

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>06.07.2023</u></p> <p style="text-align: center;"><u>O.A 642/2022</u></p> <p>Shri B.G Gorhekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant prays that this Tribunal be pleased to decide the appeal dated 3.7.2001 as per order of this Tribunal dated 7.6.2001 in O.A 75/2000.</p> <p>3. Learned P.O submitted that copy of the Original Application is not served on the Respondents.</p> <p>4. Learned counsel for the applicant submits that the copy of the Original Application will be served on the Respondents.</p> <p>5. In this matter, the Tribunal by order dated 7.6.2001 in O.A 75/2000 has directed the Respondents to decide the pending appeal within six weeks.</p> <p>6. After conviction of the applicant by the Sessions Court, the applicant filed appeal before the Hon'ble High Court by filing Criminal Revision Application No. 170/2002. The Hon'ble High Court by order dated 23.3.2018 allowed the application by compounding the offence and set aside the order of the Sessions Court.</p> <p>7. In view of the above, the Respondents are directed to decide the appeal dated 3.7.2001 filed by the applicant within 3 months, i.e., by 9.10.2023.</p> <p>8. With the above directions, Original Application stands disposed of.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</p>

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	<p><u>06.07.2023</u></p> <p><u>M.A 420/2023 in O.A 642/2022</u></p> <p>Shri B.G Gorhekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. For the reasons stated in the Misc Application seeking condonation of delay, we condone the delay in filing the Original Application.</p> <p>3. Misc Application stands disposed of.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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.355 of 2016</u></p> <p>Kishor P. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that the applicant wants to engage some Senior Counsel and hence he seeks three weeks time.</p> <p>3. Applicant to take note that this matter is of the year 2016 and this Tribunal has taken a drive to clear the matters of 2016. Hence, no further adjournments will be granted after three weeks. Request the applicant to engage Senior Counsel is granted. However, we also make it clear that The Senior Counsel who will appear will have to conduct the matter on that date.</p> <p>4. S.O. to 27.7.2023.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 6.7.2023 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 6.7.2023</p> </div> </div>

**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 align="center"><u>O.A. No.791 of 2023</u></p> <p>Rupali Subhash Metkari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The applicant who is an Advocate has applied to the post of Assistant Public Prosecutor pursuant to advertisement dated 7.1.2022 issued by the MPSC. Ld. Advocate for the applicant submits that applicant applied under NT-C category. The written examination was conducted on 11.9.2022 and result was declared on 3.3.2023. The applicant's name appeared in the list of qualified candidates. She received letter dated 2.6.2023 whereby she was called for interview on 20.6.2023. She went on 20.6.2023 and has produced the original documents for verification before the interview. On 20.6.2023 she has not submitted the Non-Creamy Layer (NCL) Certificate and therefore she was declared disqualified for the interview. On 24.6.2023 applicant applied for NCL Certificate from NT-C category and received the same on 28.6.2023. Ld. Advocate for the applicant drawn our attention to GR dated 17.8.2013. Ld. Advocate submits that applicant factually belongs to NCL but have income below 8 lakhs per annum and her income certificate has been annexed and she prays for interim relief.</p> <p>3. Ld. PO submits that at the time of verification of documents it was necessary to produce the NCL certificate which she was not having and she has applied in NT-C category and therefore the respondents have rightly rejected the claim of the applicant.</p> <p>4. Considered the submissions of Ld. Advocate and also the facts placed by the Ld. PO. The applicant was holding NCL certificate when she filled up the form in 2022 which</p>

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

she has stated in her application and now it is submitted that she hold the NCL certificate in Open category and she is not eligible as it is argued before us. The applicant had enough time to apply for NCL certificate well within time. However, she did not do so. The applicant is working as an Advocate and she could have submitted necessary documents for verification at the time of verification.

5. Under such circumstances we do not find any illegality in rejection of her application. In view of the prayer made in this OA, nothing remains in the matter. Hence, OA is dismissed.

Sd/-
(Medha Gadgil)
Member (A)
6.7.2023

Sd/-
(Mridula Bhatkar, J.)
Chairperson
6.7.2023

(sgj)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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..... 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 : 06.07.2023</p> <p>O.A.No.697/2023</p> <p>Dr. R.R. TryambakeApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. A.J. Chougule, learned Presenting Officers for the Respondents</p> <p>2. Learned P.O. is directed to file affidavit as the grievance is made in respect of website and the data filled in AI used by the computer.</p> <p>3. Adjourned to 18.07.2023 at 2.00 p.m. Concern Officer to remain present along with the affidavit.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Date : 06.07.2023

O.A.No.593/2023

A.D. BadgularApplicant

Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Mr. A.J. Chougule, learned Presenting Officers for the Respondents and Mr. U.V. Bhosle, learned Advocate for the Respondent No.2.

2. Learned P.O. states that reply on behalf of Respondent No.1 will be filed during the course of the day. It be taken on record. Copy be served upon the concern.

3. Learned Advocate Mr. Bhosle to file affidavit of sur-rejoinder on behalf of Respondent No.2.

4. Learned Advocate Mr. Bandiwadekar states Applicant was transferred from Dhule to Nashik though he was not due for transfer. He states that all pleadings are complete.

5. In view of above, adjourned to 18.07.2023 for Final hearing.

Sd/-

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.07.2023</p> <p>O.A.No.743/2023</p> <p>S.V. SableApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents.</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 03.08.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the ease may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>8. Adjourned to 03.08.2023.</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>pik</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 06.07.2023

O.A.No.782/2023

S.T. SalunkheApplicant
Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Mr. Bhushan A. Bandiwadkar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officers for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 20.07.2023.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Adjourned to 20.07.2023.

Sd/-

/
(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.07.2023</p> <p align="center">O.A.No.793/2023</p> <p>S.A. SalunkeApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officers for the Respondents.</p> <p>2. Applicant working as Circle Officer was due for transfer. Applicant is transferred by order dated 30.06.2023 from the post of Circle Officer, Titwala, Tal. Kalyan, District Thane to the post of Awal Karkoon Supply Branch, Respondent No.1's office, District Thane.</p> <p>3. Learned Advocate challenges the order of transfer mainly on the ground of deviation of G.R. dated 09.04.2018. Learned Advocate has submitted that the Applicant has given 5 preferences and he is not given posting in any of the 5 preferences given by him, though all the 5 posts are vacant.</p> <p>4. Respondents to verify whether the 5 posts given in the preferences are still vacant.</p> <p>5. Learned P.O. on instructions has submitted that as on today only one post is vacant.</p> <p>6. Adjourned to 07.07.2023. Respondent is directed not to fill up the vacant post till tomorrow.</p> <p align="right">Sd/- _____</p> <p align="right">/(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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(Advocate)

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 06.07.2023
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O.A.No.347/2023

S.R. DamseApplicant

Vs.

The State of Maharashtra & Ors.Respondents

1. Heard Ms. Archana B.K., learned Presenting Officers for the Respondents. Ms. Punam Mahajan, learned Advocate for the Applicant is absent and has filed leave note.

2. At the request of learned P.O. adjourned to 27.07.2023 for filing reply.

Sd/-

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

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**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 : 06.07.2023</p> <p>O.A.No.414/2023</p> <p>M.R. ThakareApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents.</p> <p>2. Learned Advocate Mr. Bandiwadekar has submitted that he has given No Objection Certificate to his client.</p> <p>3. Learned Advocate Mr. Dhaghe who is appearing for the Applicant to file vakalatnama in the office. The Registry is directed to accept the same. Learned Advocate Mr. Bandiwadekar has discharged himself from the case.</p> <p>4. Adjourned to 20.07.2023.</p> <p style="text-align: right;">11 . 7. Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 06.07.2023</p> <p align="center">O.A.No.531/2023</p> <p>Dr. S.D. SuryawanshiApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officers for the Respondents. None appeared for Respondent No.2.</p> <p>2. Respondent is directed to bring the entire noting of the File. Mr. Wade, Under Secretary, Public Health Department is present today. He submits that the entire payment of 10 ½ months Salary along with 18% interest is paid to the Applicant on 04.07.2023. Learned P.O. to file affidavit dated 30.06.2023 of Mr. Shivdas Dhule, Deputy Secretary, Public Health Department during the course of the day. It be taken on record. Copy be served upon the concern.</p> <p>3. Adjourned to 07.07.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 06.07.2023</p> <p>O.A.No.631/2023</p> <p>S.S. BawulgaveApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officers for the Respondents.</p> <p>2. At the request of learned P.O. adjourned to 27.07.2023 for filing reply.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 06.07.2023</p> <p>O.A.No.244/2023</p> <p>R.B. DahiphaleApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officers for the Respondents.</p> <p>2. Learned P.O. states that she will file reply during the course of the day. It be taken on record. Copy be served upon the concern. Learned P.O. has submitted that the copy of minutes of meeting dated 01.12.2022 is placed on record. Copy to be served upon the concern.</p> <p>3. Adjourned to 12.07.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>pk</p>

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	<p style="text-align: center;">O.A.No.785/2023</p> <p>Y.D. DevareApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officers for the Respondents.</p> <p>2. Applicant challenges order dated 25.04.2023 issued by the Respondent No.1, Animal Husbandry and Dairy Development and Fishery Department and also communication dated 05.06.2023. By order dated 25.04.2023 the Respondent has directed the Applicant to deposit the decretal amount of Rs.9 lakhs in the City Civil Court and if that decretal amount of 9 Lakhs is not deposited in the City Civil Court then the Chief Executive Officer, Aarey is directed to take possession of the said service quarter and the allotment order dated 23.08.2022 in favour of the Applicant is to be treated as cancelled. Letter dated 05.06.2023 is issued by the CEO Aarey, Milk Dairy. It states that if the said amount is not deposited then the Applicant is directed to handover the possession of the service quarter to the Respondent within seven days. Hence, the Applicant is before the Court.</p> <p>3. Learned P.O. for the Respondents has pointed out the order dated 16.06.2023 passed by the City Civil Court in M.A.No.11/2022, Asha Dilip Devre Versus Chief Executive Officer 7 Ors. In the said Appeal order of the Estate Officer dated</p>

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Tribunal's orders

03.03.2022 regarding eviction order was challenged. The relevant portion of order dated 16.06.2023 passed by the City Civil Court is reproduced as follows :

“2. The undertaking of the appellant to vacate the premises within 15 days from today is accepted.

3. The appellant to vacant the premises on or before 30th June 2023. If the appellant fails to vacant the premises, the government is at liberty to execute the order of eviction as per law.

4. The appellant shall liable to pay compensation at the rate of Rs.50/ per square feet from 20.12.2015 till vacation, if she vacates the premises on or before 30th June 2023.”

4. In view of this order the passed by the City Civil Court, this Tribunal cannot entertain this matter as the dispute is to be entertained by the City Civil Court. This Tribunal has no jurisdiction as the City Civil Court is in seizure of this issue. Learned Advocate has submitted that his arguments are to be heard. However, once I have arrived at conclusion that this Court has no jurisdiction to hear the matter as the City Civil Court is the proper forum to pass the order, I refuse to hear submissions of learned Advocate for the Applicant.

5. In view of above, O.A. stands dismissed.

Sd/-

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

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	<p align="center">O.A.No.767/2023</p> <p>S.S. SawantApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officers for the Respondents.</p> <p>2. Learned Advocate has submitted that the Applicant working as Awal Karkoon in Land Acquisition Co-ordinator in the office of the District Collector, Satara, by order dated 31.05.2023, is transferred to the post of Circle Officer, Aundh, District Satara in the office of Tahasildar, Khatav, District Satara. Learned Advocate has submitted that there is deviation of G.R. dated 09.04.2018. He has submitted that the Applicant is due for transfer and therefore he submitted 10 options/preferences. However, none of these options were considered in favour of the Applicant, but all the 10 options are filled-up by his juniors. Learned Advocate for the Applicant has submitted that there is one post of Circle Officer vacant in Karad in the office of Tahasildar Karad. He prays that Applicant can be transferred to the said post. Learned Advocate request for stay of one post at Karad in the office of Tahasildar Karad.</p> <p>3. Learned Advocate has submitted that he has served the Respondent on 04.06.2023.</p> <p>4. Though Respondent the District Collector, Satara is served nobody is present today for instructions. Under such circumstances, the post of Circle Officer, Karad in the office of Tahasildar Karad is not to be filled up till filing of reply, if at all it is still vacant.</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>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 20.07.2023.</p> <p>7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>11. Adjourned to 20.07.2023.</p> <p style="text-align: center;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

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	<p>Date: 06.07.2023</p> <p align="center">C.A. No.60 of 2023 in O.A. No.500 of 2023</p> <p>V.D. Suryawanshi,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. When the matter is taken up for admission learned Advocate sought permission to withdraw Contempt proceeding with liberty to challenge Transfer order dated 21.06.2023.</p> <p>3. Allowed to withdraw C.A. with liberty to challenge transfer order dated 21.06.2023 as permissible in law. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.158 of 2023 in O.A. No.268 of 2023</u></p> <p>Smt. Mahananda A. Chopade & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant 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/- (Medha Gadgil) Member (A) 6.7.2023</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.268 of 2023

Smt. Mahananda A. Chopade & Anr. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 27.7.2023. The respondents are directed to file reply.

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

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

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

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

Sd/-
(Medha Gadgil)
Member (A)
6.7.2023

(sgj)

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>M.A. No.153 of 2023 in O.A. No.268 of 2023</u></p> <p>Smt. Mahananda A. Chopade & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicant has filed this MA for condoning the delay of 2 years and 2 months in filing this OA. Ld. Advocate for the applicant submits that husband of the applicant expired on 14.7.2012 and her name came to be included in the waiting list on 14.9.2012 for compassionate appointment. Since applicant no.1 has completed the age of 45 years on 6.2.2018, her name was removed from the list on 29.11.2019. Thus, the cause of action arose on 29.11.2019. The applicant should have filed this OA on or before 29.11.2020 however, the OA is filed on 8.3.2023. She submits that she has made various representations from 2019 to 2021. Ld. Advocate submits that Collector, Thane sent a proposal to the Government regarding guidance to include the name of daughter in the waiting list for compassionate appointment. The proposal is yet to be decided. Ld. Advocate therefore prays that delay may be condoned in view of the period of COVID-19 and also the <u>order dated 10.1.2022 passed by the Hon'ble Supreme Court in MA No.21/2022 in MA No.665/2021 in Suo Motu Writ Petition (C) No.3 of 2020.</u></p> <p>3. Ld. PO opposes the MA and submits that even after COVID-19 the applicant had sufficient time to file OA.</p> <p>4. However, in view of the submissions of the Ld. Advocate for the applicants and the order of the Hon'ble Supreme Court, the delay is condoned and the MA is allowed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 6.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.743 & 744 of 2022</u></p> <p>Dr. K.S. Madar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 25.7.2023. Interim relief to continue.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 6.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.290 of 2023</u></p> <p>S.S. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO prays that she may be allowed to file affidavit in reply.</p> <p>3. Allowed to file reply.</p> <p>4. S.O. to 27.7.2023 for filing rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 6.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20__

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.387 of 2023</u></p> <p>V.N. Bahirat &Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that rejoinder will be filed during the course of the day.</p> <p>3. Admit.</p> <p>4. S.O. to 27.7.2023 for final hearing.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 6.7.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

06.07.2023O.A 751/2023

Shri I.V Basle ... Applicant



Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.D Lonkar with Shri S. Sakhare, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicant aspires to the post of Assistant Director, Town Planner, Maharashtra Town Planning & Valuation Services, Group-A, pursuant to Advt. No. 003/2022 dated 28.1.2022. He prays that the record and proceedings of the examination conducted by Respondent no. 2 are to be called and challenges the order of Scrutiny dated 23.5.2023. It is also further prayed that the letter dated 19.5.2023 be considered by Respondents no. 1 & 2 and it is further prayed that the applicant is eligible for the interview for the post of Assistant Director and he be called for the interview. Further he prays that the Respondents be directed to reconstitute the Panel for interview. He further prays that the execution and operation of the list of the recommended candidates dated 2.6.2023 in respect of selection of two OBC General category candidate, i.e., Respondents no 3 & 4 be stayed. In the alternative it is prayed that Respondents be directed not to select and appoint the two OBC General category candidate, i.e., Respondents no 3 & 4.

3. Learned counsel for the applicant files affidavit of service on Respondents no. 3 & 4. Mr Ritesh A. Chavan, Respondent no. 3 and Mr Dighavkar Chandrashekhar Vishvas are present. Learned counsel for the applicant further submitted that Respondent no. 2, while considering the case of the applicant for the post of Assistant Director, declared that the applicant is having valid experience of 3 years, 9 months and 17 days and hence he is not eligible to be called for interview as the experience required was 5 years. However, the same Respondent no. 2, while considering the case of the applicant for the post of Town Planner, has declared that the applicant is having experience of 6 years, 3 months and 4 days. Hence, he prays that the applicant be called for interview for the post of Assistant Director.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Learned C.P.O submits that interviews were held on 24th & 25th May, 2023 and the recommendation list is prepared and published on 2.6.2023.</p> <p>5. Learned counsel for the applicant prays for interim relief.</p> <p>6. However, considering the prayer, it is necessary to get a short reply of all the Respondents.</p> <p>7. Respondents are directed not to issue the appointment order of Respondent no. 4, who has secured less mark in the select list, till reply is filed by the Respondent-M.P.S.C.</p> <p>8. S.O to 13.7.2023.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">(Medha Gadgil) Member (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.07.2023</u></p> <p align="center"><u>O.A 803/2021</u></p> <p>Shri M.D Walunj & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Tanmay Sawant holding for Shri Bhandari, learned advocate for the applicants and Msl Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. As per order dated 16.3.2023, query is made to the learned counsel for the applicant whether rejoinder is filed by the applicants or not.</p> <p>3. Learned counsel for the applicants submitted that rejoinder is not filed. However, learned counsel further submitted that as per order dated 12.6.2023, learned C.P.O for the Respondents had to file affidavit in respect of the vacant posts.</p> <p>4. Affidavit in reply dated 21.6.2023 is filed as per order dated 12.6.2023. Learned counsel for the applicants objected that this affidavit is not in respect of the vacant posts which were not filled for recruitment to the State Services Examination of the year 2017 pursuant to advertisement bearing No. 48/2017 dated 1.7.2017.</p> <p>5. Learned C.P.O seek time.</p> <p>6. S.O to 25.7.2023. Matter is not Part Heard.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.07.2023</u></p> <p style="text-align: center;"><u>O.A 72/2023</u></p> <p>Shri M.D Shende & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file sur-rejoinder. Time granted.</p> <p>3. S.O to 20.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) 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.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>06.07.2023</u></p> <p align="center"><u>O.A 117/2016</u></p> <p>Shri D.B Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O produced copy of the first show cause notice dated 26.2.2008. Same is taken on record.</p> <p>3. S.O to 7.7.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>06.07.2023</u></p> <p style="text-align: center;"><u>O.A 486/2023</u></p> <p>Shri P.R Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Issue notice before admission returnable on 13.7.2023.</p> <p>3. 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>4. 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>5. 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>6. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>7. S.O to 13.7.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.07.2023</u></p> <p style="text-align: center;"><u>O.A 744/2023</u></p> <p>Billal Ahmed Abdul Latif Shaikh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant prays that this Tribunal be pleased to quash and set aside the impugned order dated 17.5.2023 passed by Respondent.</p> <p>3. Issue notice before admission returnable on 3.8.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>8. S.O to 3.8.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.07.2023</u></p> <p style="text-align: center;"><u>O.A 740/2023</u></p> <p>Shri P.R Gurav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. The applicant prays that this Tribunal be pleased to quash the impugned charge sheet dated 20.1.2022 and the impugned order of dismissal dated 4.5.2022 issued by Respondent no. 3 and further to direct Respondent no. 3 to reinstate the applicant in service.</p> <p>3. Learned counsel for the applicant submitted that the applicant was suspended by order dated 20.1.2022 and he is not being the subsistence allowance.</p> <p>4. Issue notice before admission returnable on 3.8.2023.</p> <p>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.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>9. S.O to 3.8.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">A. 9/1/23 Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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.648 of 2022</u></p> <p>G.P. Yamaji ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Madhavi Ayyappan holding for Shri A.S. Khedkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This matter pertains to the year of 2022, which are to be placed before the Second Division Bench. Hence, the matter be placed before Second DB.</p> <p>3. The matter is not Part Heard. Hence, removed from the caption of Part Heard.</p> <p>4. S.O. to 17.7.2023 before Second DB.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 6.7.2023 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.7.2023</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
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.07.2023</p> <p align="center">C.A. No.63 of 2023 in O.A. No.794 of 2021</p> <p>D.F. Fernandes & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This Contempt proceeding is filed for disobedience of the order passed by the Tribunal on 29.09.2022 in O.A. No.194/2022.</p> <p>3. Learned P.O. has pointed out that Clause 'C' of prayer Clause 17 cannot be entertained in C.A. I found merit in his submission in this behalf.</p> <p>4. Learned Advocate for the Applicant therefore sought permission to delete Clause 'C'. Allowed to delete the same.</p> <p>5. Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal should not be initiated against them.</p> <p>6. S.O. to 02.08.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 06.07.2023

**C.A. No.61 of 2023 in O.A. No.561 of 2021 with
O.A. No.899 of 2022**

**K.A. Salunke,Applicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.
2. The Applicant has filed this Contempt proceeding for disobedience of the order passed by the Tribunal on 10.01.2023 in O.A. No.561/2021 & O.A. No.899/2022.
3. Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal should not be initiated against him.
4. S.O. to 02.08.2023.

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

NMN

**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: 06.07.2023</p> <p align="center">C.A. No.62 of 2023 in O.A. No.194 of 2022</p> <p>S.A. Shinde,Applicant 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. This Contempt proceeding is filed for disobedience of the order passed by the Tribunal on 29.09.2022 in O.A. No.194/2022.</p> <p>3. Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal should not be initiated against him.</p> <p>4. S.O. to 26.07.2023.</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 _____

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: 06.07.2023</p> <p align="center">C.A. No.17 of 2023 in O.A. No.50 of 2019</p> <p>V.T. Jadhav,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.S. Jadhav, learned Advocate holding for Shri S.N. Rathod, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Contemnor No.1 – Dr. Ashwini Joshi, Secretary, Medical Education and Drugs Department. It is taken on record.</p> <p>3. Learned P.O. submits that matter was heard by the Hon'ble High Court yesterday on the point of interim relief for stay to the order passed by the Tribunal and awaiting for order. She therefore sought three days time.</p> <p>4. S.O. to 10.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">---</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: 06.07.2023</p> <p style="text-align: center;">C.A. No.05 of 2023 in O.A. No.914 of 2022</p> <p>Dr. K.D. Dayal,Applicant 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 P.O. submits that the claims of the Applicant are sanctioned and soon bill will be submitted to treasury for encashment. Learned P.O. tendered order dated 05.07.2023 issued by District Tuberculosis Officer, Civil Hospital, Satara. It shows that Department has received fund of Rs.46,84,552/- (Forty Six Lakhs Eighty Four Thousand Five Hundred and Fifty Two Only) towards the bill and the amount payable to the Applicant. Thus Department has sanctioned the amount and it will be paid to the Applicant soon.</p> <p>3. In view of above, Contempt proceeding stands disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center;">NMN</p>

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

Tribunal's orders

Date: 06.07.2023

C.A. No.79 of 2022 in O.A. No.605 of 2022

Dr. B.T. Karvekar,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. This Contempt Application is filed for disobedience of the order passed by the Tribunal on 25.07.2022 in O.A. No.605/2022. Tribunal disposed of O.A. with direction to Respondents to release Gratuity, Regular Pension, Leave Encashment of the Applicant in accordance to Rules within two months from the date of order and if not paid it shall carry interest at the rate applicable to GPF from the date of default till the date of actual payment.
3. The Contempt proceeding was adjourned from time to time on the request of learned P.O. that matter is in process and compliance will be made soon.
4. Learned Advocate for the Applicant submits that Gratuity and Leave Encashment is received but not with interest as directed by the Tribunal in order dated 25.07.2022.
5. As such, *prima-facie* there is contempt to the order passed by the Tribunal. Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal should not be initiated against him.
6. S.O. to 20.07.2023.

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 06.07.2023

O.A. No.692 of 2022

S.R. Mohite & Ors.,Applicant
 Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Acharya, learned Advocate holding for Shri N.A. Agashe, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record. No separate Reply is filed on behalf Respondent Nos.1 & 2. Learned P.O. submits that Reply of Respondent No.3 is sufficient.

3. Two weeks time is granted to file Rejoinder.

4. S.O. to 20.07.2023.

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 align="center">Date: 06.07.2023</p> <p align="center">O.A. No.55 of 2022</p> <p>V.S. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The perusal of record reveals that matter was adjourned from time to time awaiting decision of the Government on the proposal forwarded by the Department for Deemed Date of Promotion. Respondents are neither taking decision nor have filed Affidavit-in-Reply though enough time is availed.</p> <p>3. On the request of learned P.O. two weeks time is granted by way of last chance either to appraise the Tribunal about the decision on the proposal or to file Affidavit-in-Reply with specific direction that no further time will be given.</p> <p>4. S.O. to 20.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 06.07.2023

C.A. No.02 of 2023 in O.A. No.476 of 2022

Dr. A.M. Kadhikhaye,Applicant
 Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and D.K. Lokhande, learned Advocate for the Respondent No.3.

2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder to the Affidavit-in-Reply filed by the Respondents in contempt proceeding.

3. S.O. to 20.07.2023.

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

NMN