

**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: 06.09.2024</p> <p align="center">O.A. No.870 of 2023</p> <p>S.S. UmapApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for Applicant and Shri A.J. Chougule, learned Presenting Officer for Respondents.</p> <p>2. Learned P.O. refers to 'Affidavit-in-Reply' dated 31.08.2024 filed by 'District Collector, Pune' to mention that Applicant who is 'Ex-Serviceman' cannot be transferred to post of 'Talathi' at 'Dive', Tahsil Purandar; as he is yet to complete 'Normal Tenure' on post of 'Talathi' at 'Valhe', Tahsil Purandar where he was transferred for 'Administrative Reasons' by 'Order' dated 30.06.2023.</p> <p>3. Learned P.O. again relies on 'Affidavit-in-Reply' dated 31.08.2024 filed by 'District Collector, Pune' to justify that Applicant came to be transferred to post of 'Talathi' at 'Valhe', Tahsil Purandar on account of 'Gram Panchayat Elections' conducted by 'SDO, Daund Purandar'. The Applicant was transferred to post of 'Talathi' at 'Valhe', Tahsil Purandar in exercise of powers under 'Section 6' of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 read with Revenue & Forest Department Government Resolution dated 01.08.2014 and 23.05.2022.</p>

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4. Learned Advocate for Applicant thereupon reiterates that case Applicant is covered by 'Policy Guidelines' regarding giving preference to 'Ex-Serviceman' in matters of transfers as per 'GAD GR dated 21.11.2022' and Applicant should have been transferred as per 'Interim Orders' to 'Vacant Post' of 'Talathi' at 'Dive', Tahsil Purandar; but instead 'Affidavit-in-Reply' dated 31.08.2024 filed by 'District Collector, Pune' mentions that 'Shri Ashok B. Kadam' has been transferred to post of 'Talathi' at 'Dive', Tahsil Purandar by 'Order' dated 14.08.2024.

5. Learned Advocate for Applicant emphasizes that entitlement of Applicant as an 'Ex-Serviceman' remains to be duly considered by 'District Collector, Pune' and presents list of '10 Options' of 'Vacant Posts' where Applicant would now be willing to join including earlier choice of 'Talathi' at 'Dive', Tahsil Purandar; as it is imperative for 'District Collector, Pune' to implement 'Policy Guidelines' for transfer of 'Ex-Serviceman' as per GAD GR dated 22.11.2022. The '10 Options' now submitted by Applicant for some 'Vacant Posts' of 'Talathi' is taken on record as 'Court Exhibit No.1'.

6. Learned P.O. to immediately forward 'Court Exhibit No.1' to 'District Collector, Pune'. Thereupon 'District Collector, Pune' should without any further delay issue transfer 'Order' of Applicant who is an 'Ex-Serviceman' to any 'Vacant Post' of 'Talathi' from amongst '10 Options' included in 'Court Exhibit No.1' in compliance of 'Policy Guidelines' in 'GAD GR dated 22.11.2022'. The transfer 'Order' of Applicant should be issued by 'District Collector, Pune' in any case within 'Two Weeks'.

7. S.O. to 25.09.2024

Sd/-

(Debashish Chakrabarty)
Member (A)

AGR

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 06.09.2024</p> <p>M. A. No.443 of 2024 in O.A.No.884 of 2024</p> <p>I. V. Chimane.Applicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri R. M. Kolge, learned Counsel for the Applicants and Shri D. R. Patil, learned Presenting Officer for the Respondents.2. Learned Advocate for Applicant submits that similar matter is kept for hearing on 23.09.2024, therefore, this OA be kept with connected matter.3. S.O. to 23.09.2024. <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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: 06.09.2024 O.A. No.1533 of 2023</p> <p>S.A. BagulApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Shri M.B. Kadam, learned Advocate for Applicant and Shri A.J. Chougule, learned Presenting Officer for Respondents.</p> <p>2. Learned Advocate for Applicant emphasizes that transfer of Smt. Gayatri S. Gavare - Respondent No.4 to post of 'Craft Instructor (COPA), ITI Dindori District Nashik' was done not on basis of request made during 'General Transfer : 2023' due to post of 'Craft Instructor (COPA), ITI Dindori District Nashik' then being placed under 'Frozen Category'. Subsequently; post of 'Craft Instructor (COPA), ITI Dindori District Nashik' was taken out from 'Frozen Category'.</p> <p>3. Learned Advocate for Applicant then contended that it was expected that Smt. Gayatri S. Gavare who had meanwhile been transferred to post of 'Craft Instructor (COPA) ITI Rahta, District Ahmednagar' would join there, but she did not and yet she was subsequently transferred to post of 'Craft Instructor (COPA), I.T.I. Dindori District Nashik' during 'Special Request Transfer : 2023' although she has not even applied for it to 'Joint Director, Vocational Education & Training, Pune'.</p> <p>4. Learned P.O. on the other hand stressed that due procedure was followed to transfer Smt. Gayatri S. Gavare to post of 'Craft Instructor (COPA), I.T.I. Dindori District Nashik' upon recommendation of 'C.S.B.' and with approval granted by 'Director Vocational Education and Training, Maharashtra State, Mumbai' on 08.12.2023.</p> <p>5. Learned P.O. states that at present all posts of 'Craft Inspector (COPA) in Nashik District under 'Non Frozen Category' have been filled-up except of 'ITI 'Talsul Kalwan, District Nashik'.</p> <p align="right">[P.T.O.]</p>

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6. The contention of Applicant is that no separate application was submitted by Smt. Gayatri S. Gavare at the time of 'Special Request Transfer : 2023'; whereas learned P.O. based on information from officers present affirms that Smt. Gayatri S. Gavare had applied again on 17.11.2023. Therefore; 'Joint Director Vocational Education & Training, Nashik' was competent to recommend her transfer to post of 'Craft Instructor (COPF), ITI., Dindori, District Nashik' and accordingly approval to transfer of Smt. Gayatri S. Gavare has been given by 'Director Vocational Education and Training, Maharashtra State, Mumbai' in due consideration of the fact that she had not only applied earlier during 'General Transfer : 2023', but also subsequently on 07.11.2023 during 'Special Request Transfer : 2023'.

7. The 'Joint Director Vocational Education & Training' nonetheless to review the case of Applicant and Smt. Gayatri S. Gavare primarily because at the time of rejection of names of all 7 employees including Applicant; it was shown in minutes of meeting of C.S.B. that they could not be considered for post of 'Craft Instructor (COPF), ITI, Dindori, District Nashik because it was already filled up. However, this could not have happened because Smt. Gayatri S. Gavare was also amongst the 7 employees including Applicant who had together submitted request for transfer to the post of 'Craft Instructor (COPF), ITI., Dindori, District Nashik' during 'Special General Transfer : 2023' after it was taken out of 'Frozen Category'. So whether Applicant would have been recommended from amongst 7 employees for post of 'Craft Instructor (COPF), ITI, Dindori, District Nashik', if it was not shown filled up for all others but for Smt. Gayatri S. Gavare.

8. S.O. to 20.09.2024

Sd/-

(Debashish Chakrabarty)
Member (A)

AGR

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	<p align="center"><u>06.09.2024</u></p> <p align="center"><u>O.A 1130 & 1131/2024</u></p> <p>S.N. Kharat R.K Pakhale ... Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji i/b Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O with Shri A.D Gugale, learned P.O for the Respondents.</p> <p>2. Applicant prays that the Respondents be directed to verify the Sports Certificate of the applicants in the light of G.R dated 20.6.2024.</p> <p>3. Issue notice before admission returnable on 4.10.2024.</p> <p>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>5. 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>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. 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 four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. Two posts of Police Constables be kept vacant.</p> <p>9. S.O to 4.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center">Date : 06.09.2024</p> <p align="center">O.A.No.1095 of 2024</p> <p>K. D. ChavanApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. Today, learned PO has filed Affidavit with contention that this Tribunal has no jurisdiction to entertain this petition. According to her, the Applicant was posted at Jalgaon when she was suspended. 3. Learned Advocate for Applicant has submitted that since the Head Quarter of the Applicant was initially at Nashik, the petition was filed here. He further submitted that subsequently as per Correction Memo (शुद्धीपत्रक), the Head Quarter of the Applicant is fixed at Jalgaon itself which is within jurisdiction of Aurangabad Bench of this Tribunal. 4. On perusal of Correction Memo and Affidavit, learned Advocate for Applicant has conceded that jurisdiction lies to this Tribunal Bench at Aurangabad. At the same time, he has submitted that he may be permitted to withdraw this petition with liberty to file fresh petition before the M.A.T. Bench at Aurangabad and meantime, the Respondents may be directed to keep the post vacant from where the Applicant was placed under suspension.

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5. Learned PO has objected for the said prayer of keeping the post vacant.

6. The Applicant was posted at Jalgaon when the order of suspension was served upon her. Now as per Correction Memo dated 03.09.2024, the Head Quarter of Applicant will be at Jalgaon. Since the Applicant has prayed for withdrawal of the matter, there is no question of grant of any relief directing the Respondent to keep the post at Jalgaon vacant from where the Applicant was placed under suspension. However, in view of submissions of learned Advocate for Applicant, his prayer to withdraw this petition with liberty to file fresh petition before the M.A.T. Bench at Aurangabad, is allowed.

7. The Registry to do the needful. Proceeding is disposed off accordingly.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

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	<p align="center"><u>O.A. No.1062 of 2024</u></p> <p>V.C. Devrukhkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. CPO states that the police personnel are busy in Bandobast duty for Ganpati Festival.</p> <p>3. However, there is no bar for the department to consider the representation of the applicant and the same can be done by the respondents.</p> <p>4. S.O. to 24.9.2024. If any order is passed by the respondents it will be subject to outcome of this OA.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p style="text-align: center;"><u>O.A. No.1119 of 2024</u></p> <p>Rachana R. Ratnaparkhi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri A.B. Chalak, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicant has filed application dated 6.9.2024 for speaking to minutes of the order dated 5.9.2024 passed in the above OA. Ld. Advocate for the applicant states that the directions given by way of interim relief are not recorded inadvertently in the order dated 5.9.2024 and the same may be added in the order.</p> <p>3. Ld. CPO consent to the above submissions.</p> <p>4. In view of the above, para 2A is to be added in the above said order dated 5.9.2024, which reads as under:</p> <p style="padding-left: 40px;"><i>"2A. The Respondents are directed to keep vacant one post of Laboratory Assistant and Laboratory Technician in OBC Sports category till filing of the reply."</i></p> <p>5. The order be corrected and read accordingly.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p> </div> </div>

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	<p align="center"><u>M.A. No.545 of 2024 in O.A. No.1118 of 2024</u></p> <p>S.D. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Ms. Pooja Mankoji h/f Shri S.A. Ambulkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</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="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p style="text-align: center;"><u>O.A. No.1118 of 2024</u></p> <p>S.D. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Ms. Pooja Mankoji h/f Shri S.A. Ambulkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</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 20.9.2024. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 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.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p align="center"><u>M.A. No.549 of 2024 in O.A. No.1128 of 2024</u></p> <p>R.S. Angaj & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri A.A. Tambe, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</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="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2024 6.9.2024</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.1128 of 2024</u></p> <p>R.S. Angaj & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri A.A. Tambe, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</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 23.9.2024. The respondents are directed to file reply. Ld. Advocate for the applicants state that case of the applicants is covered by the judgment and order dated 28.3.2024 passed in OA No.402/2024. The Respondents are directed to verify the same.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 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.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p style="text-align: center;"><u>O.A. No.1129 of 2024</u></p> <p>R.R. Bhosale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents Ms. Pooja Mankoji h/f Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</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 13.9.2024. The respondents are directed to file reply. Applicant has applied for the post of Talathi under the category of SC-PAP. Final list is issued on 30.3.2024. Respondent No.3 has sent letter dated 24.6.2024 to respondent no.4.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 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.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.1143 of 2024</u></p> <p>Dr. S.J. Jagtap ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri A.A. Desai, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</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 27.9.2024. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 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.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p align="center"><u>O.A. No.1132 of 2024</u></p> <p>A.K. Bhagat & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri R.N. Bharaswadkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicants submit that applicants are similarly placed like applicants in the judgment and order dated 3.9.2024 passed by this Tribunal at Aurangabad Bench in OA No.1001/2024 (Santosh J. Panchal & Ors. Vs. The State of Maharashtra & Ors.) and the same interim relief is to be granted to the present applicants as the applicants apprehend that they are going to be removed from service.</p> <p>3. In view of the above, we direct the respondents not to take any coercive action against the applicants in the light of the impugned GR dated 28.8.2024 till next date.</p> <p>4. S.O. to 27.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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	<p align="center"><u>CA.79/2023 in OA.650 of 2015</u></p> <p>M.R. Patil, since deceased by LRs. Mangal M. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. S.O. to 26.9.2024 at the request of Ld. Advocate for the applicant.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2024 6.9.2024 (sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>C.A. No.114 of 2023 in O.A. No.1033 of 2015</u></p> <p>T.D. Tayde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time.</p> <p>3. S.O. to 23.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</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 align="center"><u>C.A. No.53 of 2024 in O.A. No.336 of 2015</u></p> <p>R.A. Badekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.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 seeks time.</p> <p>3. S.O. to 27.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.68/2024 in OAs.853 & 854/2023</u></p> <p>Dr. V.S. Patil Dr. V.A. Wagh ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Smt. Punam Mahajan, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO states that Shri Rajesh Kumar, Additional Chief Secretary, Revenue & Forest Department holding the additional charge of Animal Husbandry & Dairy Development & Fisheries Department, Mantralaya, Mumbai is busy in consultation with the contempt matter initiated by the Hon'ble Supreme Court and therefore he has to attend the Hon'ble Supreme Court on 9.9.2024. Ld. PO therefore seeks time.</p> <p>3. S.O. to 11.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A.421/2024 in OA.121/2024 with OAs.120/2024, 341/2023 & 342/2023.</u></p> <p>M.M. Chavan T.N. Khandekar ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time for filing reply.</p> <p>3. S.O. to 27.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.429 of 2024 in O.A. No.599 of 2024</u></p> <p>V.P. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri C.K. Bhangoji, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.837 of 2024</u></p> <p>Y.S. Thorat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri P.S. Nagargoje, learned Advocate for the Applicant and Smt. Archana B.k., learned Presenting Officer for the Respondents are present.</p> <p>2. The respondents are directed to keep vacant one post of Staff Nurse in SC category, if not filled up.</p> <p>3. S.O. to 23.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.186 of 2024</u></p> <p>S.S. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 11.10.2024 by way of last chance.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.223 of 2024</u></p> <p>S.T. Pawar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri M.D. Lonkar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. The Registry is directed to tag this matter along with OA No.440/2023 & other connected matters.</p> <p>3. S.O. to 4.10.2024.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2024 6.9.2024 (sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.245 of 2024</u></p> <p>K.H. Borse ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Shri S.B. Chandan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 20.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.688 of 2024</u></p> <p>A.S. Gaikwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.10.2024 by way of last chance.</p> <p align="center">Sd/- (Debashish Chakrabarty) Sd/- Member (A) (Mridula Bhatkar, J.) 6.9.2024 Chairperson 6.9.2024</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.704 of 2024</u></p> <p>V.J. Vagare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 27.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</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 style="text-align: center;"><u>O.A. No.716 of 2024</u></p> <p>S.A. Rahere ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri S.K. Hande, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicant is directed to serve a copy of OA to the respondents.</p> <p>3. S.O. to 11.10.2024.</p> <p style="display: flex; justify-content: space-around;"> Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj) Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024 </p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.717 of 2024</u></p> <p>S.S. Metkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri S.K. Hande, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicant is directed to serve a copy of OA to the respondents.</p> <p>3. S.O. to 11.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.735 of 2024</u></p> <p>S.K. Sahane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 20.9.2024.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2024 6.9.2024 (sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.774 of 2024</u></p> <p>P.G. Kulkarni ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri S.K. Hande, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 11.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.843 of 2024</u></p> <p>J.V. Gite ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time for filing reply.</p> <p>3. Smt. Punam Mahajan, learned Advocate states that she is filing Vakalatanama on behalf of Respondent No.6. The same be taken on record.</p> <p>4. S.O. to 20.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.903 of 2024</u></p> <p>V.R. Inamdar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri S.S. Dere, learned Advocate for the Applicants, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri Pawar holding for Shri Akshay Deshmukh, learned Advocate for Respondents No.6, 8, 9, 10, 12, 13, 16 & 18 are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.10.2024.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 6.9.2024 6.9.2024</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.919 of 2024</u></p> <p>A.Z. Momin ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 6.9.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 6.9.2024</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><u>06.09.2024</u></p> <p align="center"><u>O.A 1100/2024</u></p> <p>Sudhir A. Khande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondent No. 1 and Shri M.D Lonkar, learned counsel for Respondent No. 2.</p> <p>2. Learned counsel for the applicant files prapice wherein he has stated that the applicant on telephonic talk has instructed him that the Original Application be withdrawn.</p> <p>3. Original Application stands disposed as withdrawn.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 : 06.09.2024</p> <p>O.A.No.427 to 436/2023 & 472 & 473/2023</p> <p>N. R. Shinde & OrsApplicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Smt. Vaishali Jagdale holding for Shri K. R. Jagdale, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.2. Learned Advocate for Applicants submits that she wants to collect necessary information from Applicants and seeks short adjournment in the matter.3. S.O. to 30.09.2024. <p>Sd/- (A. N. Karnmarkar) Member (J)</p> <p>vsm</p>

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	<p>Date : 06.09.2024</p> <p>O.A.No.770 of 2024</p> <p>A. R. Nikalje & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned PO is directed to file reply immediately on next date failing to which further order will be passed.</p> <p>3. S.O. to 20.09.2024</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.1618 of 2023</p> <p>D. M. KokareApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents2. Today, learned PO has filed reply on behalf of Respondent No.1. It is taken on record.3. Interim Relief, if any to continue till next date.4. S.O. to 04.10.2024 for filing rejoinder, if any. <p>Sd/-</p> <p>(A. N. Karmarkar) Member (J)</p> <p>vsm</p>

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	<p>Date : 06.09.2024</p> <p>O.A.No.679 of 2023</p> <p>N. B. MoreApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The matter is admitted and kept for final hearing with liberty to file Rejoinder, if any.</p> <p>3. S.O. to 07.10.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.327 of 2024</p> <p>Dr M. S. JamdarApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Smt. K. H. Rajani, learned Advocate for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The matter is admitted and kept for final hearing with liberty to file reply, if any.</p> <p>3. S.O. to 22.10.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.19 of 2024</p> <p>Arati HarijanApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri K. S. Jadhav holding for Shri R. G. Panchal, learned Advocate for Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Advocate for Applicant has filed rejoinder. It is taken on record.</p> <p>3. S.O. to 10.10.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.1067 of 2024</p> <p>M. N. PandeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri K. S. Jadhav, learned Advocate for Applicant and Smt. Kranti Gaikwad holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned PO submits that instructions are received from the concerned department and seeks time to file reply within 2-3 days.</p> <p>3. S.O. to 12.09.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.1380 of 2023</p> <p>D. K. Mharse & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant has placed on record the copy of O.A.No.594/2023 passed by M.A.T. Bench at Nagpur. It is taken on record.</p> <p>3. Today, learned PO has filed reply on behalf of Respondent Nos.1 to 5. It is taken on record.</p> <p>3. S.O. to 13.09.2024 for filing rejoinder if any.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.1593 of 2023</p> <p>S. S. Mohite & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents is present.</p> <p>2. The Applicant has not complied the order dated 08.04.2024, 02.05.2024 though directions were given in earlier order dated 23.08.2024.</p> <p>3. In order to give one opportunity, the matter is placed for hearing on next date. Meantime, Applicant to take necessary steps failing to which necessary order will be passed.</p> <p>4. S.O. to 08.10.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.394 of 2023</p> <p>A. S. PataniApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri A. S. Gaikwad, learned Advocate for Applicant through video conference and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, Smt. Kolapkar, learned Advocate holding for Shri A. S. Gaikwad, learned Advocate has filed rejoinder. It is taken on record.</p> <p>3. S.O. to 25.09.2024 for filing sur-rejoinder, if any.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.1537 of 2023</p> <p>C.N. GhadageApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard the Applicant in person present and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant in Person requests for short adjournment.</p> <p>3. S.O. to 03.10.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.117 of 2024</p> <p>S. S. ThakurApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, learned Advocate for Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant seeks time to file Rejoinder.</p> <p>3. S.O. to 26.09.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.337 of 2024</p> <p>D. C. LondheApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that he wants to confirm from the Applicant which benefits he has received.</p> <p>3. S.O. to 23.09.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p align="center">O.A.No.103 of 2024</p> <p>A. S. PirjadeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam holding for Shri K. B. Jadhav, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has made available the copy of application sent by Applicant requesting for withdrawal of O.A.</p> <p>3. The Applicant and his Advocate are not present before the court.</p> <p>4. Learned PO seeks time to take instructions.</p> <p>5. S.O. to 10.10.2024.</p> <p align="center">^</p> <p align="center">Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.917 of 2024</p> <p>S. B. KamaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri A. A. Deshpande, learned Counsel for the Applicant, Smt. Archana B. K., learned Presenting Officer for the Respondents and Shri Misal, learned Advocate for Respondent No.2.</p> <p>2. Learned PO submits that she will file reply on next date positively.</p> <p>3. S.O. to 30.09.2024.</p> <p>Sd/-</p> <p>(A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.03 of 2024</p> <p>S. D. LandeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Advocate for Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In pursuant to order dated 30.08.2024, learned PO has submitted that representation of the Applicant is rejected.</p> <p>3. Today, learned Advocate for Applicant has filed Rejoinder. It is taken on record.</p> <p>4. S.O. to 27.09.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.140 of 2024</p> <p>K. V. ManeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri M. B. Kadam, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.2. Learned PO seeks time for filing reply by way of last chance.3. S.O. to 25.09.2024. <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.230 of 2024</p> <p>Y. K. BangarApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri K. R. Jagdale, learned Advocate for Respondent No.3.</p> <p>2. Shri K. R. Jagdale, learned Advocate submits that in this matter actually no 'Interim Relief' is in existence. However, continuation of such order is mentioned in order dated 03.09.2024.</p> <p>3. Learned Advocate for Applicant and learned PO have confirmed that there is no 'Interim Relief' granted in this OA. The statement of learned Advocate and PO is noted.</p> <p>4. S.O. to 01.10.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.309 of 2024</p> <p>V. D. SapleApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. The Applicant and his Advocate are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.2. Learned PO submits that reply on behalf of Respondent No.1 is already filed but Respondent Nos. 2 & 3 have failed to file reply.3. Interim Relief, if any to continue till next date.4. The matter is admitted and kept for final hearing.5. S.O. to 07.10.2024. <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.655 of 2024</p> <p>Dr. S. A. B. AhmedApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri Pratik Irpatgire holding for Shri M. S. Kelkar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate for Applicant, matter is adjourned to 07.10.2025.</p> <p>3. Interim Relief, if any to continue till next date.</p> <p>4. S.O. to 07.10.2024.</p> <p style="text-align: center;">^</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p> <p>vsm</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 : 06.09.2024</p> <p>O.A.No.759 of 2024</p> <p>R. M. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents is present.</p> <p>2. Learned PO submits that parawise remarks are received from the concerned department and seeks time to file reply by way of last chance.</p> <p>3. S.O. to 27.09.2024.</p> <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>Vsm</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 : 06.09.2024</p> <p>O.A.No.880 of 2024</p> <p>V. S. MhatreApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri U. V. Bhosale, learned Counsel for the Applicants and Smt.Kranti Gaikwad, learned Presenting Officer for the Respondents2. Learned Advocate for Applicant seeks time to file Affidavit. Time granted.3. S.O. to 13.09.2024. <p>Sd/- (A. N. Karmarkar) Member (J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1174/2023

D.S. PadviApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent

2. O.A. though adjourned to 29.11.2024 is taken on board at the request of learned Counsel Mr. Bandiwadekar.

3. Learned Counsel has submitted that the Applicant has tendered written communication dated 04.09.2024 requesting that O.A. is to be withdrawn.

4. The said communication dated 04.09.2024 is to be taken on record and marked as Exhibit-A. Copy be served upon the concern.

5. In view of above, O.A. stands disposed of as withdrawn.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1058/2024

R.K. JamdareApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents
2. Learned P.O. on instructions has submitted that the meeting of C.S.B was conducted on 05.09.2024 and the decision is not yet informed.
3. Time granted. Adjourned to 23.09.2024. Interim relief, if any, to continue.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1135/2024

S.G. PatilApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant and Mr. A.J. Chougule, 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 20.09.2024.

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 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 20.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.791/2024

V.M. KhedkarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicant and Ms. Archana B.K. for the Respondents.

2. Adjourned to 04.10.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1005/2024

S.B. JanaveApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Pooja Mankoji holding for Mr. S.S. Dere, learned Counsel for the Applicant, Mr. A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Punam Mahajan, learned Counsel for the Respondent No.4.

2. Learned P.O. seeks time to file affidavit-in-reply.

3. Learned Counsel Ms. Mahajan has submitted that Respondent No.4 has been relieved from Gadchiroli and now he is without any posting.

4. Under such circumstances, it is necessary for the Government to consider the position and case of the Applicant and Respondent No.4.

5. Adjourned to 12.09.2024. Interim relief, if any, to continue.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1056/2024

M.B. SakarkarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. D.B. Khaire, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondent and Ms. Punam Mahajan, learned Counsel for Respondents No.3 to 6 and 10

2. O.A. not on board. Taken on board at the request of learned Counsel Mr. Khaire.

3. O.A. was adjourned to 19.09.2024 by order dated 05.09.2024.

4. Learned Counsel Mr. Khaire has submitted that applicant seeks a very innocuous order that in between Respondents may consider the representation made by the Applicant.

5. Meanwhile Respondents may consider the representation made by the Applicant.

6. Adjourned to 19.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1148/2024

C.D. MundheApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 20.09.2024.

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 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 20.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1577/2023 with M.A.No.45/2024

A.L. DureApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. A.J. Chougule, learned Presenting Officer for the Respondents and Mr. Bhushan A. Bandiwadekar, learned Counsel for the Respondent No.3.
2. Mr. Talekar, learned Counsel for the Applicant is absent.
3. Learned Counsel Mr. Bhushan A. Bandiwadekar has submitted that his senior Mr. Arvind V. Bandiwadekar is appearing in this matter and he is not present today due to personal difficulty so matter may be adjourned.
4. Learned P.O. has submitted that the P.W.D. Engineers and Health Officers are on strike so the officers could not attend the court as they are busy.
5. This cannot be an excuse by the Respondent officer. One officer is directed to remain present and give instructions to learned P.O.
6. Adjourned to 09.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1116/2024

V.S. Patil – Wagh & OrsApplicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents

2. Adjourned to 27.09.2024. Interim relief, if any, to continue.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1076/2024

B.B. HulgeApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit-in-reply.

3. Time granted. Adjourned to 13.09.2024. Interim relief, if any, to continue.

Sd/-

/(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1001/2024

S.M. VasekarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. P.M. Nagargoje, learned Counsel for the Applicant (through video conference) and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents

2. Learned P.O. seeks time to file affidavit-in-reply.

3. Time granted. Adjourned to 27.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.851/2024

V.R. Chavan (Nirdhar)Applicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. U.V. Bhosle, learned Counsel for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. C.T. Chandratre, learned Counsel for the Respondent no.4
2. Learned P.O. seeks time to file affidavit-in-reply.
3. Time granted. Interim relief granted earlier by order dated 16.08.2024 is extended till further orders.
4. Adjourned to 24.09.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 06.09.2024

O.A.No.1094/2024

S.B. VaijapurkarApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Ms. Srushti Thorat, learned Counsel for the Respondent No.3.

2. Though notice was issued nobody is present from the office of Respondents No.1 and 2, the State of Maharashtra, through Principal Secretary, Urban Development Department, Mantralaya, Mumbai and the Chief Executive Officer, Maharashtra Industrial Development Corporation respectively. Learned Counsel has also produced affidavit of service which shows that Respondents are served.

3. Learned Counsel Ms. Thorat has produced copy of letter dated 30.08.2024 sent by the Administrative Officer, M.M.R.D.A. to one Ms. Shilpa Kawle, Section Officer, U.D.D. Taken on record and marked as Exhibit-A. In the said letter it is mentioned that the post of Director of Town Planning is not created in the office of M.M.R.D.A. and the said post does not exists under Section 11(2) of the Mumbai Metropolitan Region Development Authority (MMRDA) Act, 1974.

4. On perusal of this letter dated 30.08.2024 and under such circumstances, prima facie, I am of the view that this is the fit case to pass the order of status quo ante. It is found that though the transfer order is passed but there is no post in existence with the said Department. In view of the same, the Applicant is directed to join the earlier post of Director-cum-Chief Planner, M.I.D.C. Mumbai forthwith. Learned P.O. is directed to communicate this order to the concern Respondents.

5. Adjourned to 13.09.2024. Hamdast.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**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 : 06.09.2024</p> <p align="center">O.A.No.1046/2024</p> <p>A.B. Gholap .Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard learned Counsel holding for Ms. Punam Mahajan, learned Counsel for the Applicant, Mr. A.J. Chougule, learned Presenting Officer for the Respondents and Private Respondent No.5, Mr. Bapurao Dira Dadas present personally.</p> <p>2. Applicant challenges order dated 20.08.2024, qua the Applicant and Respondent No.5, by which the Applicant is transferred from the post of Sub Divisional Police Officer, Daund Sub-Division, District Pune to Sub Divisional Police Officer, Chopda Sub Division, District Jalgaon and Respondent No.5 is posted in place of the Applicant and be pleased to further direct the Respondents to allow the Applicant to continue to work as Sub Divisional Police Officer, Daund Sub Division, Dist. Pune with all consequential service benefits.</p> <p>3. Private Respondent No.5 has appeared in person and he has opposed the request prayed by the Applicant to allow the Applicant to continue on the same post as he has already handed over the charge of Sub Divisional Police Officer, Nashik Rural on 28.08.2024. Copy of relieving memo dated 28.08.2024 is filed along with the affidavit-in-reply dated 04.09.2024 filed by Private Respondent No.5. Private Respondent No.5 also pointed out diary entry dated 29.08.2024 that he has taken charge as Sub Divisional Police Officer, Daund.</p> <p>4. Learned Counsel for the Applicant Ms. Mahajan has submitted that the Applicant has not completed the requisite tenure of two years on the present post as he was promoted to the post of Deputy Superintendent of Police on 13.10.2023 and posted at Solapur Rural. Learned Counsel has further submitted that the Applicant has made representation on 08.08.2024 that the Applicant be posted in functional Department in Pune, so that the directions given by the Election Commission dated 31.07.2024 will not be applicable to the Applicant for transfer. She has pointed out that these directions are mentioned in paragraph 5.3 of the guidelines of Election Commission dated 31.07.2024. Learned Counsel has submitted that the transfer order of the Applicant is passed in violation of Section 22N of the Maharashtra Police Act as the Applicant has not completed the requisite tenure of two years at his present post in Pune.</p>

5. Per contra, Private Respondent No.5 has pointed out Clause 3 of the directions given in the guidelines of Election Commission of India dated 31.07.2024, which states that, if any, officer has completed total three years in that district during last four years or would be completing three years on or before 30.11.2024 for Maharashtra, then the person is liable to be transferred. Private Respondent no.5 has further pointed out that even for calculating the period of three years spent on promotion to the post within a District is also to be counted in those three years period.

6. Learned P.O. has submitted that the representation made by the Applicant is under consideration by the Department.

7. Considered submissions. The directions issued by the Election Commission of India dated 31.07.2024 are the first prerogative over other transfer laws. Applicant has put in total three years during the last four years in District Pune on transferable post as per the guidelines mentioned in Clause 3 which read as below :

"3. Hence, the Commission has decided that no officer connected directly with elections shall be allowed to continue in the present district (revenue district) of posting :-

- (i) *if she/ he is posted in her / his home district.*
- (ii) *if she/he has completed three years in that district during last four (4) years or would be completed 3 years on or before 30th September, 2024 for UT of Jammu and Kashmir, 31st October, 2024 for Haryana, 30th November, 2024 for Maharashtra and 31st December, 2024 for Jharkhand ;*

While calculating the period of three years, promotion to a post within the district is to be counted."

8. Applicant was never posted in functional Departments in these three years, in last four years. Therefore the impugned order passed by the Respondent-State cannot be faulted with. Therefore, I pass the following order :

ORDER

- (A) Order dated 28.08.2024 directing that the Applicant be continued at his post at Pune is hereby withdrawn and Respondent No.5 is directed to take charge of the said post immediately today itself.
- (B) As per the submissions made by learned P.O. representation of the Applicant is pending with the Government, the same may be considered and order be issued within a period of two weeks.
- (C) No further indulgence is required.
- (D) O.A. stands disposed of.

Sd/-

(Mridula Bhatkar, J.)
Chairperson