

**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 : 07.08.2019.</p> <p>C. A. No.26 of 2019 in O.A.No.606 of 2017 (D.B.)</p> <p>P. P. Ramtane & Drs.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Heard Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.1 as well as Respondent No.2 separately. It is taken on record.</p> <p>3. The matter is adjourned for hearing on 03.09.2019.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019.</p> <p>O.A.No.1120 of 2018 (D.B.)</p> <p>S. N. SalveApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant is present in person. Heard Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos.1 to 3. Respondent No.4 is absent.</p> <p>2. Applicant is seeking adjournment on the ground that her Advocate is not available.</p> <p>3. Matter pertains to Division Bench.</p> <p>4. Adjourned for hearing in due course.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019.</p> <p align="center">O.A.No.432 of 2019</p> <p>P. L. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Presenting Officer for the Respondent Nos.1 to 5. Shri G. Sadavarte, learned Counsel who is appearing for Respondent Nos.19, 23, 27, 28, 30, 32, 34, 35 & 36 is absent. Shri Gugale, learned Counsel holding for Shri Devkar, learned Counsel for the Respondent Nos.15, 29 and 31.</p> <p>2. Today, learned C.P.O. has filed reply on behalf of the Respondent No.2 and sought time to verify whether the reply is necessary on behalf of Respondent Nos.1, 3, 4 and 5.</p> <p>3. One week's time is lastly granted for filing reply.</p> <p>4. Learned C.P.O. for the Respondents submits that matter pertains to selection and, also pointed that Interim relief is already granted by this Tribunal. She, therefore, requested to expedite the matter.</p> <p>5. In view of above, the matter is expedited.</p> <p>6. S.O. to 16.08.2019.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019.</p> <p align="center">M.A. No.418 of 2019 in O. A. No. 72 of 2018</p> <p>A. M. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. G. Bagkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. M.A.No.418/2019 is filed for restoration of O.A.No.72/2018 which was dismissed in default on 22.07.2019.</p> <p>3. Perusal of record reveals that earlier also O.A. was dismissed in default on 02.01.2019 but the same was restored. As such, the Applicant appears not serious to proceed with the matter. Any way, it would be appropriate to decide the O.A. on merit. Therefore, I am inclined to restore the O.A. subject to cost.</p> <p>4. M.A.No.418/2019 is allowed subject to cost of Rs.2000/- to be deposited within a week in the office of Tribunal. On depositing of cost, O.A.No.72/2018 be listed for hearing at the stage of admission.</p> <p align="right">Sd/-</p> <p align="right">V (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019.</p> <p>O. A. No. 246 of 2019</p> <p>P. K. Bodake ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. The matter is adjourned hearing at the stage of admission.</p> <p>4. S.O. to 27.08.2019.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019.</p> <p align="center">M.A. No.424 of 2019 in O. A. No.530 of 2019</p> <p>R. R. DhaktodeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri D. B. Khaire, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This matter was dismissed in default on 05.08.2019 as the Applicant and his Counsel both were absent.</p> <p>3. Learned Counsel for the Applicant submits that he was unwell and, therefore, could not remain present.</p> <p>4. In view of above, M.A.No.424/2019 is allowed.</p> <p>5. O.A.No.530/2019 is restored to file. O.A. be fixed for hearing at the stage of admission. Interim relief granted in O.A. shall continue till next date.</p> <p>6. S.O. to 27.08.2019.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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>Date : 07.08.2019.</p> <p align="center">O.A.No.1123 of 2018</p> <p>A. B. GavariApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The present O.A. is quite old but no reply is filed despite enough chances granted to the Respondents.</p> <p>3. Hence, the matter to proceed without reply and be kept for hearing at the stage of admission.</p> <p>4. S.O. to 28.08.2019.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2019</u></p> <p><u>O.A 543/2019</u></p> <p>Shri D.D Barad ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. At the request of learned P.O, adjourned to 22.8.2019.</p> <p>Sd/- _____ Sd/- _____</p> <p>(A.P Kurhekar) (P.N Dixit) Member (J) Vice-Chairman (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p align="center">M.A.No.397 of 2019 in O.A.No.733 of 2019</p> <p>M.R. Rathod & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. Madhavi Ayyapan, learned Advocate holding for Shri S. Walimbe, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents. None for Respondent No.7.</p> <p>2. By this M.A. the Applicants are seeking leave to <u>sue</u> jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid.</p> <p>3. M.A. is disposed off accordingly.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.1060 of 2017

S.S. Charankar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Applicant and Advocate for the applicant are absent. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. This is old matter. After amendment by the applicant, respondents no.1, 3 & 4 have filed their reply on 28.6.2019. The affidavit also enclosed Exhibit R-1 which is on record at page 209. As per the same there has been no delay in actions to be taken in respect of the applicant.

3. Today during hearing it is noticed that the applicant as well as advocate for the applicant are absent.

4. Being old matter, for want of prosecution the matter is dismissed.

Sd/-

(P.N. Dixit)

Vice-Chairman (A)

7.8.2019

(sgj)

**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 align="center"><u>O.A. No.665 of 2019</u></p> <p>D.D. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 26.8.2019.</p> <p align="right">Sd/- (P.N. Dixit) Vice-Chairman (A) 7.8.2019</p> <p>(sgj)</p>

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FARAD CONTINUATION SHEET No.

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

Tribunal's orders

O.A. No.572 of 2019

A.Y. Shrigiriwar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO files reply on behalf of respondent no.1 and the same is taken on record.

3. Ld. Advocate for the applicant seeks time.

4. S.O. to 26.8.2019.

Sd/-

(P.N. Dixit)
Vice-Chairman (A)
7.8.2019

(sgl)

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.314 of 2019

S.S. Panindre ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K.. learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks time to take instructions.

3. S.O. to 23.8.2019.

Sd/-

(P.N. Dixit)

Vice-Chairman (A)

7.8.2019

(sgl)

**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
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O.A. No.459 of 2019

U.A. Sonawale & Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. PO seeks time to file reply.

3. S.O. to 16.9.2019.

Sd/-

(P.N. Dixit)

Vice-Chairman (A)

7.8.2019

(sgj)

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.581 of 2019 with M.A.No.324 of 2019</p> <p>Y.D. Kale & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. At the request of learned Advocate Shri S.S. Dere for the Applicants adjourned to 21.08.2019.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

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Original Application No. of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>M.A.No.330 of 2019 in O.A.No.306 of 2015 with O.A.No.306 of 2015</p> <p>R.D. Kamble Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Applicant as well as learned Advocate for the Applicant are absent.</p> <p>3. Both M.A. and O.A. are dismissed for want of prosecution.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</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 : 07.08.2019</p> <p>R.A.No.6 of 2019 in O.A.No.822 of 2016</p> <p>V.S. Chaudhari Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. Tanvi Sangle, learned Advocate instructed by Shri Uday Warunjikar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents proposes to file reply.</p> <p>3. Adjourned to 18.09.2019.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2019</u></p> <p><u>O.A 551/2019</u></p> <p>Shri C.R Pillay ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Applicant as well as learned advocate for the applicant absent. Heard Smt Krant S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Keep for dismissal on 22.8.2019.</p> <p style="text-align: center;">Sd/- (A.P Kurhekar) Member (J)</p> <p style="text-align: center;">Sd/- (P.N'Dixit) Vice-Chairman (A)</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 : 07.08.2019</p> <p>M.A.No.416 of 2019 in O.A.No.172 of 2016</p> <p>D.S. Katke Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri S.D. Patil, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the Applicants, Shri A.J. Chougule, learned P.O. for the Respondents and Shri B.A. Bandiwadekar, learned Advocate for the Respondent No.7.</p> <p>2. M.A.No.416/2019 is filed for restoration of O.A.No.172/2016. For the reasons stated therein, O.A. is restored. To be heard in due course.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

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	<p>Date : 07.08.2019</p> <p>M.A.No.417 of 2019 in M.A.No.416 of 2019 in O.A.No.172 of 2016 With M.A.No.416 of 2019 in O.A.No.172 of 2016</p> <p>D.S. Katke Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri S.D. Patil, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the Applicants, Shri A.J. Chougule, learned P.O. for the Respondents and Shri B.A. Bandiwadekar, learned Advocate for the Respondent No.7.</p> <p>2. M.A.No.417/2019 is filed for condonation of delay of 4 days in filing O.A.No.172/2016.</p> <p>3. For the reasons stated therein, M.A.No.417/2019 is allowed.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>M.A.No.422 of 2019 in O.A.No.646 of 2016</p> <p>S.P. Sable Applicant Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri A.S. Deshpande, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents. 2. Issue notice before admission returnable on 16.08.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. 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. 7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. Respondents are directed to make statement about the list of seniority from which the promotions are likely to be effected. 9. At the request of learned Advocate adjourned to 16.08.2019. <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p>

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	<p>Date : 07.08.2019</p> <p>O.A.No.407 of 2019</p> <p>S.S. Chougule & Ors. Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri U.V. Bhosale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents files reply on behalf of Respondents No.1 and</p> <p>3. The same is taken on record.</p> <p>3. Learned Advocate Shri U.V. Bhosale for the Applicant seeks adjournment for filing rejoinder.</p> <p>4. At the request of learned Advocate adjourned to 19.09.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appointments, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.285 of 2019</p> <p>S.K. Kalel Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Admitted kept for final hearing in due course.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.758 of 2019 with M.A.No.414 of 2019</p> <p>R.B. Bhosale & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Ms. S.P. Manchekar, learned C.P.O. for the Respondents. None for the Applicants. 2. Issue notice before admission returnable on 17.09.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. 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. 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. 8. S.O. to 17.09.2019. <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</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 : 07.08.2019</p> <p>O.A.No.626 of 2017</p> <p>S.B. Wategaonkar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.S. Deshpande, learned Advocate for the Applicant, Smt. Archana B.K., learned P.O. for the Respondents and Shri K.R. Jagdale, learned Advocate for Respondent No.3.</p> <p>2. Learned P.O. Smt. Archana B.K for the Respondents seeks time for filing reply to the amended portion.</p> <p>3. Adjourned to 22.08.2019.</p> <p style="text-align: center;">N Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.725 of 2018</p> <p>Dr. B.B. Birajdar & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. S.P. Manchekar, learned C.P.O. for the Respondents. None for the Applicants.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents files reply. The same is taken on record.</p> <p>3. For hearing before admission adjourned to 13.08.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p align="center">O.A.No.282 of 2019 with O.A.No.283 of 2019</p> <p>I.B. Mane (O.A.282/2019) V.B. Patil (O.A.283/2019) Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks time for filing reply.</p> <p>3. Adjourned to 22.08.2019.</p> <p align="center">Sd/- (A.P. Kurhekar) Member(J)</p> <p align="center">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 07.08.2019

M.A.No.347 of 2019 in O.A.No.1216 of 2012

S.K. Rajput & Ors. Applicants
Versus
The State of Maharashtra & Ors. Respondents

1. Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents
2. In this O.A. Applicant had sought permission to withdraw the matter with liberty to approach the Tribunal after completing necessary relevant documents.
3. In view of the above, M.A. is not maintainable and disposed of.
4. Liberty to file afresh is already granted in O.A.No.1216/2012 and O.A.No.1198/2013.

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

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2019</u></p> <p><u>M.A 280/2018 in O.A 397/2018 with O.A 397/2018</u></p> <p>Shri A.K Jagtap ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.A Jadhav, learned advocate for the applicant and Ms Archana B.K, learned Presenting Officer for the Respondents</p> <p>2. Misc Application 280/2018 is filed for condonation of delay of 2170 days. The applicant submits that he did not approach the Tribunal due to family difficulties and also public duties.</p> <p>3. No proper reasoning is furnished to justify the delay.</p> <p>4. In view of the same, Misc Application seeking condonation of delay is not justified and therefore dismissed.</p> <p>5. As Misc Application seeking condonation of delay is dismissed, Original Application does not survive and is dismissed.</p> <p align="center">Sd/- (A.P Kurhekar) Member (J)</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Alkn</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 : 07.08.2019</p> <p>O.A.No.1127 of 2018</p> <p>S.B. Kadam Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks time for filing reply.</p> <p>3. At the request of learned C.P.O. adjourned to 14.08.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2019</u></p> <p><u>O.A 552/2019</u></p> <p>Shri R.A Bhise Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Madhvi Ayyappan, learned advocate for the applicant and Smt Krant S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. At the request of learned advocate for the applicant adjourned to 22.8.2019. Learned advocate should satisfy how the applicant is covered by the judgment delivered by the Hon'ble High Court in W.P 13627/2016.</p> <p style="text-align: center;">Sd/- (A.P Kurhekar) Member (J)</p> <p style="text-align: right;">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p style="text-align: left; font-size: small;">Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.245 of 2019</p> <p>R.B. Matwandkar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned Advocate Shri K.R. Jagdale for the Applicant seeks time for filing rejoinder.</p> <p>3. At the request of learned Advocate ADJORNED TO 22.08.2019.</p> <p style="text-align: center;">Sd/- v (A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 07.08.2019

O.A.No.58 of 2019

R.C. Indulkar Applicant
Versus
The State of Maharashtra & Ors. Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.
2. Learned P.O. Smt. K.S. Gaikwad for the Respondents seeks four weeks time for filing rejoinder.
3. At the request of learned P.O. adjourned to 17.09.2019.

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

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

prk

**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 : 07.08.2019</p> <p>O.A.No.230 of 2019</p> <p>B.M. Thakur Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</p> <p>2. Learned Advocate Shri B.A. Bandiwadekar for the Applicant mentions that he will submit his rejoinder during the course of the day.</p> <p>3. Admitted with liberty to file sur-rejoinder.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.733 of 2019 with M.A.No.410 of 2019</p> <p>V.G. Giri Applicant Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Ms. Madhavi Ayyapan, learned Advocate holding for Shri S. Walimbe, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents. 2. Shri M.M. Deshmukh, learned Advocate for the Applicant in M.A.No.410/2019 and Respondent No.7 in M.A.No.397/2019 is absent.. 3. Issue notice before admission returnable on 24.09.2019. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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 M.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. Learned Advocate requests that the O.A. may be tagged along with O.A.No.445/2019. 10. S.O. to 24.09.2019. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(P.N. Dixit) Vice-Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2019</u></p> <p style="text-align: center;"><u>O.A 440/2019</u></p> <p>Shri R.B Fulpagare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Ms Madhvi Ayyappan, learned advocate for the applicant and Smt Krant S. Gaikwad, learned Presenting Officer for the Respondents 2. Issue notice returnable on 19.9.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. 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. Applicants are directed to file affidavit of compliance and notice. 7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record. 8. S.O to 19.9.2019. <p style="text-align: center;">Sd/- (A.P Kurhekar) Member (J)</p> <p style="text-align: center;">Sd/- (P.N Dixit) Vice-Chairman (A)</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 : 07.08.2019</p> <p>O.A.No.282 of 2019 with O.A.No.283 of 2019</p> <p>I.B. Mane (O.A.282/2019) V.B. Patil (O.A.283/2019) Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks time for filing reply.</p> <p>3. Adjourned to 22.08.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

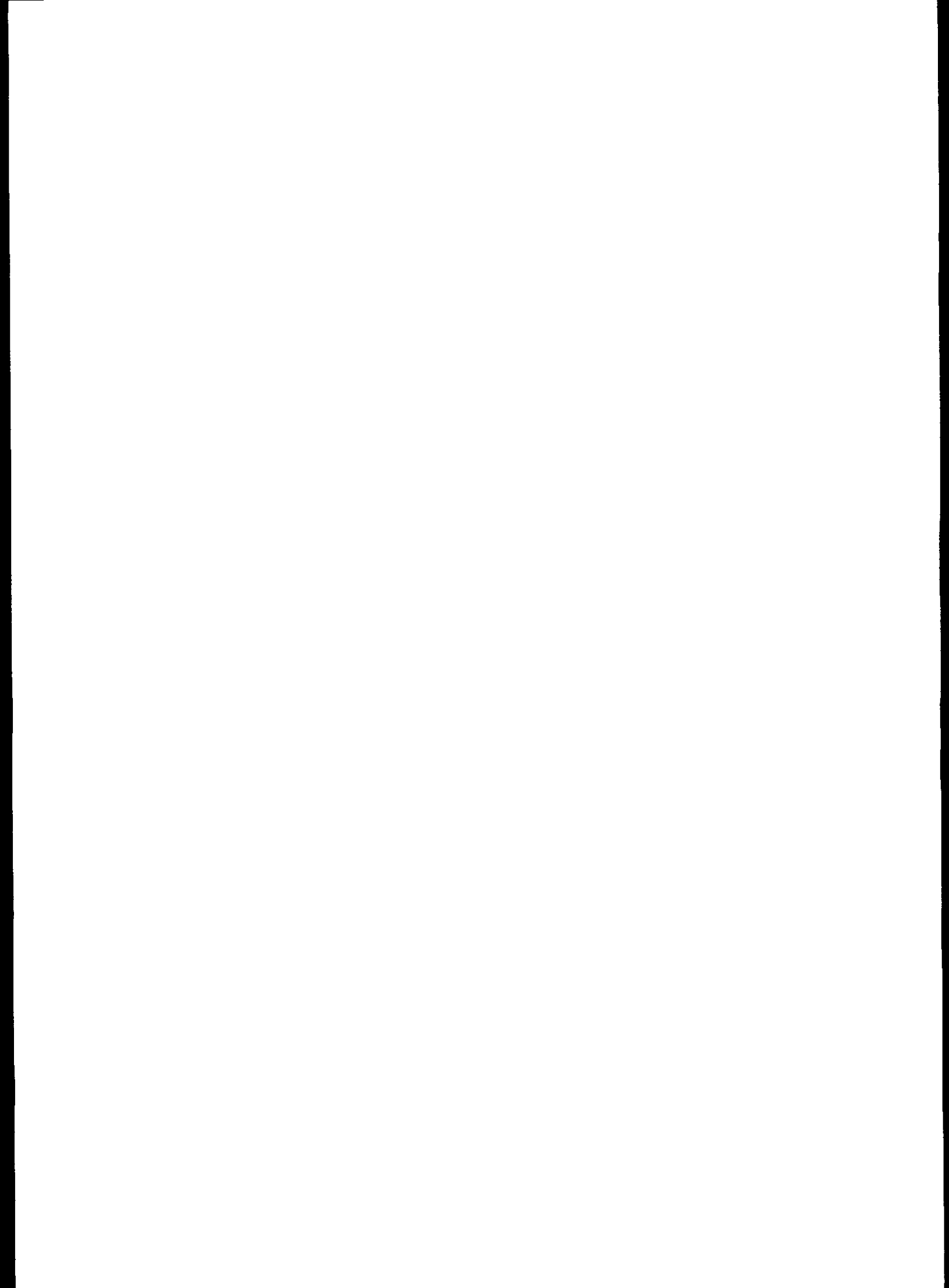
IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2019</p> <p>O.A.No.282 of 2019 with O.A.No.283 of 2019</p> <p>I.B. Mane (O.A.282/2019) V.B. Patil (O.A.283/2019) Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks time for filing reply.</p> <p>3. Adjourned to 22.08.2019.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>



Date : 07.08.2019.

O. A. No. 728 of 2019

S. A. Shewale

....Applicant

Versus

The State of Maharashtra & Drs.

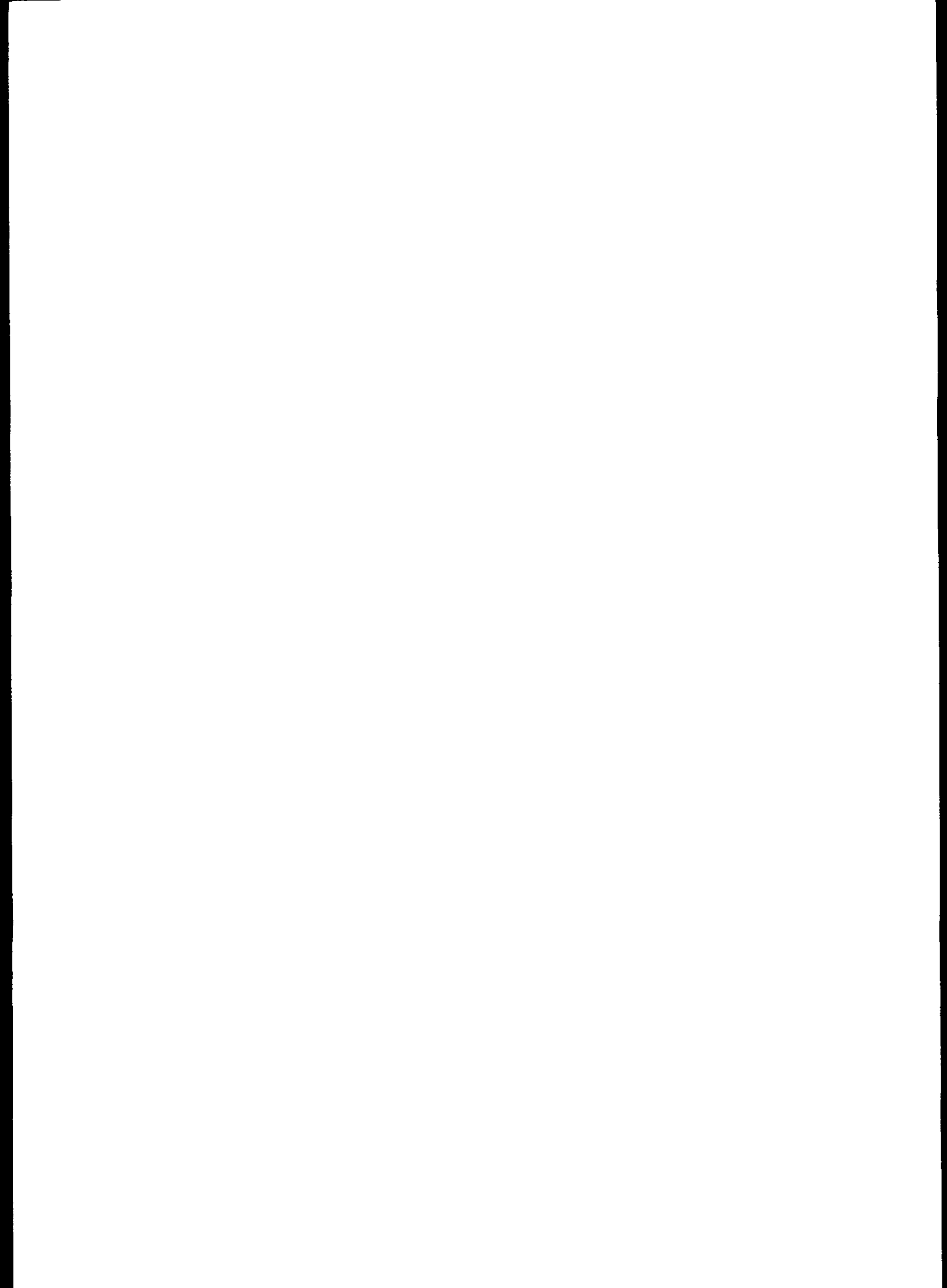
...Respondents.

1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. In the present O.A., the Applicant has challenged the suspension order dated 02.07.2019 mainly on the ground of incompetency of the Respondent No.2 who has passed the order of suspension.
3. The Applicant is working as API and *prima-facie* the Respondent No.2 is not Appointing Authority. Needless to mention that the suspension should be either by Appointing Authority or by other Competent Authority specifically empowered by the Government in this behalf.
4. Learned Counsel for the Applicant has pointed out that Notification dated 12.01.2011 empowers the Superintendent of Police, Wireless only and not the Respondent No.2. He, therefore, submits that impugned order being issued without jurisdiction is liable to be set aside.
5. Whereas learned P.O. for the Respondents seeks time on the ground that because of flood, the officers of the concerned departments were unable to come for giving instructions. The present matter can be decided expeditiously on the point of competency of Respondent No.2.
6. Learned P.O. is, therefore, directed to take instructions on legal aspect and argue the O.A. on next date.
7. S.O. to 13.08.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm



MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.771 of 2019

A. V. Sontakke)..... Applicant

Versus

State of Maharashtra & Ors.)...Respondents

Shri A. V. Bandiwadekar, Counsel for the Applicant
Ms N. G. Gohad, Presenting Officer for the Respondents

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 07.08.2019.

ORDER

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. In the present O.A., the Applicant has challenged the order dated 03.08.2019 whereby the private Respondent No.2 has been posted in his place. In transfer order, it is stated that Applicant is not Selection Grade officer and, therefore, he is replaced in view of G.R. dated 06.08.2016 by the Respondent No.2.
3. Learned Counsel for the Applicant submits that the Applicant had hardly completed one year nine months service in the present post as Deputy B.D.O. at Panchayat Samiti, Bhiwandi, Dist. Thane and, therefore, the order dated 03.08.2019 has effect of his transfer in contravention of Section 4(4)(ii) and 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005). He, therefore, prayed for interim relief.

ms

4. Perusal of order dated 03.08.2019 speaks about posting of Respondent No.2 in place of the Applicant and material to note that consequent transfer posting of the Applicant is not issued. Be that as it may, fact remains that the Applicant is being transferred from his present post mid-term and mid-tenure.

5. Perusal of file produced by the learned P.O. reveals that the matter was placed before the Civil Services Board (CSB) for consideration of request made by the private Respondent No.2 for transfer in Konkan-1 Division. Accordingly, the CSB recommended his transfer in Ratnagiri (Konkan-1) and in that process applicant is displaced.

6. True, Minutes of the CSB was approved by the Hon'ble Minister as well as Hon'ble Chief Minister and consequent to it Applicant has been transferred so as to post the Respondent No.2 in his place. As such, prima-facie, the Applicant has not completed normal tenure is displaced only to accommodate the Respondent No.2 who is also not holding the Selection Grade cadre. Admittedly, there is no approval of CSB for displacement of the Applicant and it is done at the level of Hon'ble Minister and Hon'ble Chief Minister only.

7. In so far as G.R. dated 06.08.2016 is concerned, it only speaks about shifting of officials who are not having Selection Grade. Such G.R. cannot be said to have overriding effect over the provision of 'Act 2005'.

8. In view of above, I am satisfied that prima-facie, impugned order is not sustainable and not in consonance with Section 4(4)(ii) and 4 (5) of 'Act 2005'.

9. For the aforesaid reasons, interim relief as per prayer clause 10(a) is granted.

10. Issue notice before admission returnable on 03.09.2019.

11. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
12. 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.
13. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
14. 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.
15. 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.
16. S.O. to 03.09.2019.
17. Hamdast granted.

Sd/-

(A.P. KURHEKAR)
MEMBER (J)

