.83 of 2023</b></p> <p><b>S.B. Sapkal .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. M.A. is filed to condone delay calculated as three years and six months for challenging the impugned orders.</p> <p>3. In O.A. the Applicant has challenged orders dated 28.05.2018 and 31.03.2021 passed by Respondents whereby the period from 23.05.2016 to 09.05.2017 was treated as extra ordinary leave without pay and allowances. Being aggrieved by it the Applicant has made representation to consider the said period as commuted leave by making an application on 14.03.2019 to Director General of Police, Mumbai. However, D.G.P. by communication dated 31.03.2021 rejected his request stating that there is no provision for making any such representation against the order dated 28.05.2018. The Applicant has therefore challenged both the orders dated 28.05.2018 and 31.03.2021 by filing this O.A on 18.01.2023. Thus apparently Applicant made by representation to D.G.P in bonafide belief that the orders can be modified by D.G.P. However, later D.G.P. by order dated 31.03.2021 rejected his representation stating that there is no provision for making representation or appeal in Maharashtra Police Act, 1951. As such, if delay is counted from 31.03.2021 it comes to near about one year and not three years. The Applicant already retired from service as A.S.I. Therefore taking liberal approach of the matter, I am inclined to condone delay so as to decide O.A. on merit.</p> <p>4. In view of above, delay is condoned and M.A. No.40/2023 is allowed with no order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>



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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.83 of 2023</b></p> <p><b>S.B. Sapkal</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was filed along with M.A. No.40/2023 for condonation of delay which is allowed today. O.A. is therefore required to be decided on merit.</p> <p>3. Since Respondents have already appeared through learned P.O. issuance of notices in O.A. is dispensed with.</p> <p>4. Four weeks time is granted to learned P.O. to file Affidavit-in-Reply in M.A.</p> <p>5. S.O. to 04.07.2023</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="left">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p><b>M.A. No.104 of 2023 in O.A. No.711 of 2020 with M.A. No.105 of 2023 in O.A. No.712 of 2020</b></p> <p><b>R.K. Kudtarkar &amp; ors.</b> <b>S.V. Kolvankar &amp; Ors.</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate along with Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for amendment in O.A. When O.A. was taken up for hearing, learned Advocate for the Applicant realized certain deficiency in pleading and documents filed in the O.A. and therefore M.A. is filed for amendment.</p> <p>3. O.A. is filed for direction to Respondents to consider the Applicants service from 2005 for grant of benefit of Time Bound Promotion Scheme.</p> <p>4. By way of amendment the Applicant sought to contend that in view of Kalelkar Committee report that the Applicants services converted on temporary establishment on the basis of G.R. dated 16.09.2005 are to be counted for benefit of Time Bound Promotion Scheme.</p> <p>5. Thus having gone through pleading and proposed amendment, in my considered opinion proposed amendment is necessary to adjudicate the issue involved in O.A. effectively and proposed amendment will not change nature of O.A.</p> <p>6. In view of above, M.A. is allowed. Amendment be carried out with a week.</p> <p>7. Three weeks time is granted to learned P.O. to file Reply to the amendment made in O.A.</p> <p>8. S.O. to 27.06.2023.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

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Date : 06.06.2023

O.A.No.628 of 2023

Rahul A. Pawar

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the transfer order dated 24.05.2023 *inter alia* contending that he is transferred mid-term and mid-tenure in contravention of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 and sought interim relief.
3. Learned P.O. sought time to tender the file and requested to keep the matter tomorrow.
4. S.O. to 07.06.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.06.2023</p> <p align="center"><b>O. A. No.631 of 2023</b></p> <p><b>S. S. Bawulgave</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 31.05.2023 whereby he is transferred from Raigad, Alibag to Galhati, Jalna <i>inter-alia</i> contending that he is transferred mid-term and mid-tenure in contravention of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Learned Counsel for the Applicant, therefore, prayed for interim relief.</p> <p>3. The Applicant is serving as Assistant Fisheries Development Officer and was posted at Raigad, Alibag by order dated 30.08.2021. Thus, in terms of provisions of Transfer Act, 2005, he is entitled for three years tenure. However, the Respondent No.1 - Commissioner, Fisheries, State of Maharashtra by order dated 31.05.2023 transferred him mid-term and mid-tenure citing administrative grounds.</p> <p>4. Learned P.O. oppose<sup>d</sup> interim relief stating that in view of complaints received against the Applicant, the matter was placed before the CSB and the Respondent No.1- Commissioner of Fisheries (M.S.), Mumbai passed the order with the approval of Secretary.</p> <p>5. The impugned order dated 31.05.2023 is thus mid-term and mid-tenure transfer which requires approval of next higher competent authority. As per Section 6, Head of the Department is competent authority for general transfers of</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Group-C employees. As such, the Commissioner is competent authority for general transfers and for mid-term and mid-tenure transfers, the Minister in Charge in consultation with Secretary of the concerned department is the competent authority. In present case, admittedly, there is no approval of Minister in Charge. The Secretary's approval has no sanctity in the eye of law so as to render the transfer order legal and valid. Thus, <i>prima-facie</i>, the transfer order is not in compliance of Transfer Act, 2005 and requires to be stayed.</p> <p>6. For the aforesaid reasons, interim relief in terms of prayer clause 10(a) is granted.</p> <p>7. Steno copy granted.</p> <p>8. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>9. Issue notice before admission returnable on 06.07.2023.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>13. 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>14. S.O. to 06.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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	<p><b>Date : 06.06.2023</b></p> <p style="text-align: center;"><b>O.A.No. 630 of 2023</b></p> <p><b>U. K. Vetal</b> <span style="float: right;"><b>....Applicant</b></span>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri M.D.Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 29.05.2023 whereby he is transferred from Kolhapur to Ratnagiri <i>inter-alia</i> contending that he is transferred mid-term and mid-tenure in contravention of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Learned Counsel for the Applicant, therefore, prayed for interim relief.</p> <p>3. The Applicant is serving as Sr. Clerk <sup>WOS 4</sup> and posted at Kolhapur by order dated 05.04.2021. In terms of provisions of Transfer Act, 2005, he is entitled for three years tenure. However abruptly Respondent No.1 transferred him from Kolhapur to Ratnagiri by order dated 29.05.2023.</p> <p>4. Learned P.O. opposed interim relief <i>inter-alia</i> stating that in view of complaints, the Applicant was transferred by Respondent No.1.</p> <p>5. When specific query has been raised to learned P.O., she fairly concedes that there is no approval of CSB.</p> <p>6. Apart, it being mid-term and mid-tenure transfer, there has to be approval of next preceding competent authority in terms of Section 6 of Transfer Act, 2005 which is completely missing. Notification dated 05.05.2018 referred by learned P.O. speaks about the powers of Respondent No.1 for general transfer and it does not speak about competency for mid-term transfer.</p>

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	<p>7. In view of above, prima-facie, impugned transfer order is in contravention of Transfer Act, 2005 as well as directions given by the Hon'ble Supreme Court in <i>T.S.R. Subramanian &amp; Ors. Vs. Union of India &amp; Ors. reported in (2013) 15 SCC 732.</i></p> <p>8. For the aforesaid reasons, interim relief in terms of prayer clause 10(B) is granted.</p> <p>9. Steno copy granted.</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 05.07.2023.</p> <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 O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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 05.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>
vsm	

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	<p><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.601 of 2023 with O.A. No.608 of 2023</b></p> <p><b>Dr. S.K. Marsale</b>  <b>Dr. S.B.Chidrawar &amp; Ors</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. P. Bodke- Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. These O.As are filed for direction to the Respondent to treat the Applicants as Group 'A' Medical Officer instead of Group 'B' Medical Officer.</p> <p>3. Learned Advocate for the Applicant sought interim relief to stay Transfer process on the ground that on website Applicants are shown Group 'B' Medical Officer though this Tribunal rendered the decision to treat them as Group 'A' Medical Officer in O.A. No.469/2012 decided on 04.01.2022.</p> <p>4. Admittedly, the Applicants have completed normal tenure and due for transfer in general transfer of this year, therefore they are required to be transferred and accordingly process is underway. In such situation no stay can be granted, it would stall entire process of Transfer. Their grievance is that they are required to be treated as Group 'A' Medical Officers is not relevant for the purpose of Transfer. As such, no case is made out to grant interim relief as prayed for.</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 05.07.2023.</p>

[P.T.O.]



Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
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**Tribunal's orders**

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

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

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

10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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 05.07.2023.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 06.06.2023

O.A.No.250 of 2023

S. K. Belbhandare

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri D. K. Chavan, learned Counsel for the Applicant and Smt Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the suspension order dated 08.02.2023 issued by the Collector, Solapur whereby he was suspended in view of registration of crime and in contemplation of D.E.
3. Today, learned Counsel for the Applicant has tendered order dated 26.05.2023 issued by the Collector thereby reinstating the Applicant in service subject to decision in D.E. and criminal prosecution.
4. As such, the Applicant is already reinstated in service, and therefore, grievance of prolong suspension now does not survive. Indeed, he is reinstated in service though after two weeks from the expiration of three months period of suspension.
5. The submission advanced by learned Counsel for the Applicant that Applicant was discharging quasi-judicial function and it is not a case of suspension cannot be dealt with at this juncture since D.E. is already initiated for alleged mis-conduct. It is only after conclusion of D.E., the competent authority will have to record his findings about legality of suspension.
6. In view of above, the O.A. is disposed of. The proceeding of initiation of D.E. and its completion, if any, be expedited.
7. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center"><b>O.A. No.525 of 2023</b></p> <p><b>S.G. Kondar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant has challenged suspension order dated 14.10.2021 whereby he was suspended in contemplation of D.E. When O.A. was taken up for admission it was noticed that enquiry is already completed and only final order was remained to be passed. Therefore, Tribunal by order dated 04.05.2023 directed Respondent No.3 to pass final order in D.E. within two weeks in accordance to law.</p> <p>3. Today, learned Advocate for the Applicant has tendered order dated 15.05.2023 passed by disciplinary authority which shows that in D.E. punishment of withdrawal of one increment without cumulative effect has been imposed. Learned Advocate for the Applicant has also tendered order dated 23.05.2023 whereby the Applicant is now reinstated in service.</p> <p>4. Thus since final order in D.E. is passed and the Applicant is reinstated in service, the competent authority is required to pass further orders about the treatment of Suspension period as well as pay and allowances payable to the Applicant during the period of Suspension by following the provision contained in Rule 72 of Maharashtra Civil Services (Joining Time, Foreign Service and Payments during Suspension, Dismissal and Removal), Rules, 1981.</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. In view of above, O.A. is disposed of with direction to Respondent No.3 to take further steps and to pass appropriate orders about the pay and allowances of the Applicant during the period of Suspension in accordance to law within two months from today and it be communicated to the Applicant within a week thereafter.</p> <p>6. Respondent No.3 is further directed to consider the representation made by the Applicant dated 04.05.2022 for enhancement of subsistence allowance upto 75% in terms of Rule 68 of Maharashtra Civil Services (Joining Time, Foreign Service and Payments during Suspension, Dismissal and Removal), Rules, 1981.</p> <p>7. No order as to costs.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.308 of 2023 in O.A. No.499 of 2023</u></p> <p>Smt. Vandana P. Gaikwad &amp; 13 Ors.                   ..Applicants Vs. The State of Maharashtra &amp; Ors.                   ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.933 of 2022</u></p> <p>P.J. Pawar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant and Advocate are absent.</p> <p>2. Admit.</p> <p>3. S.O. to 18.7.2023 for final hearing.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.691 of 2022</u></p> <p>V.S. Molawade &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicants and Advocate are absent.</p> <p>2. Admit.</p> <p>3. S.O. to 18.7.2023 for final hearing.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.302 of 2022</u></p> <p>J.A. Magar &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Ganesh Masurkar holding for Shri C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that additional reply will be filed today.</p> <p>3. Admit.</p> <p>4. S.O. to 18.7.2023 for final hearing.</p> <p align="right">Sd/-  l<sup>v</sup> (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.34 of 2023 in O.A. No.838 of 2022</u></p> <p>C.M. Sanhal ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that all the dues of gratuity and pension amount is paid to the applicant.</p> <p>3. Ld. Advocate for the applicant submits that it is not paid and the chart giving details is produced at pages 20-39.</p> <p>4. The respondents are directed to verify this and file affidavit in reply within one week.</p> <p>5. S.O. to 20.6.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.22 of 2022 in O.A. No.200 of 2021</u></p> <p>S.R. Bagde &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants is requested to place on record a chart giving details of dues which are to be paid pursuant to order of the Tribunal dated 7.3.2022 of each of the applicants.</p> <p>3. S.O. to 8.6.2023 for placing chart.</p> <p align="right">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.610 of 2023</u></p> <p>Ajay S. Pophare ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant in person is absent.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 4.7.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/-  / (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.56 of 2021</u></p> <p>R.G. Ghawari ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply of added respondent no.3 is awaited. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 27.6.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 6.6.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 06.06.2023</b></p> <p align="center"><b>M.A. No.173 of 2023 in O.A. No.307 of 2023</b></p> <p><b>G.D. Johar &amp; Anr. ....Applicant</b> <b>Versus</b> <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri Utkarsh Desai, learned Advocate holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Already enough chances are availed to file Affidavit-in-Reply and on the last date <del>20</del> last chance was granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. M.A. to proceed without Reply.</p> <p>4. S.O. to 30.06.2023.</p> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p align="center">NMN</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center"><b>M.A. No.145 of 2023 in O.A. No.200 of 2023</b></p> <p><b>D.S. Chikkhale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to learned P.O. to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. M.A. to proceed without Reply.</p> <p>4. S.O. to 28.06.2023.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p><b>M.A. No.333 of 2023 in O.A. No.542 of 2023</b></p> <p><b>B.A. Koli .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. M.A. is filed for condonation of delay of 11 months caused in filing O.A. which pertains to relief of Time Bound Promotion Scheme.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 04.07.2023.</li> <li>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</li> <li>9. S.O. to 04.07.2023.</li> </ol> <p style="text-align: right;">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.258 of 2023</p> <p>D.P. Varpe .....Applicant Versus The State of Maharashtra &amp; 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. On previous date last chance was granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time. O.A. to proceed without Reply.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 04.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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: 06.06.2023</p> <p align="center"><b>O.A. No.245 of 2023</b></p> <p><b>S.D. Mohite &amp; Anrs.,</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On previous date last chance was granted to file Affidavit-in-Reply but the same is not filed. Enough chances are availed by the Respondents. Hence, I am not inclined to grant further time. O.A. to proceed without Reply.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 28.06.2023.</p> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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: 06.06.2023</p> <p>M.A. No.272 of 2023 in M.A. No.230 of 2023 in O.A. No.786 of 2022 to O.A. No.788 of 2022</p> <p>T.D. Pednekar, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri V.R. Gawas, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 20.06.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">M.A. No.233 of 2023 in M.A. No.232 of 2023 in O.A. No.369 of 2023</p> <p>S.D. Kirkire &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.B. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply to M.A. by way of last chance.</p> <p>3. S.O. to 20.06.2023.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.519 of 2023 (O.A.327/19 A'bad)</p> <p>U.R. Pujari .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S. Raktate, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents. Shri A.D. Parsekar, learned Advocate for the Respondent No.3 is absent.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply or to withdraw the order dated 10.04.2023 as observed by the Tribunal in order dated 04.05.2023 while granting stay to the impugned order.</p> <p>3. S.O. to 13.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.267 of 2023</p> <p>S.G. Aher .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.S. Deokar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two days time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 08.06.2023.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.299 of 2023</p> <p>Dr. A.S. Kudale .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 21.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.320 of 2023</b></p> <p><b>S.M. Jagdale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record. No separate Reply is filed on behalf of Respondent No.2.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Affidavit-in-Rejoinder.</p> <p>4. S.O. to 21.06.2023.</p> <p align="right">   <b>Sd/-</b>    <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.404 of 2023</b></p> <p><b>L.T. Rathod</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 22.06.2023.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p>O.A. No.385 of 2023</p> <p>A.M. Bhoite .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 21.06.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 06.06.2023

O.A. No.549 of 2023

R.K. Gonjari .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

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

2. The Applicant has challenged order dated 16.03.2023 whereby the period from 21.11.2018 to 05.08.2020 has been treated Suspension as such for all purposes.

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

4. Issue notice before admission returnable on 04.07.2023.

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

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

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

8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous 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.

9. S.O. to 04.07.2023.

Sd/-

(A.P. Kurhekar)  
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 06.06.2023</b></p> <p align="center"><b>O.A. No.593 of 2023</b></p> <p><b>A.D. Badgujar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....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 U.V. Bhosle, learned Advocate for the Respondent No.2 in O.A.593/23.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</p> <p>3. On request of learned Advocate for the Respondent No.2 one week time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 13.06.2023.</p> <p align="right">           ^            Sd/-            v  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.06.2023</p> <p align="center">O.A. No.627 of 2023</p> <p>S.P. Vetal .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged transfer order dated 08.05.2023 on the ground that his options were not considered in terms of G.R. dated 09.04.2018.</li> <li>3. Admittedly, <del>the</del> the Applicant has completed normal tenure and was due for Transfer. Though post is Transferable throughout Maharashtra but he has given all 10 options of Nashik only. It is general Transfer order and if transfer is stayed it may affect transfer of other employees being chain Transfer. Therefore, I am not inclined to grant stay to the Transfer order.</li> <li>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>5. Issue notice before admission returnable on 05.07.2023.</li> <li>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.</li> </ol>

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

Tribunal's orders

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

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

9. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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.

10. S.O. to 05.07.2023.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN