

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.08.2024</p> <p style="text-align: center;">O.A. No.881 of 2023 with O.A. No.867 of 2023 with O.A. No.931 of 2023 with O.A. No. 941 of 2023 with O.A. No.885 of 2023 with O.A. No.1017 of 2023 with O.A. No.1113 of 2023</p> <p>Dr. S.M. Borate Dr. B.S. Nagargoje Dr. N.V. Suryawanshi S.D. Turbadkar Dr. V.K. Ambore Dr. D.R. Katke Dr. S.A. RokadeApplicants Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for Applicant, Shri K.R. Jagdale, Shri M.D. Lonkar, learned Advocates for Applicants. Shri P.S. Nagargoje, learned Advocates for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer on behalf of Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 20.08.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</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: 07.08.2024</p> <p>O.A. No.806 of 2024</p> <p>J.P. KatyareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant has filed 'Affidavit-in-Rejoinder' on behalf of Applicant. It is taken on record.</p> <p>3. S.O. to 12.08.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.08.2024</p> <p>O.A. No.1225 of 2023</p> <p>D.G. GawadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri D.H. Pawar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Sur Rejoinder' on behalf of Respondent Nos.1 & 2. It is taken on record.</p> <p>3. S.O. to 23.08.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date: 07.08.2024

O.A. No.1245 of 2023

Dr. V.B. PatilApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Ms Shrutika Tilak, learned Advocate for Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents.

2. 'Interim Relief' to continue till 'Next Date'.

3. S.O. to 13.08.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

AGR

**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
---	-------------------

Date: 07.08.2024

O.A. No.335 of 2024

A.S. PatilApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri G.A. Bandiwadekar, learned Advocate for Respondent No.4.

2. 'Interim Relief' to continue till 'Next Date'.

3. S.O. to 13.08.2024.

sd/-
(Debashish Chakrabarty)
Member (A)

AGR

**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
---	-------------------

Date: 07.08.2024

O.A. No.574 of 2024

A.B. GunjalApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.S. Dere, learned Advocate for Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents.

2. Learned PO files 'Affidavit-in-Reply' on behalf of Respondent No.3. It is taken on record.

3. S.O. to 21.08.2024

sd/-
(Debashish Chakrabarty)
Member (A)

AGR

**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>C.A. No.30 of 2021 in O.A. No.970 of 2014</u></p> <p>V.D. Shinde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the applicant adjourned to 21.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.108 of 2023 in O.A. No.623 of 2017</u></p> <p>S.G. Shinde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that copy of calculation will be provided to the applicant.</p> <p>3. S.O. to 21.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.5 of 2024 in O.A. No.1016 of 2018</u></p> <p>C.S. Atkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.G. Ranjane, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this matter the order dated 15.3.2023 passed by this Tribunal in the above OA was to be complied within two months. The period of two months was over on 15.5.2023. Contempt Application was filed on 8.1.2024. RA was filed by the State on 18.1.2024 along with MA for condonation of delay. There is an inordinate delay in complying with the order of this Tribunal. It is to be noted that the Govt. filed RA on 18.1.2024 along with MA for condonation of delay. The MA for condonation of delay was allowed however, the RA was rejected on 10.7.2024. It was the duty of the Government to comply the order of the Tribunal either within stipulated time and if it was not acceptable then to file RA immediately or to have challenged the order before the Hon'ble High Court. However, the respondents did not take any steps but they just took time in correspondence between the departments. This is not a good ground but it is a lame excuse by the department. This type of correspondence or communication between the Government whether to file RA or to file WP cannot be a ground for condoning the delay or to give more time for compliance of the order. Though the department has filed MA for extension of time however, it was rejected on 13.6.2023. Despite such orders the department did not implement the order of this Tribunal.</p> <p>3. Issue contempt notice to the respondents returnable on 21.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.409 of 2024 in O.A. No.558 of 2024</u></p> <p>P.R. Ghorpade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Shri K.R. Upasani, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time for filing reply.</p> <p>3. S.O. to 21.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1035 of 2021</u></p> <p>K.S. Gaikwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ld. Advocate for the applicant is absent.</p> <p>2. Ld. PO files reply.</p> <p>3. Admit.</p> <p>4. S.O. to 18.9.2024 for final hearing with liberty to file rejoinder.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1257 of 2023</u></p> <p>S.S. Kadav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time.</p> <p>3. S.O. to 28.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1494 of 2023</u></p> <p>B.D. Shelar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 28.8.2024 for final hearing with liberty to file rejoinder.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.185 of 2024</u></p> <p>S.B. Raul & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.B. Talekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.9.2024 by way of last chance.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.471 of 2024</u></p> <p>Dr. N.S. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. None for the applicant.</p> <p>2. Admit.</p> <p>3. S.O. to 18.9.2024 for final hearing with liberty to file rejoinder.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.535 of 2024</u></p> <p>K.S. Adagale ..Applicant Vs. The State of Maharashtra & 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. CPO seeks time to file reply.</p> <p>3. S.O. to 4.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Sd/- (Mridula Bhatkar, J.) Member (A) Chairperson 7.8.2024 7.8.2024</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.593 of 2024</u></p> <p>S.G. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 28.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: right;"><u>O.A. No.841 of 2024</u></p> <p>Noorsingh Rathod ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO has filed reply dated 2.8.2024 of Saguna G. Thengil, Under Secretary, Industries, Energy, Labour & Mining Department, Mantralaya, Mumbai on behalf of respondents no.1 & 2.</p> <p>3. Admit.</p> <p>4. Applicant prays for quashing and setting aside the impugned charge sheet dated 3.7.2012. Ld. Advocate for the applicant states that applicant retired on 31.5.2009 as Deputy Commissioner of Labour. Ld. Advocate submits that incidents are of 2008-2009 and respondent no.1 without making any progress in the DE went on changing enquiry officers. Applicant is 73 years old. Ld. Advocate submits that continuation of DE vide charge sheet dated 3.7.2012 is unsustainable in view of the judgment of the Hon'ble Supreme Court in <u>Prem Nath Bali Vs. Registrar, High Court of Delhi & Anr.</u> Civil Appeal No.958/2010 decided on 16.12.2015. He states that as per instructions of GAD, DE once instituted must be completed within a period of six months or at any rate within a period of one year, in the event it is prolonged, approval of respondent no.2 is a condition precedent. He relies on the judgment of this Tribunal in OA No.1619/2023 decided on 29.7.2024 (<u>Rahul S. Takate Vs. The State of Maharashtra</u>) and states that present OA is covered by the said judgment.</p> <p>5. Ld. CPO submits that in 2014 documents were provided to the enquiry officer. It was a joint enquiry and one of the delinquent officer Shri Suhas Malkar filed W.P. No.10607/2013 in the Hon'ble Bombay High Court and by order dated 29.10.2015 the said DE was stayed against the petitioner. Ld. CPO submits that the said order was misinterpreted that the enquiry was also stayed against the present applicant. Then she submitted that department has sent letter to the enquiry officer on 19.3.2016 and the same was not received by the enquiry officer. The enquiry</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>officer sent a letter dated 2.4.2019 to respondent no.1 for guidance.</p> <p>6. We have heard both the sides. The DE was initiated on 3.7.2012 when the charge sheet was served on the delinquent officers. The Enquiry Officer was appointed on 6.11.2012. However, the documents were not provided till 2014. Though the DE was stayed against other delinquent officers by the said order dated 29.10.2015 of the Hon'ble High Court which was wrongly interpreted by the State that the enquiry is stayed against the applicant also. Be that as it may, the fact remains that from July 2012 till 29.10.2015 for 3 years the matter did not proceed much and the enquiry was not completed. The applicant has retired on 31.5.2009. Thus, we are of the view that our indulgence is required. The ratio laid down in the case of Prem Nath Bali (supra) is applicable to the facts of the present case. The Hon'ble Supreme has Court observed as under:-</p> <p style="text-align: center;"><i>"28. Keeping these factors in mind, we are of the considered opinion that every employer (whether State or private) must make sincere endeavor to conclude the departmental inquiry proceedings once initiated against the delinquent employee within a reasonable time by giving priority to such proceedings and as far as possible it should be concluded within six months as an outer limit. Where it is not possible for the employer to conclude due to certain unavoidable causes arising in the proceedings within the time frame then efforts should be made to conclude within reasonably extended period depending upon the cause and the nature of inquiry but not more than a year".</i></p> <p>7. Thus, it was necessary for the Respondent-Department to conduct the enquiry within six months from the date of issuance of the charge sheet and at the most on or before one year. We are of the view that delay in the departmental enquiry on account of unavoidable circumstances like Covid-19 Pandemic can be justified, but not in this case.</p> <p>8. In view of the above facts and circumstances of the case, the original application is allowed and the impugned charge sheet dated 3.7.2012 is quashed and set aside. No order as to costs.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 7.8.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 7.8.2024</p>

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

Tribunal's orders

Date : 07.08.2024

O.A.No.400/2023 to 455/2023

A.N. Kanake & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. V.A. Nagrani, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Counsel has produced the copy of report dated 21.12.2023.

3. Learned P.O. has submitted that the Deputy Director Health Services, Kolhapur is the Disciplinary Authority in the case of the Applicants who belong to Kolhapur Division. She has submitted that all the applicants in these O.A.s are from Kolhapur Circle except Applicant in O.A.No.446/2023, D.P. Zore who is from Pune Division. Therefore we directed the Deputy Director, Health Services, Kolhapur is the Disciplinary Authority. Enquiry Officer, Mr.Ashok Shinde, Retired Senior Administrative Officer, Group-A has submitted the report to the Deputy Director Mr. Dilip Mane, Health Services, Kolhapur Circle on 21.12.2023. The Disciplinary Authority has provided the report on 20.05.2024. The reply to the enquiry was given on 15.06.2024 by the Applicant. Mr. Dilip Mane, Deputy Director, Kolhapur Circle is required to take decision. However, he cannot take decision in this matter in view of the letter issued by the Government on 05.03.2024 wherein directions were given to all the Deputy Directors including Deputy Director, Kolhapur to send report to the office of Deputy Director, Pune because the Selection Process was conducted by the office of Deputy Director, Pune.

4. Dr. Radhakishan Pawar, Deputy Director of Health Services, Pune Circle to remain present to explain whether the order dated 04.03.2024 passed by this Tribunal in O.A.No.440/2023 & Ors was complied wherein directions were issued to the Deputy Director, Health Services, Pune Circle to take final decision in the matter before 31.05.2024.

5. Adjourned to 09.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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 align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 961/2024</u></p> <p>Shri Shashikant R. Shinde)...Applicant</p> <p align="center">Versus</p> <p>The Secretary, M.P.S.C, Navi Mumbai.)...Respondent</p> <ol style="list-style-type: none"> 1. Heard Shri K.R Jagdale, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents. 2. Ms Danshree S. Kirtane, Desk Officer, M.P.S.C is present. Learned P.O submits that the Respondent wants to file affidavit in reply to clear the position of the Expertise. 3. We have considered this aspect. We are of the view that the Recruitment Rules specifically mentions that if a person is holding a Gazetted Post in Government and having not less than 5 years' experience, then he is eligible for appointment to the post of Chief Administrative Officer. 4. When the applicant is having more than 5 years' of experience in a Gazetted Post as a Lecturer, and he fulfills the criteria mentioned in the Recruitment Rules, then it was not necessary for the Expertise to consider other criteria mentioned in the Recruitment Rules which are alternative. 5. As the applicant was allowed to appear in the interview for the post of Chief Administrative Officer, scheduled today, i.e., on 7.8.2024, nothing survives in the Original Application and the same stands disposed of. <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 983/2017</u></p> <p>K.J Shinde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. By consent, matter adjourned to 12.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 245/2021</u></p> <p>J.S Sathe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file affidavit in reply.</p> <p>3. S.O to 13.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) Akn</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 1479/2023 with O.A 691/2014</u></p> <p>B.P Godage R.P Sable & Anrs ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant in O.A 1479/2023, Shri K.R Jagdale, learned counsel for the applicants in O.A 691/2024 and for Respondent No. 5 in O.A 1479/2023 and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. By consent adjourned to 13.8.2024. Interim relief, if any, to continue.</p> <p>3. S.O to 13.8.2024. F.O.B.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) AkN</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>M.A 450/2024 in O.A 828/2024 (Mumbai) (O.A 328/2023-Nagpur)</u></p> <p>S. V. Kakade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Talekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O on instructions from Shri Sanjay Gaikwad, Assistant Apprenticeship Advisor, submits that the Respondents are considering the case of the applicant and ors for appointing them again on Clock hourly basis.</p> <p>3. Learned P.O seeks time to take instructions in the matter.</p> <p>4. We direct Shri Pradeep Gule, Joint Director, to furnish necessary information to the learned P.O and if the necessary information is not furnished, then we will be constrained to call you personally.</p> <p>5. S.O to 12.8.2024 at 2.30 pm.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 35/2017</u></p> <p>S.A Adake ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that Shri Satish Suryawanshi, Director, Vocational Education and Training is present today.</p> <p>3. As Shri Satish Suryawanshi, Director, Vocational Education and Training is not able to answer to the query raised by us, we request Ms Nidhi Choudhary, Commissioner, Vocational Education and Training is requested to remain present tomorrow to assist us in the matter.</p> <p>4. S.O to 8.8.2024. Part Heard. First on Board.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) Akn</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 395/2024</u></p> <p>Rajan Y. Reddiyar & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Ameya Tawde, holding for Ms Vaidehi Pradeep, learned advocate for the applicants and Shri Anand Gugale, learned P.O for the Respondents.</p> <p>2. Not on Board. Taken on Board at the request of learned counsel for the applicants.</p> <p>3. Learned counsel on instructions from the applicants, files Pursis for withdrawal with liberty to file fresh Original Application.</p> <p>4. Permission granted.</p> <p>5. Original Application stands disposed of as withdrawn with liberty to file fresh Original Application.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>07.08.2024</u></p> <p align="center"><u>O.A 776/2024</u></p> <p>D.R Dawane & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel seeks time to take instructions from the applicants.</p> <p>3. On the request of learned counsel for the applicants, matter adjourned to 19.8.2024.</p> <p>4. S.O to 19.8.2024. Part Heard.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) Akn</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

Date : 07.08.2024

M.A.No.241/2024 in O.A.No.239/2024

Dr. B.S. KarekarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The order dated 08.09.2017 passed by M.P.S.C. is challenged in this O.A. Thus learned Counsel has submitted that there is delay of 3 years, 5 months and 23 days. She has submitted that the delay has occurred because of the pendency of the Writ Petition No.5868/2014 which was filed by M.P.S.C. initially thereby challenging the order of the Tribunal on 15.03.2013 in O.A.Nos.906/2011 & 912/2011. She has submitted that for the compliance of this order the Applicant has filed Contempt Application No.336/2018 which was decided on 10.03.2023. The said C.A. was disposed. While opposing the said order the Hon'ble High Court has stated that in paragraph 3.

"3. Be that as it may as the evaluation has already been conducted and if the Petitioner is not agreeable to it then the Petitioner to take steps to assail the same."

3. Learned Counsel has submitted that in view of this observations made by the Hon'ble High Court she has filed this O.A. on 21.02.2024 therefore the delay of 3 years, 5 months and 23 days be condoned.

4. Learned C.P.O. has opposed the M.A. for condonation of delay for the reasons given in M.A on the ground that this is will amount to opening the issue of Selection Process of the post of Education Officer which was initiated by Advertisement of February 2010. Learned C.P.O. has submitted that the results of the said examination was declared on 24.08.2011 and entire process is over so it will be opening of old issue. Learned C.P.O. has submitted that during the course of the day affidavit-in-reply in O.A. will be filed.

5. Considered submissions.

6. It is the matter considering whether the revaluation passed by this Tribunal was in fact implemented or not. Though the Petition to that was filed before the Hon'ble High Court, in view of the observations made by Hon'ble High Court, we condone the delay. Affidavit-in-reply filed by learned C.P.O. be taken on record and copy be served upon the concern.

7. In view of above, M.A. is allowed O.A. adjourned to 18.09.2024.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 07.08.2024

M.A.No.397/2024 in O.A.No.981/2023

R.A. KulkarniApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

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

2. At the request of learned P.O. adjourned to 08.08.2024.

Sd/-
(Debashish Chakrabarty) **(Mridula Bhatkar, J.)**
Member (A) **Chairperson**

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>Date : 07.08.2024</p> <p>O.A.No.1084 of 2023</p> <p>V. N. Ashtekar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On earlier occasion, the last chance was granted to learned PO to file Affidavit in Reply but failed to file the same.</p> <p>3. The matter is admitted and kept for final hearing with liberty to file reply.</p> <p>4. S.O. tc</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">  (A. N. Karmarkar) Member (J) </p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2024</p> <p>O.A.No.734 of 2024</p> <p>D. A. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. The learned PO submits that application for condonation of delay is not filed by the Applicant.</p> <p>3. S.O. to 27.08.2024.</p> <p>Sd/-</p> <p>(A. N. Karmarkar) 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>Date : 07.08.2024</p> <p align="center">O.A.No.551 of 2023,</p> <p>C. B. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Ms Kiran Kuchekar holding for Shri P. P. Pawar, learned Advocate for the Applicant and Shri A. D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for Applicant insisting for keeping the matter for final hearing due to failure of Respondents to file reply.</p> <p>3. The learned PO has objection that application for condonation of delay is not filed by Applicant.</p> <p>4. The learned Advocate submits that she will file application for condonation of delay on next date.</p> <p>5. The department is directed to file reply positively on next date.</p> <p>6. S.O. to 26.08.2024.</p> <p align="center">Sd/-</p> <p align="center">(A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2024</p> <p>O.A.No.648 of 2024</p> <p>R. R. NandanwarApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre , learned Counsel for the Applicant, Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents and Shri Rajendra Pachundkar, learned Advocate for Respondent No.3.</p> <p>2. The learned PO seeks time to file reply.</p> <p>3. S.O. to 23.08.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2024</p> <p>O.A.No.1264 of 2023</p> <p>R. M. MujawarApplicant</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 Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned PO has filed reply on behalf of Respondent Nos.1 and 2. It is taken on record.</p> <p>3. S.O. to 27.08.2024 for filing Rejoinder, if any.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2024</p> <p>M. A. No.186 of 2024 in M. A. No.140 of 2024 with M.A.No.341 of 2019 in O.A.No.603 of 2019</p> <p>R. S. Kamble & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Advocate for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The learned PO seeks time to file reply by way of last chance.</p> <p>3. S.O. to 23.08.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.08.2024</p> <p>M. A. No.526 of 2023 in O.A.No.1013 of 2023</p> <p>P. S. JawakApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Shantanu Deshpande holding for Shri H. P. Randhir, learned Advocate for the Applicants through video conference and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The learned PO seeks time to file reply. 3. S.O. to 23.08.2024. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p>

vsm

**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><u>07.08.2024</u></p> <p><u>M.A 471/2024 (Mumbai) in M.A St. No. 1329/2024 (Aurangabad) -O.A St. 1330/2024)-Aurangabad (Through Video Conference)</u></p> <p>S.S Ganjale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Vijaya Adkine, learned advocate for the applicants and Shri Anand Gugale, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that the present Misc Application is filed under Section 25 of the Administrative Tribunals Act, 1985 for transfer.</p> <p>3. Learned P.O submits that the copy of the Misc Application is not served on the Respondents.</p> <p>4. Learned counsel for the applicants is directed to serve copy of the Misc Application on the Respondents.</p> <p>5. S.O to 13.8.2024.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.08.2024</u></p> <p><u>O.A 918/2024 with M.A 477/2024 in O.A 968/2024</u> <u>(Through Video Conference)</u></p> <p>S.S Cheke D.N Kamble & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.B Jadhav, learned advocate for the applicants and Shri Anand Gugale, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants has moved Praecipe seeking circulation in the above matters.</p> <p>3. Circulation granted. Both the matters to be placed on Board on 8.8.2024.</p>

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

Akn