

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

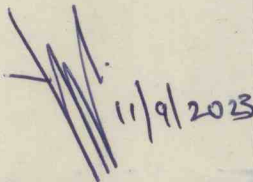
of 20

IN

Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p style="color: red; font-style: italic;">* Corrected as per Order dated 07.09.23 for Speaking to the Minutes in O.A. NO. 702 of 2023.</p> <div style="text-align: center; margin-top: 20px;">  11/9/2023 <div style="border: 1px solid blue; padding: 5px; display: inline-block; color: blue;"> O.S.D. - Legal Maharashtra Administrative Tribunal Mumbai </div> </div>	<p>Date: 06.09.2023</p> <p style="text-align: center;">O.A. No.702 of 2023</p> <p>M.B. ChouguleApplicant 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. Learned Advocate for the Applicant states that Revenue and Forest Department has issued order dated 29.08.2023 ^{*19.06.2023} in respect of Respondent No.2 who is now been posted on the post of Deputy Collector, Land and Acquisition, Sangli. Therefore the Applicant to continue on the earlier post of 'S.D.O., Ichalkaranji, District - Kolhapur.' Learned Advocate for the Applicant further states that no separate Transfer Order of the Applicant was issued by Revenue and Forest Department to transfer the Applicant from the post of S.D.O., Ichalkaranji, District - Kolhapur.</p> <p>3. Revenue and Forest Department had issued the order of 19.06.2023 ^{*29.08.2023} which implies by inference that the Applicant will continue to work on the post of 'S.D.O., Ichalkaranji, District - Kolhapur.' Therefore nothing remains in this matter, hence O.A. is disposed of with no order as to costs.</p> <div style="text-align: right; margin-top: 20px;"> <div style="background-color: white; border: 1px solid black; padding: 5px; display: inline-block;">Sd/-</div> (Debashish Chakrabarty) Member (A) </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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	<p>Date: 07.09.2023</p> <p style="text-align: center;">O.A. No.702 of 2023 (FOR SPEAKING TO THE MINUTES)</p> <p>M.B. ChouguleApplicant 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. Learned Advocate for the Applicant mentions Order dated 06.09.2023 in O.A. No.702/2023 for 'Speaking to the Minutes'.</p> <p>3. Learned Advocate for the Applicant submits that in Order dated 06.09.2023 in 'Para No.2 - Third Line' the date is wrongly mentioned as 29.08.2023, whereas it should be corrected as 19.06.2023 and in 'Para No.3 - Second Line' the date is wrongly mentioned as 19.06.2023, whereas it should be corrected as 29.08.2023.</p> <p>4. In view of above, Order dated 06.07.2023 in O.A. No.702/2023 be corrected accordingly and 'Speaking to the Minutes' is disposed off in O.A. No. 702/2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</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>Date: 06.09.2023</p> <p align="center">O.A. No.1132 of 2023</p> <p>K.N. KhanekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.B. Gaikwad, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Learned Advocate for the Applicant states that the Applicant was first appointed as Stenographer (H.G.), Divisional Caste Scrutiny Committee No.2, Ratnagiri on 15.05.2008. He further states that the Applicant was served Suspension Order on 26.07.2021 and H.Q. fixed during the Suspension Period was Satara. Thereafter, on 23.12.2021 the Suspension Order of the Applicant was revoked and he reported for work to Pune but he was posted in the Office of District Caste Scrutiny Committee, Sindhudurg by Order dated 23.12.2021. The Applicant subsequently has made representations on 21.04.2022, 18.05.2022, 09.06.2022 & 20.07.2022 and last on 24.04.2023 for posting at Pune which has also been recommended by Deputy Director of District Caste Scrutiny Committee, Sindhudurg on 11.05.2023.</p> <p>3. Learned Advocate for the Applicant states that he is seeking posting to Pune on grounds of being 'Physically Handicapped' as per provision of G.A.D. Circular dated 15.12.2004.</p> <p>4. Learned P.O. seeks time to get instruction from 'Commissioner of Social Welfare, Pune' the Respondent No.2 and seeks time of Two Weeks about the status of the representations made by the Applicant seeking posting to Pune.</p>

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 14.09.2023.</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 <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.</p> <p>11. S.O. to 14.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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 style="text-align: center;"><u>C.A. No.86 of 2023 in O.A. No.599 of 2023</u> with <u>C.A. No.87 of 2023 in O.A. No.598 of 2023</u></p> <p>Dr. D.D. Patil Dr. C.S. Lone ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri J.S. Deshmukh, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. These CAs are filed for interim relief.</p> <p>3. Ld. CPO submits that they are filing replies in OAs.</p> <p>4. S.O. to 13.9.2023.</p> <p style="text-align: center;">Sd/- (Medha Gaekil) Member (A) 6.9.2023 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2023</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.406 of 2023 in O.A. No.133 of 2023

Shri Dhiraj S. Patil ..Applicant
 Vs.
 The State of Maharashtra & Ors. ..Respondents
 And
 XYZ ..Intervener

Heard Shri S.R. Deshpande, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Ms. Pragathi Malle Intervener-in-person.

2. The intervener has filed the above MA for adding her as party respondent no.3 in the above OA.

3. Ld. Advocate for the applicant opposes the MA for intervention and submits that the issue is between the applicant and the State and the Intervener has no locus in this OA. He submits that he has filed the reply and he relies on it.

4. Ld. CPO submits to the order of the Court.

5. In the OA the applicant has prayed for quashing the order dated 5.12.2022 passed by respondent no.1 whereby the respondent no.1 has changed the Inquiry Officer as well as Presenting Officer. Ld. Advocate for the applicant submits that the IO and PO are changed after recording evidence of 2 witnesses out of 3 witnesses.

6. Intervener in person submits that she is complainant relies on the order dated 22.6.2022 passed by the Hon'ble High Court in W.P. No.7138 of 2022.

7. We have considered the submissions of the parties and in view of the above, we allow the MA for intervention. Intervener is to be added as party Respondent No.3 in the above OA. Ld. Advocate for the applicant is directed to carry out the amendment within one week and serve amended copy on all concerned. MA disposed off accordingly.

8. OA adjourned to 27.9.2023.

Sd/-

(Medha Gadgil)
 Member (A)
 6.9.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)
 Chairperson
 6.9.2023

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M.A. No.533 of 2023 in O.A. No.670 of 2023

R.H. Metkar ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. MA is filed for interim relief. Ld. Advocate for the applicant submits that one post be kept vacant.
3. It is not possible. However, we direct that if the results are declared and posts are filled, it will be subject to outcome of this OA.
4. Ld. Advocate for the applicant submits that this matter may be heard along with OA No.1139/2023.
5. S.O. to 11.9.2023.

Sd/-

(Medha Gadgil)
Member (A)
6.9.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
6.9.2023

**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
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M.A. No.572 of 2023 in O.A. No.630 of 2022

Dr. A.P. Patil & Ors. ..Applicants
 Vs.
 The State of Maharashtra & Ors. ..Respondents

Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Applicants have filed this MA for seeking extension of time to make representations before the respondents as per the order dated 3.8.2023 passed in the above OA. Ld. Advocate submits that 15 days time was granted. However, the applicants could not make representations in time.

3. Applicants are granted one month time from today to file representations. MA disposed off accordingly.

Sd/-

(Medha Gadgil)
Member (A)
6.9.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
6.9.2023

**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><u>O.A. No.309 of 2022</u></p> <p>Dr. V.S. Abnave ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, Ld. Advocate for the applicant has filed leave note.</p> <p>3. Ld. PO files reply.</p> <p>4. S.O. to 11.10.2023 for final hearing.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2023 6.9.2023</p> <p>(sgj)</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 Circum. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.159 of 2023</u></p> <p>Dr. A.K. Jagtap ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri J.S. Deshmukh, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply.</p> <p>3. Admit.</p> <p>4. S.O. to 6.10.2023 for final hearing.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 6.9.2023</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

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

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda or Verum, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A. No.236 of 2023</u></p> <p>S.G. Pawar ..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. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 11.10.2023 for final hearing.</p>
	<p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A) 6.9.2023</p> <p>(sgj)</p>
	<p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar. J.) Chairperson 6.9.2023</p>

**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 style="text-align: center;"><u>O.A.No.1085/2023</u></p> <p>Dr. K.A. Yadav ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <ol style="list-style-type: none">1. Heard Shri J.S. Deshmukh, learned Advocate for the Applicant and Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.2. The Applicant is a Medical Officer (Group-A) working at Sub-District Hospital at Niphad, District Niphad. He challenges Para Nos.4.1, 4.3, 4.4, 4.5 and 4.7 of G.R. dated 07.08.2012. He also prays that Respondents be directed to provide the facility of giving choice to the Applicant either to accept NPA in lieu of private practice or to do private practice when he is in the Government service. Thus, he prays for modification in the G.R. dated 07.08.2012 'Exb.A-1'.3. Ld. Advocate for the Applicant relied on the Judgment of Hon'ble High Court in Writ Petition No.4781 of 2023 with other connected Writ Petitions [Dr. Namdev S. Garde & Ors. Vs. State of Maharashtra & Ors.] decided on 11.04.2023. He also relied on the Judgment of Hon'ble High Court Bench at Aurangabad in Writ Petition No.4619 of 2023 [Sumeet S. Lomte Vs. State of Maharashtra & Ors.].4. In view of this, we grant interim relief that pending hearing and final disposal of this O.A, the Respondents shall not take coercive action against the Applicant on the basis of provisions in the G.R. dated 07.08.2012.5. Ld. CPO is directed to file reply and specifically mention the object and the purpose of Clauses 4.1, 4.3, 4.4, 4.5 and 4.7.6. Interim relief granted till further orders.7. Issue notice to the Respondents made returnable on 6th October, 2023.8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>9. 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. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>10. 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>11. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the O.A. shall stand dismissed.</p> <p>12. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>13. S.O. to 6th October, 2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) Member-A 06.09.2023</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 06.09.2023</p> <p>(skw)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.09.2023</u></p> <p><u>O.A 512/2023 (Aurangabad Bench)</u> <u>(Video Conferencing)</u></p> <p>Dr RavindraK. Deshmukh Applicant Vs. The State of Maharashtra & Ors Respondents</p> <p>1. Heard S.V. Sarwade, learned counsel for the applicant and Ms Deepali S. Deshpande, learned P.O for the Respondents.</p> <p>2. The applicant, Medical Officer, challenges the transfer order dated 13.7.2023 transferring him from Public Health Centre, Pimpalhari, Tal-Gangakhed, Dist. Parbhani to P.H.C. Moramba, Tal-Akkalkuw, Dist. Nandurbar.</p> <p>3. Issue notice before admission returnable on 27.9.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registrar, along with complete paper book of O.A. Having 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 Mail/air or 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 or affidavit is 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 27.9.2023 s</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
	06.09.2023
	<p><u>C.A. Nos 537, 538, 539, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 563, 565, 566, 571, 581, 582, 585, 629, 531, 591, 631, 632, 633, 635, 749, 741, 742, 743, 744, 745, 747, 753, 755, 764 & 765/2023 (Aurangabad Bench) (Video Conferencing)</u></p> <p>Dr. Suchakata T. Yellambikar & Ors ... Applicants Vs The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms. P.R. Wankhade, Shri J.B. Choudhary, Shri S.B. Patil, P.B. Durrani, Sharastunde B. Patil, K.V. Salunke, M.K. Kulkarni and A.V. Sakolkar, learned counsel for the applicants in respective Original Applications and Shri Milind Mahajan, learned C.P.O with Mr. Deepali Deshpande, V.R. Bhurkar, M.P. Gude, N.U. Yadav, S.K. Chate, learned P.O for the Respondents in respective Original Applications.</p> <p>2. The applicants working as Assistant Professors in Government Medical Colleges at various places challenges the respective transfer order.</p> <p>3. Learned counsel submits that the transfer is mid-term and mid-tenure and in breach of the relevant sections of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Learned counsel further submits that the applicants though at present are working at their earlier respective place of posting, the salary for the month of August 2023 of their colleagues are released, however, the salary of the applicants is withheld.</p> <p>4. Learned C.P.O submits that he needs one week's time to take instructions in the matter.</p> <p>5. S.O. to 13.9.2023. Interim relief to continue till further orders.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

O.A.No.1149/2023

Dr. (Smt.) A.M. Apte ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice to the Respondents made returnable on 18th October, 2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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. Respondents are put to notice that the case would 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. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. S.O. to 18th October, 2023.

Sd/-

(Debashish Chakrabarty)
Member-A
06.09.2023

Sd/-

(Mridula Bhatkar, J.)
Chairperson
06.09.2023

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	<p>Date: 06.09.2023</p> <p align="center">O.A. No.1062 of 2023</p> <p>S.B. KoliApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the information sought from Respondent No.2 as well as from the office of Director General of Police – Maharashtra State as per the order of 29.08.2023 has not been received regarding reasons of delay & period of time within which 'Office Order' of posting of Applicant is expected to be issued by Respondent No.2.</p> <p>3. Learned P.O. however contends that information has been received from the office of Director General of Police – Maharashtra State but though not specifically regarding period of time within which 'Office Order' of posting of Applicant is expected to be issued by Respondent No.2 upon appropriate directions being received from the office of Director General of Police – Maharashtra State. Therefore learned P.O. seeks time of Two weeks.</p> <p>4. S.O. to 21.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</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>Date: 05.09.2023</p> <p align="center">O.A. No.868 of 2023</p> <p>N.N. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Jenish Jain, learned Advocate holding for Shri A.P. Kharkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. was directed to seek information about 'Special Guidelines' if any under provision of 'Section 2' in respect of 'Care Givers' under 'Right of Person with Disabilities Act, 2016'.</p> <p>3. Learned P.O. produces Notification of G.A.D. dated 14.07.2021. However this Notification does not cover subject of 'Transfer and Deputation' and deals only with 'Allocation of Revenue Division' of Government Servants in 'Group-A' and 'Group-B'.</p> <p>4. Learned P.O. in the aforesaid context was informed by the Tribunal about the Government Of India, Ministry of Personnel, Public Grievances & Pensions Department of Personnel and Training, Office Memorandum dated 08.10.2018 placed as 'Exhibit C' of this O.A. No.868/2023, by which they have exempted all Government Servants who are 'Care-givers' of their dependent Daughter/ Son/ Parents/ Spouse /Brother/ Sister with 'Specified Disability' under 'Section 2' 'Right of Person with Disabilities Act, 2016 from the routine exercise of 'Transfer/Rotation Transfer' subject to 'Administrative Constraints' The term "Specified Disability" as defined in the 'Schedule' to the 'Rights of Person with Disabilities, Act 2016 includes (i) Blindness</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>(ii) Low-vision.' Further, G.A.D. Notification dated 14.07.2017 only provides for an 'Omnibus Nomenclature' using the word 'Mentally Retarded' whereas it should have been aligned within provisions of 'Section 2' relating to Government Servants who are 'Care-givers' as also include all "Specified Disability" defined in the 'Schedule' under 'Right of Person with Disabilities Act, 2016'; so to provide for protection to such Government Servant from the routine exercise of 'Transfers & Deputations' subject to 'Administrative Constants' especially when implementation of this law has been made the co-responsibility of both Central Government and all State Governments.</p> <p>5. Learned P.O. to therefore inform the Tribunal as to by which time G.A.D. would review the definition of 'Mentally Retarded' not only in Notification dated 14.07.2021 but thereafter in respect of all GR's & GC's dealing with the subjects of 'Transfer and Deputation' to bring them in alignment with provisions of 'Section 2' and 'Schedule' under 'Right of Person with Disabilities Act, 2016'.</p> <p>6. S.O. to 20.09.2023 (H.O.B.)</p> <p style="text-align: right;">Sd/- (<u>Debashish Chakrabarty</u>) Member (A)</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: 06.09.2023</p> <p>O.A. No.517 of 2023</p> <p>R.S. ChendkeApplicant Versus 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 Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that he does not want to file 'Affidavit-in-Rejoinder.'</p> <p>3. S.O. to 14.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</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: 06.09.2023</p> <p align="center">O.A. No.909 of 2023</p> <p>S.S. SagwekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents. Smt. Punam Mahajan, learned Advocate for the Respondent No.2 has sent her leave note.</p> <p>2. Learned P.O. seeks One Week time to file Affidavit-in-Reply.</p> <p>3. One Week time is granted to learned P.O. as well as to learned Advocate for the Respondent No.2 to file 'Affidavit-in-Reply'.</p> <p>4. S.O. to 13.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 06.09.2023</p> <p align="center">O.A. No.1061 of 2023</p> <p>V.S. JorkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that information is still not furnished in terms of the Order passed by the Tribunal on 29.08.2023 with regard to the creation of 'Supernumerary Post' for the Applicant on the establishment of Respondent No.2</p> <p>3. Learned P.O. to therefore submit information about the creation of 'Supernumerary Post' for the Applicant on the establishment of Respondent No.2. Further, the proceeding of DPC do not mention the date on which it was held;so information also be submitted about the date of D.P.C meeting and regarding action taken by Respondent No.2 to seek appropriate advise from Director General of Police – Maharashtra State.</p> <p>3. S.O. to 14.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 06.09.2023</p> <p align="center">O.A. No.958 of 2023</p> <p>Dr. S.V. MahadeshwarApplicant 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. Learned Advocate for the Applicant in the O.A. states that 'Interim Relief' granted by the Tribunal dated 02.08.2023 have not been complied with by the Dean, Grant Government Medical College, Mumbai.</p> <p>3. Learned Advocate for the Applicant further states that the order of 'Interim Relief' dated 02.08.2023 have still not been completely implemented by the Dean, Grant Government Medical College, Mumbai by way of 'Written Order' in respect of the Applicant so as to enable her to receive her 'Salary and Allowances'.</p> <p>4. Learned P.O. stated that compliance of 'Interim Relief' Orders of the Tribunal has been initiated by Secretary Medical Education and Drugs Department; the Respondent No.1 who had written to the Commissioner of Medical Education - the Respondent No.2 on 07.08.2023. Thereafter, the Commissioner of Medical Education - the Respondent No.2 had written letter on 14.08.2022 to the Dean, J.J. Government Medical College - the Respondent No.4 to ensure implementation of the Orders of 'Interim Relief' granted by the Tribunal.</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. Learned P.O. in the above stated backdrop should therefore obtain information from Dean, Grant Government Medical College – the Respondent No.4 about the stage of compliance of the Order of 'Interim Relief' granted dated 02.08.2023 as the letter of Dean, Grant Government Medical College – the Respondent No.4 dated 29.08.2023 to the Commissioner of Medical Education – the Respondent No.2 only mentions that the concerned Professors; Associate Professors, Assistant Professor have submitted their 'Joining Reports' to her through respective Professor and Head of Departments.</p> <p>6. Learned P.O. in the context of the letter dated 29.08.2023 from the Dean, Grant Medical College, Mumbai - the Respondent No.4 to the Commissioner, Medical Education – the Respondent No.2 to submit information whether 'Salary and Allowances' of the Applicant have been paid to her upto 31st August 2023.</p> <p>7. S.O. to 11.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</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: 06.09.2023</p> <p style="text-align: center;">O.A. No.887 of 2023</p> <p>Dr. R.V. DeshpandeApplicant 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. Learned Advocate for the Applicant in the O.A. states that 'Interim Relief' granted by the Tribunal dated 21.07.2023 have not been complied with by the Dean, Grant Government Medical College, Mumbai.</p> <p>3. Learned Advocate for the Applicant further states that the order of 'Interim Relief' dated 21.07.2023 have still not been completely implemented by the Dean, Grant Government Medical College, Mumbai by way of 'Written Order' in respect of the Applicant so as to enable him to receive his 'Salary and Allowances'.</p> <p>4. Learned P.O. stated that compliance of 'Interim Relief' Orders of the Tribunal has been initiated by Secretary Medical Education and Drugs Department; the Respondent No.1 who had written to the Commissioner of Medical Education - the Respondent No.2 on 07.08.2023. Thereafter, the Commissioner of Medical Education - the Respondent No.2 had written letter on 14.08.2022 to the Dean, J.J. Government Medical College - the Respondent No.4 to ensure implementation of the Orders of 'Interim Relief' granted by the Tribunal.</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. Learned P.O. in the above stated backdrop should therefore obtain information from Dean, Grant Government Medical College – the Respondent No.4 about the stage of compliance of the Order of 'Interim Relief' granted dated 21.07.2023 as the letter of Dean, Grant Government Medical College – the Respondent No.4 dated 29.08.2023 to the Commissioner of Medical Education – the Respondent No.2 only mentions that the concerned Professors; Associate Professors, Assistant Professor have submitted their 'Joining Reports' to her through respective Professor and Head of Departments.</p> <p>6. Learned P.O. in the context of the letter dated 29.08.2023 from the Dean, Grant Medical College, Mumbai - the Respondent No.4 to the Commissioner, Medical Education – the Respondent No.2 to submit information whether 'Salary and Allowances' of the Applicant has been paid to him upto 31st August 2023.</p> <p>7. S.O. to 11.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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

Tribunal's orders

Date : 06.09.2023

**O.A.No.21/2022 (Aurangabad) (D.B.)
(through video conferencing)**

R.B. RathodApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. A.B. Chalak, learned Advocate for the Applicant and Mr. M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate Mr. A.B. Chalak has submitted that though the advertisement was issued, the applications were not invited for these two posts and hence these two posts are required to be withdrawn from the VJ(A) category from the advertisement dated 11.08.2023 in view of the judgment of Hon'ble Bombay High Court dated 23.12.2022, Ashwini G. Waghmare Versus The State of Maharashtra & Ors. and also in view of ratio laid down in the judgment dated 30.11.2021 passed in O.A.No.204/2021, Bhanudas B. Nimgire Versus State of Maharashtra & Ors which was relied in O.A.No.312/2022 with O.A.No.577/2022 dated 21.10.2022, R.N. More & Ors. Versus The State of Maharashtra & Ors.

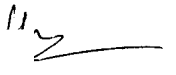
3. In view of above O.A. is allowed of with the following order :

(a) One post is to be withdrawn from the VJ(A) category from the advertisement dated 11.08.2023, in respect of one Applicant and the name of the Applicant is to be considered for the said post within a period of four weeks

(b) Respondents to take steps, complete the formalities and do needful in accordance with rules.

4. In view of above, the O.A. is disposed of

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

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

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>06.09.2023</p> <p style="text-align: center;">O.A. 799/2023 (Aurangabad Bench)</p> <p>Sheetal N. Ebitwar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.R Kulkarni, learned counsel for the applicant and Ms Deepali S. Deshpande, learned P.O for the Respondents.</p> <p>2. The applicant working as Superintendent, challenges the transfer order dated 19.5.2023 transferring the applicant from Public Trust Registration Office, Nanded to Public Trust Registration Office, Dhule. Learned counsel for the applicant submitted that the applicant was due for transfer.</p> <p>3. Issue notice before admission returnable on 4.10.2023.</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 is 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 4.10.2023.</p> <p style="text-align: right;">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Aln</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>O.A.No.586/2023 (S.B.) (through video conferencing)</p> <p>U.R. KavleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.B. Jadhav, learned Advocate for the Applicant and Mr. M.P. Gude, learned Presenting Officer for the Respondents</p> <p>2. At the request of learned C.P.O. adjourned to 20.09.2023.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>R.A.No.8/2023 in O.A.No.462/2022</p> <p>M.R. Khude & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Advocate for the Applicant has filed a leave note.</p> <p>3. Adjourned to 27.09.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>O.A.No.618/2023 (S.B.) (through video conferencing)</p> <p>K.A. SalunkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.B. Jadhav, learned Advocate for the Applicant and Mr. M.S. Mahajan, learned Chief Presenting Officer for the Respondents</p> <p>2. At the request of learned C.P.O. adjourned to 13.09.2023. Respondents to consider the options given by the Applicant for his choice posting.</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>C.A.No.39/2023 in O.A.No.64/2022</p> <p>B.B. ShelkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Metanshu Purandare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Not on board. Taken on board at the request of learned Advocate Mr. Purandare.</p> <p>3. Learned Advocate has submitted that he has filed Intervention Application No.452/2023 in O.A.No.64/2022 which was decided on 09.06.2023. The said Intervention Application was filed on 14.07.2023 wherein M.P.S.C. was requested to conduct the enquiry in the fraud. Learned Advocate has submitted that as the O.A. is already decided he be allowed to be withdrawn the said intervention application No.452/2023 with liberty to file fresh O.A.</p> <p>4. As prayed by learned Advocate allowed to withdraw the Intervention Application No.452/2023 with liberty to file fresh O.A.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>M.A.No.565/2023 IN O.A.No.1124/2023</p> <p>D.R. TidkeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Advocate for the Applicant has filed a leave note.</p> <p>3. Adjourned to 20.09.2023.</p> <p style="text-align: right;">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p>M.A.No.573/2023 IN O.A.No.1125/2023</p> <p>D.A. DhageApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Advocate for the Applicant has filed a leave note.</p> <p>3. Adjourned to 20.09.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.420 of 2023</u></p> <p>D.M. Bhamray ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Smt. Vaishali Sule, Deputy Secretary, Medical Education and Drugs Department is present in the Court and informs that Shri Saurav Vijay, Principal Secretary, Medical Education has signed the file on 4.9.2023.</p> <p>3. The applicant is retiring on 31.10.2023 and it is noticed that the Government is trying to defeat the order dated 3.5.2023 passed by this Tribunal in the above OA.</p> <p>4. Hence, we issue show cause notice to Shri Saurav Vijay, Principal Secretary, Medical Education & Drugs Department as to why the notice for Contempt of Court not to be issued against him.</p> <p>5. S.O. to 8.9.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">/v v</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2023 6.9.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

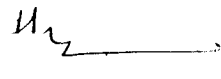
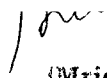
versus

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
	<p style="text-align: center;"><u>06.09.2023</u></p> <p style="text-align: center;"><u>O.A 807/2023</u></p> <p style="text-align: center;"><u>(Aurangabad Bench)</u></p> <p>Dr Saleem Hussain M. Tambe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.R Kulkarni, learned counsel for the applicant and Shri Milind Mahajan, learned C.P.O for the Respondents.</p> <p>2. The applicant working as Associate Professor, Department of Pediatrics, challenges the order dated 13.7.2023 transferring him from Dr Shankarrao Chavan Government Medical College, Nanded to Government Medical College, Dharashiv, Dist-Dharashiv.</p> <p>3. Learned counsel submitted that it is a mid-term and mid-tenure transfer. Learned counsel for the applicant submitted that the applicant worked as Associate Professor in Pediatrics Department in Dr Shankarrao Chavan Government Medical College, Nanded. He was given ad hoc promotion for the post of Professor on 9.7.2018 and he worked till 1.11.2020 at Government Medical College, Nanded. As candidate from MPSC was selected, he was again reverted to the post of Associate Professor by order dated 2.11.2020. He was again given ad hoc promotion to the post of Professor w.e.f 2.2.2022 and he worked on the said post till 20.10.2022. Thereafter on 3.4.2023 he was transferred on deputation to Government Medical College, Parbhani and thereafter he was relieved on 7.7.2023 and transferred and posted to his original place at Nanded. Learned counsel further submits that thereafter within five days the impugned transfer order dated 13.7.2023 is issued by the Respondents.</p> <p>4. Learned counsel for the applicant submits that it is a mid-term and mid-tenure transfer as the order is issued in the month of July and the applicant has not completed her period of 3 years from her fresh appointment at Nanded in July, 2023. Learned counsel further submits that the provisions of Section 4(4)(2) & 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>referred to as the said Act for brevity) and hence the transfer order is to be stayed.</p> <p>6. Learned C.P.O. submits that barring the period of deputation of four months, the applicant is posted and working on various posts of Associate Professor of Professor from 2002 till today.</p> <p>7. Considered the submissions. The applicant was on deputation for a period of four months at Government Medical College, Parbhani from 3.4.2023 to 7.7.2023 and he was relieved by the said order and posted at his original place at Nanded. Therefore, the fresh order of transfer started from July, 2023. However, it is to be observed that the applicant has been accommodated at Nanded since 2002. Be that as it may, the Respondents needs to follow the provisions of the RCT Act, 2005, if at all Government wants to transfer anybody mid term or mid tenure.</p> <p>8. Hence, interim relief is granted till filing of the affidavit in reply. However, this interim order will not be an impediment for the Respondents to reconsider the case of the applicant for transfer.</p> <p>9. Sd/- 09/9/2023</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>Date : 06.09.2023</p> <p style="text-align: center;">O.A.No.759/2021 (Aurangabad) (D.B.) (through video conferencing)</p> <p>A.A. WahalApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.P. Sonwane, learned Advocate h/f Mr. A.V. Thombre, learned Advocate for the Applicant and Mr. M.S. Mahajan, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Thombre has submitted that the Applicant has filed M.A. at Aurangabad Bench praying to direct the Respondent No.3 to keep one post vacant for the applicant from Open Sport Category .</p> <p>3. Learned Advocate Mr. Thombre has submitted that Applicant is aspiring to be Krushi Sevak pursuant to advertisement dated 03.01.2019. He has submitted that this Tribunal has passed order in similarly situated case in O.A.No.21/2022.</p> <p>4. Learned C.P.O. has filed short affidavit-in-reply dated 04.09.2023 filed on behalf of Respondent No.3 through Mr. Ashok Girawale working as Administrative Officer in the office of Divisional Joint Director of Agriculture. In paragraph 3 of the said affidavit it is stated that,</p> <p style="padding-left: 40px;">“3. I say and submit that, as per order passed by this Hon'ble Tribunal dated 17.08.2023 the Hon'ble Tribunal has raised some queries in respect of vacancy position from VJ(A) category. (a) Whether the post of Shamal Ramesh Bhandwalkar and Geetanjali Sudamrao Lad are still vacant ?</p>

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I say and submit that, from VJ(A) category Sheetal Ramesh Bhandwalkar and Geetanjali Sudamrao Lad are applied form the VJ(A) category. Sheetal Ramesh Bhandwalkar was received the appointment order from VJ(A) category, but she was not joined and Geetanjali Sudamrao Lad not come for verification of original documents. Therefore, two posts from VJ(A) category are not filled in. But in the second advertisement dated 11.08.2023 was issued by the office of respondent by considering these two posts and total 4 posts from VJ(A) category are advertised on 11.08.2023. Therefore, from VJ(A) category there is no any vacant post is available. The copy of advertisement issued by the office of respondent dated 11.08.2023 is annexed herewith and marked as ANNEXURE RR-1 for kind perusal of this Hon'ble Tribunal.

(b) Whether these two posts were advertised at any time in any advertisement after 31.01.2019 ?

I say and submit that, after 03.01.2019 the office of respondent has verified the roaster points and issued advertisement on 11.08.2023 in which total 170 posts are advertised including 4 posts from VJ(A) category."

5. Learned C.P.O. has further these two vacant posts are considered and declared in the advertisement dated 11.08.2023.

6. Adjourned to 13.09.2023.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

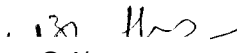
versus

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 align="center"><u>06.09.2023</u></p> <p align="center"><u>O.A 808/2023</u> <u>(Aurangabad Bench)</u></p> <p>Dr Shrinivas Narsayya Gadappa ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.B Choudhary, learned counsel for the applicant and Shri Milind Mahajan, learned C.P.O for the Respondents.</p> <p>2. The applicant working as Professor in Obstetrics and Gynecology, challenges the transfer order dated 10.8.2023, transferring the applicant from Government Medical College, Aurangabad to Shri Vasantnao Naik Government Medical College, Yavatmal, in place of Dr Rohidas Chavan, Respondent No. 6.</p> <p>3. Learned counsel for the applicant submits that Dr Rohidas Chavan was transferred earlier from Yavatmal to Akola. But he approached the M.A.T. Nagpur Bench and the Tribunal has granted interim stay to the order of his transfer. Learned counsel further submitted that in fact Dr. Rohidas Chavan is not working on that post since 27.12.2022 as he relieved on that day. He pointed out that Dr Shama Kedar from Nagpur Government Medical College is transferred and posted at Vasantnao Naik Government Medical College, Yavatmal as Professor in Obstetrics and Gynecology and she is working at present since 23.8.2022. Learned counsel for the applicant submitted that in order to clear the situation relies on the letter dated 14.8.2023 written by the Dean, Shri Vasantnao Naik Government Medical College, Yavatmal to the Secretary, Medical Education and Drugs Department, wherein the Dean has explained the posting and transfer position of Dr Rohidas Chavan and Dr Shama Kedar. As Dr Shama Kedar is working on the post of Obstetrics and Gynecology at Shri Vasantnao Naik Medical College, Yavatmal, at present no post of Professor, Obstetrics and Gynecology is available and vacant.</p> <p>4. Learned C.P.O submits that he wants to take instructions from concerned Department.</p> <p>5. Considered the submissions of the learned counsel for the applicant and learned C.P.O and so also the letter dated 14.8.2023 written by Dean, Shri</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Vasant Rao Raik Medical College, Yavatmal to the Secretary, Medical Education and Drugs Department. The transfer and posting of all the Professors in the Government Medical Colleges made this year is a big mess created by the concerned Department. It needs to be resolved as it is very important and concerned with the health of the people and the education of the students.</p> <p>6. Learned C.P.O. to communicate this order urgently to the Principal Secretary, Medical Education and Drugs Department and also the Chief Secretary so that some timely steps are taken to sort out the transfer order issued in this department.</p> <p>7. Thus, prima facie case is made out to grant interim relief to the applicant.</p> <p>8. The impugned order of transfer dated 10.8.2023 is stayed till further orders.</p> <p>9. S.O. to 20.9.2023.</p> <p style="text-align: right;">  Sd/- (Mridula Bhatkar, J.) Chairperson </p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>06.09.2023</u></p> <p style="text-align: center;"><u>O.A 808/2023 (Aurangabad Bench)</u> <u>(Video Conferencing)</u></p> <p>Dr Shrinivas Narsayya Gadappa ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.B Choudhary, learned counsel for the applicant and Ms Deepali S. Deshpande, learned P.O for the Respondents</p> <p>2. The applicant working as Professor in Obstetrics and Gynecology, challenges the transfer order dated 10.8.2023, transferring the applicant from Government Medical College, Aurangabad to Shri Vasantnao Naik Government Medical College, Yavatmal, in place of Dr Rohidas Chavan, Respondent No. 6.</p> <p>3. Learned counsel for the applicant submits that Dr Rohidas Chavan was transferred earlier from Yavatmal to Akola. But he approached the M.A.T, Nagpur Bench and the Tribunal has granted interim stay to the order of his transfer. Learned counsel further submitted that in fact Dr. Rohidas Chavan is not working on that post since 27.12.2022 as he relieved on that day. He pointed out that Dr Shama Kedar from Nagpur Government Medical College is transferred and posted at Vasantnao Naik Government Medical College, Yavatmal as Professor in Obstetrics and Gynecology and she is working at present since 23.8.2022. Learned counsel for the applicant submitted that in order to clear the situation relies on the letter dated 14.8.2023 written by the Dean, Shri Vasantnao Naik Government Medical College, Yavatmal to the Secretary, Medical Education and Drugs Department, wherein the Dean has explained the posting and transfer position of Dr Rohidas Chavan and Dr Shama Kedar. As Dr Shama Kedar is working on the post of Obstetrics and Gynecology at Shri Vasantnao Naik Medical College, Yavatmal, at present no post of Professor, Obstetrics and Gynecology is available and vacant.</p> <p>4. Learned C.P.O submits that he wants to take instructions from concerned Department.</p> <p>5. Considered the submissions of the learned counsel for the applicant and learned C.P.O and so also the letter dated 14.8.2023 written by Dean, Shri</p>

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Vasantao Naik Medical College, Yavatmal to the Secretary, Medical Education and Drugs Department. The transfer and posting of all the Professors in the Government Medical Colleges made this year is a big mess created by the concerned Department. It needs to be resolved as it is very important and concerned with the health of the people and the education of the students.

6. Learned C.P.O. to communicate this order urgently to the Principal Secretary, Medical Education and Drugs Department and also the Chief Secretary so that some timely steps are taken to sort out the transfer order issued in this department.

7. Thus, prima facie case is made out to grant interim relief to the applicant.

8. The impugned order of transfer dated 10.8.2022 is stayed till further orders.

9. C.O. to 20/9/2022.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 06.09.2023</p> <p align="center">O.A. No.1083 of 2023</p> <p>Dr. J.B. MokalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 22.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**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: 06.09.2023</p> <p align="center">O.A. No.1036 of 2023</p> <p>K.B. KaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>3. Learned P.O. states that Para-wise comments is not yet received and seeks two weeks time to file Affidavit-in-Reply.</p> <p>4. Time as prayed is granted.</p> <p>5. S.O. to 22.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**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: 06.09.2023</p> <p align="center">O.A. No.822 of 2023</p> <p>S.G. TajiApplicant 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. Learned P.O. states that as directed by Tribunal on 28.08.2023, additional information as required has been furnished to the Competent Authority and seeks one week time to convey the decision of the Competent Authority.</p> <p>3. S.O. to 13.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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: 06.09.2023</p> <p align="center">O.A. No.700 of 2023</p> <p>B.S. ManeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt Punam Mahajan, learned Advocate for the Applicant has sent in her leave note.</p> <p>2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>3. Learned P.O. filed Affidavit-in-Reply on behalf of the Respondent No.1. It is taken on record.</p> <p>4. Learned P.O. submits that the copy of Affidavit-in-Reply is already served to the learned Advocate for the Applicant.</p> <p>5. O.A. is adjourned to 15.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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: 06.09.2023</p> <p align="center">O.A. No.946 of 2023</p> <p>Y.H. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Smt Punam Mahajan, learned Advocate for the Applicant has sent her leave note. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Learned P.O. submits that 'Affidavit-in-Reply' on behalf of Respondent No.2 is already filed on 11.08.2023. 4. 'Affidavit-in-Rejoinder' is also filed on behalf of the Applicant. 5. Since pleading is complete, O.A. is admitted and kept for hearing at the stage of admission. 6. S.O. to 13.09.2023. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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: 06.09.2023</p> <p>O.A. No.942 of 2023</p> <p>R.V. Shinde & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Smt Punam Mahajan, learned Advocate for the Applicant has sent her leave note. 2. Smt K.S. Gaikwad, learned Presenting Officer for the Respondents is present. 3. Today learned P.O. has filed short Affidavit on behalf of Respondent No.1. It is taken on record. 4. S.O. to 15.09.2023. <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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>06.09.2023</u></p> <p align="center"><u>C.A 49/2020 in O.A 822/2019 & Ors</u></p> <p>Dr G.P Jangid & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. This Contempt Application is filed for implementation of the order of this Tribunal dated 8.1.2020 in O.A 822/2019 & Ors, wherein all the Doctors who have put in service prayed for annual increments and leave benefits. The Tribunal has directed the Respondents to take suitable policy decision in respect of all the applicants as well as similarly situated persons. The said order was challenged before the Hon'ble Bombay High Court in Writ Petition No.9247/2022. The Hon'ble Bombay High Court by order dated 14.9.2022 confirmed the order of this Tribunal and directed the Respondents to comply the order within three months, which came to an end in December 2022.</p> <p>3. This Contempt Application has been appearing continuously thereafter on 21.9.22, 17.1.2023, 7.2.2023, 16.3.2023, 12.4.2023, 14.6.2023, 6.7.2023, 10.7.2023, 8.8.2023, 29.8.2023 and now today on 6.9.2023.</p> <p>4. Learned C.P.O relies on the affidavit in reply dated 28.8.2023, filed by Shri Milind J. Mhaiskar, Additional Chief Secretary, Public Health Department, Mantralaya, Mumbai. In the said affidavit he has informed the steps taken and the progress in this matter, which is reproduced below:-</p> <p>“10. I most humbly say and submit that on 6.4.2023 department moved Cabinet proposal to Hon'ble Chief Secretary's office. The Hon'ble Chief Secretary's officer sent Cabinet proposal to Hon'ble Health Minister's office on 11.4.2023. The Hon'ble Health Minister's office sent Cabinet proposal to Hon'ble Deputy Chief Minister's office (Finance Minister) on 12.4.2023. The Hon'ble Deputy Chief Minister and Hon'ble Chief Minister signed proposal and sent it back to</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Hon'ble Chief Secretary's office on 18.4.2023 Hon'ble Chief Secretary signed on Cabinet proposal on 19.4.2023 and sent to department on 20.4.2023.</p> <p>11. I most humbly say and submit that department sent note to Hon'ble Chief Secretary's office on 5.6.2023 requested to take proposal in Cabinet meeting for decision. Meanwhile, Hon'ble Tribunal passed order dated 17.6.2023 "We request the Chief Secretary, Government of Maharashtra to look into the matter for compliance at the earliest and report accordingly.</p> <p>12. I most humbly say and submit that after above order passed by this Hon'ble Tribunal on 17.6.2023 was brought to the notice of Hon'ble Chief Secretary's office on 19.6.20234 by way of a note."</p> <p>5. Under such circumstances we are of the view that it is the responsibility of the Chief Secretary to look into the matter for further persuasion to get the order of the Tribunal and also of the Hon'ble High Court implemented within 15 days hereafter as the time given by the Hon'ble High Court has already lapsed in December, 2022.</p> <p>6. S.O to 6.10.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>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 style="text-align: center;"><u>06.09.2023</u></p> <p style="text-align: center;"><u>O.A 999/2021</u></p> <p>Dr N.K Chavan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents No 1, 2 & 3 and Shri D.V Sutar, learned counsel for Respondent no. 4.</p> <p>2. The applicant prays that the Tribunal be pleased to declare that the applicant is entitled for continuation of service on the post of Medical Officer, pursuant to the Maharashtra Civil Services (Pension) Amended Rules, 2022 as per Clause No. IV excluding the proviso of last paragraph.</p> <p>3. In view of the order dated 31.8.2023 passed in O.A Nos 623, 262, 658, 1026 & 1066/2023, the issue is not res integra and accordingly the Original Application stands dismissed.</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.

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DISTRICT

..... Applicant/s

(Advocate

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The State of Maharashtra and others

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p style="text-align: center;">O.A.No.851/2009 (Aurangabad) (D.B.) (through video conferencing)</p> <p>Sunita S. Sabu @ Sunita S. PophaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Sameer S. Turankar, learned Advocate holding for Mr. Ajay Deshpande, learned Advocate for the Applicant and Mr. M.S. Mahajan, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. is directed to find out the position in this matter.</p> <p>3. Learned Advocate has submitted that the interim relief was granted to the enquiry and the matter is still alive and it is to be taken up for hearing. Learned Advocate has further submitted that W.P.No.10701/2010 filed before M.A.T. Bench Aurangabad which is pending for adjudication is still pending wherein the issue of cancellation of nomination as freedom fighters nominee with regard to the Applicant is challenged.</p> <p>4. In view of above, O.A. adjourned to 04.10.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p style="text-align: left; margin-top: 10px;">prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 06.09.2023</p> <p style="text-align: center;">O.A.No.586/2012 (Aurangabad) (D.B.) (through video conferencing)</p> <p>Bharat M. BhosaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.S. Mahajan, learned Chief Presenting Officer for the Respondents. Mr. Sudhir Patil, learned Advocate for the Applicant is absent.</p> <p>2. Applicant prays for deemed date of promotion to the post of Senior Clerk on the date on which his junior was promoted from physically handicapped category.</p> <p>3. At the request of learned C.P.O. the 11 matters which are appearing on today's board i.e. O.A.No.586/2012, O.A.No.633/2012, O.A.No.736/2012, O.A. No.111/2013, O.A.No.297/2013, O.A.No.439/2013, O.A.No.491/2013, O.A.No.624/2013, O.A.No.694/2013, O.A.No.250/2014 and O.A.No.575 /2014 are adjourned to 13.09.2023.</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: left;">prk</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">06.09.2023</p> <p align="center"><u>O.A 1025/2023</u></p> <p>Shri H.A Marnoor ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel submits that M.P.S.C be directed to provide address of Respondent No. 3, Shri Amol V. Patil, so that notice can be served.</p> <p>3. We direct M.P.S.C to provide address of Respondent No. 3, Shri Amol V. Patil, to the applicant.</p> <p>4. S.O to 27.9.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p align="left">Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
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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>06.09.2023</u></p> <p><u>O.A 795/2023</u></p> <p>Dr Vijay V. Waghmode & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O request for time to file affidavit in reply</p> <p>3. S.O to 6.10.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>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><u>06.09.2023</u></p> <p><u>O.A 543 & 546/2023</u></p> <p>Dr V.N Wahul & Ors N.R Takay & Ors ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents 1 & 2 and Shri Ashwin Kapadni, learned counsel for Respondents No 6 & 8.</p> <p>2. Admit with liberty to file rejoinder if any.</p> <p>3. S.O to 4.10.2023. Interim relief to continue till then.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>