

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 1084 OF 20129**

**DISTRICT :**

Shri K.D Salunke & Ors )...**Applicants**

**Versus**

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

Shri A.S Deshpande with Shri S.A Valimbe, learned advocate for the Applicants.

Ms Swati Manchekar, learned C.P.O for the Respondents.

Shri S.S Dere, learned advocate for Respondents no 8 & 9 in O.A 1084/2019.

**CORAM** : **Justice Mridula R. Bhatkar (Chairperson)**  
**Shri P.N Dixit (Vice-Chairman) (A)**

**DATE** : **07.062021**

**PER** : **Justice Mridula R. Bhatkar (Chairperson)**

**ORDER PASSED IN OPEN COURT**

1. Heard Shri A.S Deshpande with Shri S.A Valimbe, learned advocate for the Applicants, Ms Swati Manchekar, learned C.P.O for the Respondents and Shri S.S Dere, learned advocate for Respondents no 8 & 9 in O.A 1084/2019.

2. In O.A 1084/2019 and O.A 722/2019, wherein G.R No. Police-1818/File 355/Pol 5A dated 22.4.2019 is challenged by the applicants, private Respondents no 8 & 9 in the said O.A 1084/2019 have raised the

issue of maintainability of the Original Application on the ground of locus of the applicants.

3. In Gajanan B. Bansode & Ors Vs. State of Maharashtra & Ors in Civil Appeal No. 104/2021, filed before the Hon'ble Supreme Court, where the issue of challenge to the same G.R dated 22.4.2019, regarding the promotion to the post of Police Sub Inspector on the basis of Limited Departmental Competitive Examination was challenged. The said case was filed before the Maharashtra Administrative Tribunal, Aurangabad Bench. In the said Civil Appeal No. 104/2021 it was found that there are other applicants and challenge is given by different applicants to G.R dated 22.4.2019. Therefore, the Hon'ble Supreme Court in C.A 104/2021 by order dated 5.2.2021, passed the following order:-

*"We direct the Maharashtra Administrative Tribunal, Aurangabad Bench to decide the pending O.A. within a period of six months from the date of receipt of this Order. The Tribunal will ensure that the additional 636 candidates are given notice of the pending O.A. through the State, to enable them to appear and participate in the proceedings. The Tribunal is further directed to club all pending Original Applications challenging the impugned Government Resolution No.Police-1818/File 355/Pol 5A, and pass a common Judgment in these cases."*

4. Before the order was passed by the Hon'ble Supreme Court in the above Civil Appeal No. 104/2021, the present Original Applications was filed by the applicants challenging the said G.R dated 22.4.2019 before the Maharashtra Administrative Tribunal, Principal Bench at Mumbai. Learned counsel for the private Respondents 8 & 9 and the learned C.P.O for the Respondents have raised the objection of maintainability on account of locus, much earlier to the order dated 5.5.2021 passed by the Hon'ble Supreme Court in C.A 104/2021.

5. It is necessary to mention certain factual position in respect of functioning of the Maharashtra Administrative Tribunal, Aurangabad

bench. The Maharashtra Administrative Tribunal, Aurangabad Bench was not functional from 5.11.2020 due to retirement of all the Members. Thus, when the order dated 5.2.2021 was passed by the Hon'ble Supreme Court, Maharashtra Administrative Tribunal, Aurangabad Bench was not functional. The said order of the Hon'ble Supreme Court was received by the Maharashtra Administrative Tribunal, Principal Bench, at Mumbai. The Maharashtra Administrative was taking some matters by Video Conference and also by entertaining physical hearing, if the matters are mentioned and brought by learned counsel, Maharashtra Administrative Tribunal, Aurangabad Bench, with a view to make the Tribunal run and make it functional so that the Aurangabad bench will not be standstill and the litigants of the said region should get access to justice, especially in urgent matters. Hence, it was found proper and appropriate by the M.A.T, Principal Bench, Mumbai to take up all the matters and since the present matter was made time bound by the Hon'ble Supreme Court, the matters which were pending at M.A.T, Aurangabad Bench, the counsel were allowed to mention at M.A.T, Principal Bench. Certain orders in respect of service of notice and filing of affidavit in reply were passed with a view to make matters ready.

6. In between, the orders of appointment of Member (J) & Member (A) at Maharashtra Administrative Tribunal, Aurangabad Bench were issued by the Government of India and initially the Single Bench started functioning at M.A.T, Aurangabad from 2.5.2021 and thereafter the Division Bench at M.A.T, Aurangabad is now in operation from 1.6.2021. Hence, the matter where the Government Resolution No.Police-1818/File 355/Pol 5A dated 22.4.2019 is challenged, are transferred to M.A.T, Aurangabad, as the Principal Bench was entertaining these matters in interregnum period.


7. Earlier argument on the point of maintainability of the present O.A, challenging the said G.R dated 22.4.2019 was initially heard. However, due to Covid-19 Pandemic, it could not be heard fully. On 3.6.2021, Mr Valimbe, learned counsel for the applicants was asked to go on with the matter and he stated that this matter is to be transferred to

M.A.T, Aurangabad along with O.A 722/2019, in view of the order dated 5.2.201 passed by the Hon'ble Supreme Court in C.A 104/2021. However, Mr Dere, learned counsel for private Respondents no 8 & 9 has raised the objection of maintainability on account of locus. Mr Valimbe, learned counsel for the applicants submitted that he will consider this point whether the applicants have locus or not and will make the statement on next date. Therefore, the matter is fixed today for making statement whether the applicants have locus or not. During the course of hearing, the matter was narrowed down to whether the applicants are age barred or not and whether they have any locus. Mr Valimbe stated that he will take instructions on this point and make statement accordingly whether the applicants are age barred or not and have any locus.

8. However, today Mr A.S Deshpande, learned counsel with Mr Valimble appeared for the applicants. Learned counsel Mr Deshpande, has submitted that he does not want to argue on the point of locus, but he said that this matter is to be transferred to M.A.T, Aurangabad in view of the order of the Hon'ble Supreme Court dated 5.2.2021 in C.A 104/2021. He read over para 21 of the said order. We also read that para 21 again and again along with Mr. Deshpande.

9. Mr Deshpande, learned counsel for the applicants submitted that the Hon'ble Supreme Court has directed the Tribunal to club all the pending Original Applications challenging the Government Resolution No.Police-1818/File 355/Pol 5A dated 22.4.2019 and pass common judgment in these cases within six months. Therefore, it is mandatory on the part of the M.A.T, Principal Bench, Mumbai to transfer these matters to M.A.T, Aurangabad Bench and all matters in Maharashtra are clubbed at M.A.T, Aurangabad Bench.

10. The submissions of learned counsel for the applicants Mr. Deshpande are not convincing as para 21 of the order dated 5.2.2021 of the Hon'ble Supreme Court in C.A 104/2021 is to be read in its entirety and in its context. In first portion of the order, direction is given to the



Maharashtra Administrative Tribunal, Aurangabad Bench. However, in the second portion while giving another direction, the Hon'ble Supreme Court has used the word "Tribunal", is further directed to club all the pending Original Applications. Thus we read the Tribunal in context with Aurangabad Bench and it cannot be read as Maharashtra Administrative Tribunal as a whole, were the matters filed by the applicants at M.A.T, Nagpur and so also the Principal Bench. Thus, in the order dated 5.2.2021 in C.A 104/2021, the Hon'ble Supreme Court has given directions to club all the Original Applications which are pending before M.A.T, Aurangabad Bench and decide within six months by a common judgment.

11. Thus, the directions given by the Hon'ble Supreme Court cannot be said that the Hon'ble Supreme Court has restored upon territorial jurisdiction of all matters pending at M.A.T, Mumbai, Nagpur and Aurangabad in respect of this issue. The litigants from different regions have filed Original Applications while challenging this particular G.R dated 22.4.2019 depending on the vicinity, the Bench available to them either at Nagpur or Mumbai.

12. Hence, the request of learned counsel for the applicants to transfer the present Original Applications to M.A.T, Aurangabad bench is hereby rejected.

13. Mover, the matter is part heard. Learned counsel for the applicants to advance the submission on the point of locus.

Sd/-  
**(P. N. Dixit)**  
**Vice-Chairman (A)**

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

**Place : Mumbai**  
**Date : 07.06.2021**  
**Dictation taken by : A.K. Nair.**

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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 : 07.06.2021</p> <p align="center">O. A. No.712 of 2016</p> <p>D. A. Sarge <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. The Applicant and his Counsel are absent. Heard Smt. Archana B. K., learned P.O. holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Since the Applicant and his Counsel are absent, the matter is adjourned to 25.06.2021.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span></p> <p align="center">(Medha Gadgil) <span style="float:right">(A.P. Kurhekar)</span> Member (A) <span style="float:right">Member(J)</span></p> <p>vsm</p>

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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.912 of 2015</p> <p>S. G. Deshpande &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant, Shri A. J. Chougule, learned P.O. for the Respondents. Shri B.A. Bandiwadekar, learned Counsel for Respondent No.38 is present and Shri U. V. Bhosale holding for Shri M.R. Patil, learned Counsel for the Respondent Nos.19,27, 31 &amp; 44.</p> <p>2. Shri U. V. Bhosale, learned Counsel submits that Shri M.R. Patil is unwell and advised home stay because of Covid-19 pandemic situation and deaths in his family. He, therefore, requested to adjourn the matter for one month.</p> <p>3. S.O. to 08.07.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Medha Gadgil) <span style="float: right;">(A.P. Kurhekar)</span> Member (A) <span style="float: right;">Member(J)</span></p> <p>vsm</p>

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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.509 of 2015</p> <p>P. G. Kolapte <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri D.B. Khaire, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that present matter was handled by Ms N.G.Gohad, learned P.O. but today only it is allotted to him he, therefore, sought time to go through the file and to argue the matter.</p> <p>3. Indeed, if P.O. in charge of the matter is not available then the matter should have been allotted to another P.O. well in advanced so that the matter <del>was</del> not adjourned on such specious ground.</p> <p>4. Learned P.O. is directed to take note of it.</p> <p>5. In view of above, the matter is adjourned to 21.06.2021. No further time will be granted.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span></p> <p align="center">(Medha Gadgil) <span style="float:right">(A.P. Kurhekar)</span> Member (A) <span style="float:right">Member(J)</span></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 : 07.06.2021</p> <p align="center"><b>O.A.No.1121 of 2016</b></p> <p><b>P. N. Shelke</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents for some time.</p> <p>2. In present O.A. there is an issue of reservation for ESBC which has been struck down by the Hon'ble Supreme Court recently by the judgment dated 5<sup>th</sup> May, 2021. The Applicant had applied from ESBC category. He was in waiting list. One of the candidates Shri Munde was selected from open sports category did not join. The Applicant, therefore, made representation to appoint him from open sports category.</p> <p>3. Shri K.R. Jagdale, learned Counsel for the Applicant canvassed that since the reservation for ESBC was quashed, the Applicant is required to be treated from open sports category and he should be appointed from the said category.</p> <p>4. In view of above, learned P.O. is directed to take instructions from G.A.D. about the cancellation of reservation of ESBC and the stand of the Government about appointment of another candidate treating the said candidate as open category in view of cancellation of reservation of ESBC.</p> <p>5. Hamdast category.</p> <p>6. S.O. to 14.06.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Medha Gadgil) <span style="float: right;">(A.P. Kurhekar)</span>  Member (A) <span style="float: right;">Member(J)</span></p> <p>vsm</p> <p align="right">[P.T.O.]</p>

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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.202 of 2016</p> <p>S. S. Ketkar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos.1 and 2. Respondent No.3 and his Counsel are absent.</p> <p>2. The matter is heard partly.</p> <p>3. Learned P.O. is directed to produce the record of selection of Applicant and the criteria applied for the same.</p> <p>4. S.O. to 11.06.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Medhā Gadgil) <span style="float: right;">(A.P. Kurhekar)</span> Member (A) <span style="float: right;">Member(J)</span></p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 07.06.2021</b></p> <p><b>O.A. No.745 of 2020</b></p> <p><b>L.Z. Newadkar .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder in O.A. It is taken on record.</p> <p><b>Order in M.A. No. 186 of 2021</b></p> <p><b>G.S. Bhondivale &amp; 13 Ors. ....Applicant</b>  <b>Versus</b>  <b>L.Z. Newadkar .....Resp (Org. Appl.)</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Resps. (Org. Resp.)</b></p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Shri A.V. Bandiwadekar, learned Advocate for the Respondents (Org. Appl.) and Smt Archana B.K., learned Presenting Officer for the Respondents (Org. Resp.).</p> <p>2. In pending O.A. No.745 of 2020 this M.A. No.186/2021 is filed for intervention.</p> <p>3. Two weeks time is granted to Shri A.V. Bandiwadekar, learned Advocate for the Applicant to file Reply in M.A.</p> <p>4. State is at liberty to file Reply in M.A.</p> <p>5. S.O. to 21.06.2021.</p> <p style="text-align: center;">^ Sd/- v <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p>
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	<p>Date: 07.06.2021</p> <p align="center">O.A. No.655 of 2020</p> <p>Dr. K.S. Deshpande .....Applicant Versus The State of Maharashtra &amp; 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 has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Adjourned to 25.06.2021 for hearing at the stage of admission.</p> <p align="right">             Sd/-            (A.P. Kurhekar)            Member (J)         </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: 07.06.2021</p> <p align="center">O.A. No.560 of 2020</p> <p>M.D. Rathod .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Shri A.J. Chougule, learned P.O. for the Respondent is present.</li> <li>3. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</li> <li>4. S.O. to 21.06.2021.</li> </ol> <p align="right">           \            Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>

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	<p><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.669 of 2020</b></p> <p><b>A.B. Hotkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.B. Hotkar, Applicant-in-Person and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. three days time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 11.06.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>


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	<p align="center"><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.331 of 2021</b></p> <p><b>N.V. Thakare</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant adjourned for hearing on the point of interim relief.</p> <p>3. S.O. to 09.06.2021.</p> <p align="right">             Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>

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	<p align="center"><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.139 of 2020</b></p> <p><b>K.A. Bhosale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Smt. Archana B.K., learned P.O. for the Respondent is present.</li> <li>3. Shri P.B. Walimbe, learned Advocate for the Respondent No.5 is absent.</li> <li>4. Though enough time is granted no Reply is filed by Respondent No.5.</li> <li>5. Respondent No.3 – S.D.O. has already filed Reply.</li> <li>6. Adjourned for hearing at the stage of admission.</li> <li>7. S.O. to 28.06.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p>



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	<p><b>Date: 07.06.2021</b></p> <p align="center"><b>R.A. No.12 of 2017 in O.A. No.808 of 2016</b></p> <p><b>J.M. Gurav</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri J.M. Gurav, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today Applicant is present, he has filed notes of argument.</p> <p>3. On request of learned P.O. short time is granted for her submission in R.A.</p> <p>4. S.O. to 14.06.2021.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 07.06.2021</b></p> <p><b>O.A. No.345 of 2021</b></p> <p><b>D.S. Modhe</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 30.06.2021.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>6. 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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 30.06.2021.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.332 of 2021</b></p> <p><b>R.T. Chavan</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Applicant stands retired on 31.07.2019, initially he was granted provisional pension upto 31.01.2020, and thereafter, no provisional pension was paid besides other retrial benefits such as Pension, Gratuity, Leave Encashment, Travelling Allowances are not paid therefore the Applicant has filed the present O.A.</li> <li>3. Shri A.V. Bandiwadekar, learned Advocate for the Applicant submits that above retrial benefits are withheld without any justification since there is no criminal case or D.E. pending against him.</li> <li>4. Learned P.O. seeks time to take instructions.</li> <li>5. Respondents ought to have continued atleast provisional pension which is not paid from 01.02.2020 by way of interim relief Respondents are therefore directed to continue provisional pension and compliance the Report on next date. <span style="float: right;">submit 6</span></li> <li>6. Issue notice before admission returnable on 30.06.2021.</li> <li>7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> </ol>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.330 of 2021</b></p> <p><b>S.N. Joshi</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Matter pertains to grant of Time Bound Promotion, which subject is of Division Bench as per latest Office order dated 28.05.2021.</p> <p>3. Registrar is directed to take appropriate steps.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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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: 07.06.2021</p> <p align="center">O.A. No.319 of 2021</p> <p>D.L. Chavan .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Matter pertains to grant of Time Bound Promotion, which subject is of Division Bench as per latest Office order dated 28.05.2021.</li> <li>3. Registrar is directed to take appropriate steps.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.267 of 2021</p> <p>G. N. Tate <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 23.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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**FARAD CONTINUATION SHEET No.**

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	<p>Date : 07.06.2021</p> <p>O.A.No.254 of 2021</p> <p>S. B. Gavit .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri B. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 25.06.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 07.06.2021</p> <p align="center">O.A. No.135 of 2021</p> <p>J.M. Kawade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 18.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>



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	<p>Date: 07.06.2021</p> <p align="center">O.A. No.100 of 2021</p> <p>Y.K. Potekar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted as last chance for filing Affidavit-in-Reply, no further time will be granted.</p> <p>3. S.O. to 21.06.2021.</p> <p align="right">           \            Sd/-            (A.P. Kurhekar)            Member (J)         </p> <p>NMN</p>

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	<p>Date: 07.06.2021</p> <p align="center">O.A. No.98 of 2021</p> <p>R.C. Sonawane .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. time is granted for filing Affidavit-in-Reply as last chance.</p> <p>3. S.O. to 18.06.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 07.06.2021</p> <p align="center"><b>M.A. No.184 of 2021 in O.A. No.574 of 2020</b></p> <p>L.D. Veer .....Applicant Versus The State of Maharashtra &amp; 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. Since, Respondents are already party to O.A. the issuance of notices in M.A. is dispensed with.</p> <p>3. Respondents are directed to file Reply to M.A. on next date.</p> <p>4. S.O. to 23.06.2021.</p> <p align="right">   Sd/-  (A.P. Kurhekar)  Member (J) </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: 07.06.2021</p> <p align="center">O.A. No.42 of 2021</p> <p>R.S. Chavan &amp; Ors .....Applicant Versus The State of Maharashtra &amp; 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. On request of learned P.O. two days time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 09.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</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: 07.06.2021</p> <p align="center">O.A. No.798 of 2020</p> <p>S.G. Kamble .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Nitin Satpute, learned Advocate holding for Shri A.P. Barge, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record.</li> <li>3. Adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 23.06.2021.</li> </ol> <p align="right">           Sd/-    <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 07.06.2021</b></p> <p align="center"><b>R.A. No.03 of 2021 in O.A. No.792 of 2019</b></p> <p><b>Dr. D.B. Bamane</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder in R.A.. It is taken on record.</p> <p>3. In O.A. learned P.O. has filed short Affidavit of Principal Secretary (1), Public Health Department, Mantralaya, Mumbai in compliance of order dated 22.02.2021.</p> <p>4. Adjourned for hearing on 16.06.2021.</p> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.06.2021</p> <p align="center">R.A. No.15 of 2020 in O.A. No.1000 of 2019</p> <p>G.M. Kamble .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents 1 &amp; 3 and Shri U.V. Bhosle, learned Advocate holding for Shri M.B. Kadam, learned Advocate for the Respondent 2.</p> <p>2. On request of learned Advocate Shri U.V. Bhosle holding for Shri M.B. Kadam, <i>adjourned.</i></p> <p>3. Adjourned for a week.</p> <p>4. S.O. to 14.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 07.06.2021</p> <p>O.A.No.225 of 2021</p> <p>S. D. Gawade ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondent No.1 is present. None for Respondent No.2 though served.</p> <p>2. On request of learned P.O., three weeks time is granted for filing reply.</p> <p>3. S.O. to 28.06.2021.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) 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 : 07.06.2021</p> <p align="center">O.A.No.183 of 2021 with O.A.No.184 of 2021</p> <p>B. D. Potdar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply as a last chance.</p> <p>3. S.O. to 25.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.146 of 2021</p> <p>S.A. Bhosale <span style="float:right">....Applicant</span></p> <p><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. At the same time, learned Counsel for the Applicant is also directed to make it clear as to whether his relief is restricted to the recovery only because the issue of entitlement to Time Bound Promotion is also involved and the subject of Time Bound Promotion now pertains to Division Bench in view of the office order dated 28.05.2021.</p> <p>4. S.O. to 21.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 07.06.2021</p> <p>O.A.No.266 of 2021</p> <p>S. S. Paithankar ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 23.06.2021.</p> <p style="text-align: right;">Sd/- ✓ (A.P. Kurhekar) 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
	<p><b>Date: 07.06.2021</b></p> <p><b>O.A. No.321 of 2021</b></p> <p><b>D.N. Tonde</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Kolge, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 05.07.2021.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>6. 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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 05.07.2021.</li> </ol> <p style="text-align: right;">Sd/-    (A.P. Kurhekar)  Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 07.06.2021</b></p> <p><b>O.A.No. 34 of 2021</b></p> <p><b>S. B. Rathod</b> .....<b>Applicant</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...<b>Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri S.S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 30.06.2021</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.</li> <li>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.</li> <li>6. 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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 30.06.2021.</li> </ol> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

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	<p>Date : 07.06.2021</p> <p align="center">O.A.No.45 of 2021</p> <p>H. D. Patil <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, one week time is granted for filing Rejoinder.</p> <p>3. S.O. to 16.06.2021.</p> <p align="right">Sd/- w (A.P. Kurhekar) 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 : 07.06.2021</p> <p align="center">O.A.No.1062 of 2019</p> <p>Dr. B. T. Karavekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. O.A. is disposed of by order dated 09.02.2021 whereby certain directions were given and direction no.(B) was to be complied within three months. Though, the period of three months is over, no compliance report is submitted.</p> <p>3. In view of above, Principal Secretary, Public Health Department, Govt. of Maharashtra is directed to file affidavit explaining the steps taken by him in pursuance of the directions given by the Tribunal for enquiry.</p> <p>4. Affidavit be filed on 11.06.2021.</p> <p>5. S.O. to 11.06.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) 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 : 07.06.2021</p> <p align="center"><b>O.A.No.137 of 2021</b></p> <p>V. Y. Jamdade .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant at the very outset states that because of interim orders passed by the Tribunal as well as interference of learned P.O., G.A.D. had agreed to allot the service quarter to Applicant at Ghatkopar. However, formal orders are not yet issued.</p> <p>3. Learned Counsel for the Applicant, therefore, submits that O.A. be disposed of since the Applicant will get another quarter at Ghatkopar.</p> <p>4. In view of above, Respondent No.2-G.A.D. shall issue necessary orders for allotment of quarter within one week so that on allotment of the quarter, the Applicant could vacate the police quarter which is in her possession now.</p> <p>5. In view of above, O.A. is disposed of with no order as to costs.</p> <p>6. Hamdast granted.</p> <p align="right">Sd/- (A.P. Kurhekar) 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
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**07.06.2021**

**M.A 180/2021 in O.A 542/2020**

Dr Babu H. Tadvi ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Mrs Punam Mahajan, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents no 1 & 2 and Shri M.D Lonkar, learned advocate for Respondent no. 3.

2. Learned counsel for the applicant submits that the present M.A is filed for amending the prayer clause, where the Respondent should be directed to open the sealed cover in case of the applicant. Copy of the same has been served to the learned counsel for the private Respondent. He has no objection for the same.

3. Misc Application seeking amendment is allowed. Amendment to be carried out within a week. Amended copy to be served on the private Respondent as well as the office of the learned C.P.O.

4. Respondents are granted three weeks' time to file affidavit in reply to the amended O.A.

5. S.O to 29.6.2021.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 align="center"><u>M.A. No.166 of 2021 in O.A. No.286 of 2020</u></p> <p>Rajan Y. Reddiyar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks permission to amend the OA and prayer clause of the OA, as the Government has issued GR dated 7.5.2021 which directly effects the issue involved in the OA i.e. reservation in promotion. It is relevant to the main issue and the same cause of action and in order to avoid further multiplicity of proceedings, he wants to amend the OA.</p> <p>3. Ld. CPO submits to the order of the Tribunal.</p> <p>4. MA is allowed. Amendment be carried out forthwith and copy of amended copy be served on all concerned and respondents may file reply to the amendment.</p> <p>5. OA adjourned to 5.7.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N. Dixit) (Mridula R. Bhatkar, J.) Vice-Chairman Chairperson 7.6.2021 7.6.2021</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 Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.779 of 2020</u></p> <p>K.P. Dhumale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 30.3.2021 of Shri Atul Ashok Kode, Joint Secretary, Revenue &amp; Forest Department, Mantralaya, Mumbai on behalf of respondents no.1 &amp; 2. The same is taken on record and copy given to the Ld. Advocate for the applicant.</p> <p>3. Applicant does not wish to file rejoinder.</p> <p>4. Admit.</p> <p>5. Ld. Advocate for the applicant submits that applicant is going to retire on 31.7.2021 and therefore the matter is to be heard.</p> <p>6. S.O. to 5.7.2021 for final hearing.</p> <p align="center">Sd/- _____ (P.N. Dixit) Vice-Chairman 7.6.2021</p> <p align="center">Sd/- _____ (Mridula R. Bhatkar, J.) Chairperson 7.6.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. 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 align="center"><u>O.A. No.405 of 2020</u></p> <p>Shri A.N. Chavan ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks three weeks time for filing reply.</p> <p>3. S.O. to 29.6.2021.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(P.N.<sup>1</sup> Dixit) (Mridula R. Bhatkar, J.) Vice-Chairman Chairperson 7.6.2021 7.6.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. 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 align="center"><u>O.A. No.1234 of 2019</u></p> <p>Dr. D.S. Sawant ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.D., Kango, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks two weeks for filing rejoinder.</p> <p>3. S.O. to 22.6.2021.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(P.N.† Dixit) Vice-Chairman 7.6.2021</p> <p align="center">(Mridula R. Bhatkar, J.) Chairperson 7.6.2021</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 Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.169 of 2021 in O.A. No.335 of 2021

S.A. Kulkarni & 50 Ors. ..Applicants  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

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.

Sd/-

(P.N. Dixit)  
Vice-Chairman  
7.6.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)  
Chairperson  
7.6.2021



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.As. No.563 to 566 of 20 2020</u></p> <p>M.A. Divekar (OA.563/2020)  V.A. Zadbuke (OA.564/2020)  A.A. Jadhav (OA.565/2020)  A.A. Ta;aslar (OA.566/2020) ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.S. Deshpande, Ld. Advocate holding for Shri S.D. Joshi, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply on behalf of respondents no.1, 3 &amp; 4 in OA No.564 of 2020. The same is taken on record and copy given to Ld. Advocate for the applicants. Ld. PO seeks time to file reply in other matters.</p> <p>3. S.O. to 25.6.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N. Dixit)  Vice-Chairman  7.6.2021  (sgj)</p> <p align="center">Sd/-</p> <p align="center">(Mridula R. Bhatkar, J.)  Chairperson  7.6.2021</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**07.06.2021**

**O.A 1084/2019**

K.D Salunke  
S.S Patil ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

**Later on at 3.30 pm**

1. Heard Shri S.A Valimbe, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents no 1 & 2 and Shri S.S Dere, learned advocate for Respondents no. 8 & 9.

2. Learned counsel for the applicant submits that the present M.A is filed for amending the prayer clause, where the Respondent should be directed to open the sealed cover in case of the applicant. Copy of the same has been served to the learned counsel for the private Respondent. He has no objection for the same.

3. Learned counsel Mr Valimbe, for applicant no. 2, Shri S.S Patil, stated that the applicant is benefited by the interim order dated 17.5.2021 in O.A 383/2021 passed by M.A.T, Nagpur Bench and he is going to be sent for training from 21.6.2021 and therefore, he does not want to contest this application. Learned counsel Mr Valimbe, seeks permission to delete his name from the present Original Application. Permission granted.

4. Mr Valimbe, learned counsel for applicant No. 1 Shri K.D Salunkhe submits that applicant is age barred as he is 37 years old and he is from open category.

5. In view of the submissions made by the learned counsel for the applicants, we find that the application is not maintainable on the point of locus as pointed out by learned counsel Mr Dere for Respondents no 8 & 9.

6. Hence, the Original Application stands dismissed.

Sd/-

(P.N Dixit)  
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Objection taken by Ld. Advocate for the applicant is not well founded.</p> <p>7. In view of the submissions by Ld. Advocate for the Interveners and the pleadings in the MA, intervention needs to be allowed.</p> <p>8. MA for intervention is allowed.</p> <p>9. Ld. Advocate for the applicant is directed to add Interveners as party respondents in the array of respondents in the OA. Amendment be carried out forthwith. Interveners may file reply within four weeks.</p> <p>10. OA adjourned to 5.7.2021.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(P.N. Dixit)</p> <p>Vice-Chairman</p> <p>7.6.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.)</p> <p>Chairperson</p> <p>7.6.2021</p> </div> </div>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.335 of 2021</u></p> <p>S.A. Kulkarni &amp; 50 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants seek directions that the order dated 30.11.2019 regarding giving financial benefits from a particular date is to be quashed and set aside and they are to be given the financial benefits from the date of appointment on Converted Regular Temporary (CRT).</p> <p>3. Ld. Advocate for the applicants submits that Applicant No.26 – Shri Manmohan Krishnrao Joshi has expired on 31.5.2021 and the matter is filed on 28.5.2021. She seeks permission to bring the legal representatives of the deceased applicant no.26 on record.</p> <p>4. Permission granted. Amended OA be served on all concerned.</p> <p>5. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 2.8.2021.</p> <p>7. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p align="center"></p> <p align="right">[P.T.O.]</p>

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<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. 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 style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N. Dixit) Vice-Chairman 7.6.2021</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">/ (Mridula R. Bhatkar, J.) Chairperson 7.6.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 07.06.2021</b></p> <p align="center"><b>O.A. No.332 of 2021</b></p> <p><b>R.T. Chavan</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Applicant stands retired on 31.07.2019, initially he was granted provisional pension upto 31.01.2020, and thereafter, no provisional pension was paid besides other retrial benefits such as Pension, Gratuity, Leave Encashment, Travelling Allowances are not paid therefore the Applicant has filed the present O.A.</li> <li>3. Shri A.V. Bandiwadekar, learned Advocate for the Applicant submits that above retrial benefits are withheld without any justification since there is no criminal case or D.E. pending against him.</li> <li>4. Learned P.O. seeks time to take instructions.</li> <li>5. Respondents ought to have continued atleast provisional pension which is not paid from 01.02.2020 by way of interim relief Respondents are therefore directed to continue provisional pension and compliance the Report on next date. <span style="float: right;">submit b</span></li> <li>6. Issue notice before admission returnable on 30.06.2021.</li> <li>7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> </ol>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>10. 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>11. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>12. S.O. to 30.06.2021.</p> <p>13. Hamdast granted.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> Member (J)</p> <p>NMN</p>