IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.09.2021	
	O.A.No.756 of 2020 with O.A.No.755 of 2020	
	M.R. Sawant & Ors. (O.A.756/2020) A.P. Sonawane & Ors. (O.A.755/2020) Applicant	
	Vs. The State of Maharashtra & OrsRespondents.	
	for the Applicants and Ms. S.P. Manchekar, learne	
	Chief Presenting Officer for the Respondents.	
	2. The learned C.P.O. files short affidavit-ir	
	reply, dated 06.09.2021 on behalf of Responder	
	No.1 through Ms. Vaishali M. Sule, Deput	
	Secretary, office of the Secretary, Medical Educatio	
	and Drugs Department, Mantralaya, Mumbai. Cop	
	of the reply is served to learned Advocate for th	
	Applicant today in morning. Taken on record.	
	3. The learned Advocate produces one lette	
	written by the Dean, J.J. Hospital, Directorate of	
	Medical Education wherein O.A.No.756/2020, M.F	
	Sawant & Ors. Versus State of Maharashtra an	
	reference of the order dated 24.08.2021 of M.A.T i	
	a the talk letter the author ha	
	informed that the names of three employees (i.e	
	Badli workers) which are mentioned in order date	
	24.08.2021 of M.A.T. Out of them none fulfilled th	
	criterion working 240 days for the period of 1	
	years. However they fulfill the criterion of onl	
	working for 10 years as on 31.03.2007 as Bad	
	workers.	
	4. The affidavit filed by Ms. Vaishali Sul	
	especially at paragraph 4 of the same it is found	
	that the applicant has made statement that the	
	condition of 32 Badli workers of mentioned in order	
	dated 24.08.2021. 18 workers have rendered more	
	than 15 years of temporary service and remaining $[P]$	
	14 workers have rendered more than 10 years of	

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temporary service as on 31.03.2007. The said affidavit is conspicuously silent about the fulfillment of the 2^{nd} condition of attendance 240 days in 10 years. The highest officer of the said authority i.e. the applicants are directed to answer the following queries of this Tribunal :-

(a) Whether the 226 persons have completed 240 days service in one year for 10 years as per the condition No.8 and 9 of the G.R. dated 07.12.2015.

(b) Whether Respondents No.4 to 11 are junior to the Applicants.

5. Mr. Sadavarte will be accompanied with the 3 persons i.e. Ms. Mayavati R. Sawant, joining dated 21.01.1986, Mr. Sachin Shyam Bhojane, joining dated 10.05.1993 and Mr. Ganesh Vilas Ballal, joined on 13.05.1997 whose record is going to be verified and one more assistant i.e. total 4 persons, Ms. Vaishali Sule, Mr. Sharad Makhana, Desk Officer, will verify the record on 16/17.09.2021 at 11.00 a.m.

6. Further letter dated 01.09.2021 marked as Exhibit-B, original is perused along with chart i.e. B-1 and photocopy is taken on record. The original is returned to learned C.P.O. and copy to be furnished to learned Advocate.

7. Adjourned to 28.09.2021.

Sd/-

(Mridula Bhatkar, J.) 8(-11 207, Chairperson

prk

Spl.- MAT-F-2 E. 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		
	Date : 07.09.2021		
	O.A.No.607 of 2021 With M.A.No.306 of 2021 in		
	M.A. No.307 of 2021		
	R. M. Patil & OrsApplicants Versus		
	The State of Maharashtra & OrsRespondents.		
	 Heard the Applicant in person and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. The matter is listed today in view of precipe filed by 		
	Applicant No.1 Shr R. M. Patil who is present before the		
	Tribunal. He submits that he be permitted to withdraw the		
	0.A.		
	3. Whereas learned C.P.O. pointed out that O.A. is		
	already dismissed against the Applicant by order dated		
	25.08.2021.		
	4. Perusal of record reveals that this O.A. is filed on		
	behalf of 24 Applicants on the basis of power of attorney in		
	favour of the Applicant No.1.		
	5. The matter was listed for admission before the		
	Hon'ble Chairperson on 25.08.2021 and following order was		
	passed. "4. The Applicant was transferred to Dahiwadi on		
	 06.06.2015. Thus he has completed 6 years of service on 05.06.2021. His order of transfer was issued on 09.08.2021 i.e. 6 years of his service. The contention that on 31.05.2021 he has not completed 6 years has no force because due to COVID-19 pandemic situation, the State of Maharashtra has taken the policy decision to issue the orders of transfers till 31.08.2021 in order to avoid the inconvenience of the Government servants which might have occurred due to 2nd wave of COVID-19 pandemic in April – May. 5. The Applicant has mentioned that his wife is working at Dahiwadi and his children are studying at Dahiwadi is not a ground to interfere in the order of transfer. Moreover the distance between Phaltpr.and Dahiwadi is 40 to 50 kms. Hence, I dismissed the case of 		

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	6. On the same day, the Hon'ble Chairperson has passed		
	separate order in respect of power of attorney by passing		
	following order		
	2. In this O.A.No.607/2021 the Applicant Mr. Ravindra Malhari Patil whose request of transfer is dismissed submits that he is representing the applicant No.1A to 24 and all had given him special power of attorney. The original power to attorney dated 10.08.2021 is taken on record and marked as Exhibit-A. This power of attorney though mentioned as special power of attorney for a court case no details in respect of the case especially about the transfers are mentioned before this Tribunal. Everywhere the praceeding is referred as suit and before the Court.		
	3. There is no identification by the Advocate either of the attorney holder or persons who have given the pawer of attorney.		
	4. Hence, this cannot be entertained."		
	7. Being aggrieved by the said orders, the Applicants		
	have filed W.P.No.16168/2021 before the Hon'ble High Court		
	which has been disposed of by order dated 01.09.2021.		
	8. In Para No.6, 7 and 8 the Hon'ble High Court held as		
	under :-		
	 "6. It is not in dispute that the normal tenure on one post, in terms of the relevant statutory provisions, is 6(six) years and that Shri Patil has served at Dahiwadi, Satara for more than 6(Six) years. We, therefore, see no reason to hold that the Tribunal erred in the exercise of its jurisdiction in dismissing the original application qua Shri Patil. 7. The order of the Tribunal is upheld and the writ petition is dismissed. There shall be no order as to costs. 8. We, therefore, make it clear that this order shall not preclude the petitioner nos.2 to 10 i.e. the staff nurses, from exploring their remedy before the Tribunal in occordance with law." 		
	9. As such, in view of the order passed by this Tribunal,		
	O.A. is already disposed of, and therefore, now the question		
	of withdrawal does not survive.		
	10. In view of order of the Hon'ble High Court, the		
	Applicants can avail their remedy in accordance to law.		
	Sd/-		
	(A.P. Kurhekar) Member(J)		

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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ORIGINAL APPLICATION NO.680 OF 2021

Shri Sanjay K. Rathod.)...Applicant

Versus

1. The State of Maharashtra & Anr.)...Respondents

Mr. D.B. Khaire, Advocate for Applicant. Mrs. A.B. Kololgi, Presenting Officer for Respondents.

CORAM : SHRI A.P. KURHEKAR, MEMBER-J

DATE : 07.09.2021

ORDER

1. The Applicant has challenged the transfer order dated 30.08.2021 whereby he is transferred from the post of Administrative Officer, Regional Mental Hospital, Pune to Sub-District Hospital, Pandharpur, District Solapur. In transfer order, the reason is shown transferred for special reasons and Section 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity)' is invoked.

2. Shri D.B. Khaire, learned Advocate for the Applicant sought interim relief to the transfer order *inter-alia* contending that the Applicant has not completed normal tenure of three years but he is transferred abruptly without prior compliance of Section 4(5) of Transfer Act 2005'.

3. Per contra, Mrs. A.B. Kololgi, learned Presenting Officer submits that in view of recommendations made by CSB, the Applicant is transferred because of complaints against him and the transfers are approved by the Hon'ble Minister of Health Department and opposed interim relief. She has also tendered the file for the perusal of Tribunal.

4. Admittedly, the Applicant has not completed the normal tenure of three years at Pune and it is a case of mid-tenure transfer.

5. The minutes of CSB reveals that Office has placed information on record before CSB that there are complaints against the Applicant and Commissioner, Health Services has recommended for his transfer. The CSB made endorsement that he be transferred to Pandharpur. This is the only minutes of CSB which is totally silent as to what were the nature of complaints, its seriousness, etc. Thus, CSB seems mechanically accepted the recommendation of Commissioner, Health without verifying the nature of complaints, its seriousness and necessity of transfer, etc.

6. Indeed, as per Circular dated 11.02.2015, a Government servant should not be transferred simply on the basis of complaint unless there is some preliminary enquiry verifying the correctness of the complaint. In the present case, there is nothing on record to that effect.

7. Apart, it being mid-tenure transfer, it has to be in consonance with Section 4(5) of 'Transfer Act 2005' which *inter-alia* provides recording of special reasons in writing and prior approval of immediately superior transferring authority as mentioned in Table of Section 6 of 'Transfer Act 2005'.

8. In the present case, the Applicant being Group 'B' (Non-Gazetted) Officer, his competent transferring authority for general transfer is Minister Incharge in consultation with Secretaries of the concerned Department but for such mid-tenure transfer, next immediate superior

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authority would be Hon'ble Chief Minister, as explicit from Section 6 of 'Transfer Act 2005'. However, in the present case, admittedly, there is no approval of the Hon'ble Chief Minister, which is condition precedent of such mid-tenure transfer.

9. For the aforesaid reasons, *prima-facie*, the impugned transfer order is not in consonance with the provisions of 'Transfer Act 2005' and liable to be stayed.

10. Interim relief in terms of Prayer Clause 10(a) is granted.

11. Issue notice returnable on 5th October, 2021.

12. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

13. 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.

14. 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.

15. 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.

16. In case, notice is not collected within three 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.

17. S.O. to 5th October, 2021.

Sd/-

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(A.P. KURHEKAR) Member-J

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	Date : 07.09.2021		
	M. A. No.328 of 2021 in M.A No.322 of 2021 in M. A. No.323 of 2021 in O.A.No.571 of 2021		
	J. D. Shete & OrsApplicants		
	Versus		
	The State of Maharashtra & OrsRespondents.		
	 Heard Dr.G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener. Shri Ramesh Dube-Patil, learned Counsel for the intervener in M.A. M.A.No.328/2021 is filed for intervention and to implead Mrs. J. D. Shete as Respondent No.3 on the ground that she is posted in place of Applicant on his transfer, and therefore, necessary party. Learned Counsel for the Applicant fairly stated that he has no objection to implead Mrs. J. D. Shete as Respondent 		
	No.3. 4. In view of above, MANo 228 (2021 : II		
	In view of above, M.A.No.328/2021 is allowed. Mrs. J.D. Shete be impleaded as Respondent No.3.		
	 Intervener should file his reply on next date. 		
	Sd/-		
	(A.P. Kurhekar) Member(J)		

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

Date : 07.09.2021

M.A No.322 of 2021 in M. A. No.323 of 2021 in O.A.No.571 of 2021

....Applicants

J. D. Shete & Ors.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Dr. G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate with Shri Ashish S. Gaikwad, learned Counsel for Intervener.

2. Shri Sakhare, Sr. Advocate has filed M.A.Nos.322 for permission to implead Shri Sopan Kasar, S.D.O. in his personal capacity.

3. Learned Counsel for the Applicant submits that there are personal allegations of bias, and therefore, the S.D.O. be impleaded in his personal capacity by name.

4. All that in O.A. in Para No.4, it is stated that the Applicant's transfer order issued by Respondent No.2-S.D.O. is due to malafide and prejudice. This is the only pleading in O.A. relied by learned Counsel for the Applicant as personal allegation of bias. Obviously, it cannot be termed as personal allegations against the S.D.O. necessiting him to be joined in personal capacity.

5. The pleading that transfer order is malafide does not amount to allegation in person. I am, therefore, not inclined to implead S.D.O. as a party in person. Insofar as, the issue of legality of transfer order is concerned, the S.D.O. is already oined in his official capacity and learned P.O. has filed reply on his behalf.

In view of above M.A.Nos.322 is dismissed.

6. Interim relief granted by the Tribunal in O.A.571/2021 is continued till next date.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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	07.09.2021		
	<u>O.A 6</u>	<u>70/2021</u>	
	Later on:		
	Dr Ajay S. Chandanwale Vs.	Applicant	
	 VS. The State of Maharashtra & Ors Respondents I. Heard Ms Madhvi Ayyappan i/b M/sTalekar & Associates, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. Learned C.P.O states that the scrutiny of the applications is going and it will take nearly three weeks and hence nothing is going to happen for three weeks. 3. Considering the statement made by the learned C.P.O, no need to take up the application for interim relief at this stage. 		
	S.O to 28.9.2021.		
		Sd/-	
	Sd/-		
	Medha Gadgil) Member (A) ^{kn}	(Mridula Bhatkar, J.) Chairperson	

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	<u>O.A. No.670 of 2021</u>		
	Dr. Ajay S. ChandanwaleApplicant Vs. The State of Maharashtra & OrsRespondents		
	Heard Ms. Pradnya Talekar i/b. M/s. Talekar Associates, learned Advocate for the Applicant and Ms. S Manchekar, learned Chief Presenting Officer for t Respondents.		
	2. Not on board. Mentioned and taken on board.		
	 3. Ld. Advocate for the applicant states that when the matter was on board yesterday, due to oversight she did to press the prayer for interim stay in respect of selecting process pursuant to the advertisement dated 10.8.2021. Submits that last date for submission of the applicant version of the process pursuant that the matter be taken on board too for this limited purpose. 4. Ld. CPO submits that she needs time to obtain the process pursuant to the purpose. 		
	4. Ld. CPO submits that she needs time to obtinistructions from the MPSC, who is going to conduct interview to the post of Joint Director, DMER.		
	5. Matter is taken on board and fixed at 2.15 p.m. too for instructions.		
	Sd/- (Medda Gadgil) Member (A) Sd/- (Mridula R. Bhatkar, J.) Chairperson		
	7.9.2021 7.9.2021 (sgj)		
	[P.T.C		

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	
	Date : 07.09.2021	
	O.A.No.1235/2019 with O.A.No.11/2020 with O.A.No.224/2020 with O.A.No.215/2020 with O.A.No.443/2020 with O.A.No.42/2021 with O.A.No.1011/2019 with O.A.No.1012/2019 with O.A.No.5/2020 with O.A.No.98/2020 with O.A.No.19/2020 with O.A.No.127/2020 with O.A.No.161/2020	
	 M.K. Shivasaran & Ors. (O.A.1235/2019) M.A. Deshpande (O.A.11/2020) L.M. Wankhede & Ors. (O.A.224/2020) M.P. Samag (O.A.215/2020) B.K. Pundlik (O.A.No.443/2020) A.S. Tandale O.A.No.42/2021 Tanvir Shah O.A.No.1011/2019 S.A. Bagmare O.A.No.1012/2019 A.R. Kalore O.A.No.5/2020 S.R. Dhole O.A.No.98/2020 V.S. Aghadte O.A.No.127/2020 S.P. Raut O.A.No.161/2020Applicants Vs. The State of Maharashtra & OrsRespondents. 	
	 Heard Dr. G. Sadavarte, learned Advocat for the Applicants in O.A.No.1235/2019 and Ms S.P. Manchekar, learned Chief Presenting Office along with Mr. A.J. Chougule & Ms. N.G. Gohad 	
	learned Presenting Officers for the Respondents.	
h	2. This is the group of matters. The Applicant who are in the clerical cadre and aspiring for the post of Finance and Accounts, Class-III Officer are challenging their results on the ground of revaluation of answer sheet i.e. Paper II of the Bombay Civil Service Volumes 1 & 2. The learned Advocate Mr. Sadavarte submitted that no key was provided for this particular question paper. All the Applicants are questioning the evaluation of the question paper. He has tendered a short-note. The same is taken on record and marked as 'X' of identification. The learned Advocate pointed out a certain errors in the question paper through short	
	note which reads :- [P:	

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(a) Out of Syllabus question of the 30 out of 100 marks is included. (Question No.1(g), 2(a) and Question No.4.)

(b) Step wise marks are not allotted to mathematical solution. Evaluator gave Zero out of 10 marks to the applicants to the Question No.3(A)-Fixation of Salary & Question No.5(C) – Preparation of GPF Account.

(c) Question No.3(b) – Calculation of pensionary benefit. This question was not clear.

The learned Advocate Mr. Sadavarte further 3. submitted that out of 1352 persons from Clerical cadre who appeared for this Departmental Examination only 53 candidates passed this examination. He submitted that the applicants are working in the Department for more than 5 years and confident about the questions which are asked in the open book examination. The Applicants have raised question about the evaluation and calculation of the marks of the 53 candidates who have cleared the examination. He requested that the answer sheet of these 53 candidates be referred.

4. The learned C.P.O. wants time to take instructions in view of the submissions regarding the answer sheets of all candidates, especially 53 candidates who cleared the examination and the applicants who are before the Tribunal is to be reserved as it will be required for the perusal at the time of hearing of this O.A. The learned C.P.O. further seeks time to file affidavit-in-reply.

5. Time granted. The learned C.P.O. shall furnish the copy of affidavit-in-reply to learned Advocate for the Applicant by 12.10.2021 either physically or through email. She may file a common reply or as the case may be.

6. Matter adjourned to 20.10.2021.

Sd/-

(Medha Gadgil) Member(A)

Sd/-(Mridula Bhatkar, J.)

Chairperson

prk

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	<u>CA No.129 of 2015 in OAs. No.</u> 1	143, 143 & 144 of 2015	
	Dr. S.S. Deshpande	Applicant	
	Vs. The State of Maharashtra & Ors.	Respondents	
	Heard Shri Anand S. Desh for the Applicant and Ms. S.P. M Presenting Officer for the Responde	lanchekar, learned Chief	
	2. Pursuant to the order dated 24.8.2021 passed in the above matter. Ld. Advocate submits that he has received the GR dated 3.9.2021 and a copy is sent to Nanded office fo pay fixation. Copy of GR dated 3.9.2021 is taken on record and marked Exhibit '1' for identification.		
	3. At the request of Ld. CPO a	djourned to 18.10.2021.	
		Sd/-	
	Cha	R. Bhatkar, J.) airperson 9.2021	
	(sgj)).2021	
		,	

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	 A.B. Ghodeshwar Vs. The State of Maharashtra & Heard Shri M.D. Lo Applicant and Shri A.J. Officer for the Respondents. 2. At the request of Ld. Sd/- (Medha Gadgil) Member (A) 		onkar, learned Advocate for the Chougule, learned Presenting	
	(sgj)	.2021	7.9.2	2021

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	Date : 07.09.2021		
	M.A.No.89 of 202	l in O.A.No.812 of 2017	
	R.S. Lodhe Vs. The State of Maharasht	Applicant ra & Ors. Respondents.	
	holding for Mr. K.R. J	Jagdale, learned Advocate agdale, learned Advocate for Is. K.S. Gaikwad, learned te Respondents.	
	2. The learned P.O in-reply.	. seeks time to file affidavit-	
	3. Time granted. A	djourned to 28.09.2021.	
	Sd/-	Sd/-	
	(Medha Gadgil) Member(A)	' (Mridula Bhatkar, J.) Chairperson	
	prk		

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	Date : 07.09.2021	
		.430 of 2021
	C.N. Desale Vs.	Applicant
		ra & OrsRespondents.
	1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana	
		enting Officer for the
	2. The learned P.O	. has already filed reply.
	rejoinder today. It is	vocate for the Applicant files to be filed in the registry. ed P.O. for the Respondents.
	4. Admit. Adjourne	ed to 12.10.2021.
	Sd/-	Sd/-
	(Medha Gadgil) Member(A)	/ (Mridula Bhatkar, J.) Chairperson
	prk	

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	<u>M.A. No.309 of 2021 in O.A. No.73 of 2018</u>	
	Nitin Anant Sawant, since deceased, Pushpa Nitin SawantApplicant Vs.	
	The State of Maharashtra & OrsRespondents	
	Heard B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.	
	2. Ld. Advocate for the applicant has filed a note dated 3.9.2021 for speaking to minutes of the order dated 2.9.2021 passed in the above MA.	
	3. Ld. Advocate submits that in para 2 line 3 the date "27.12.2021" should be substituted by "27.12.2020".	
	4. In para 3 line 2 the name "Mr. P.N. Sawant" should be substituted by "Mr. N.A. Sawant".	
	5. Ld. CPO has no objection and submits to the order of the Tribunal.	
	6. Ordered accordingly. Speaking to minutes is allowed.	
	Sd/- Sd/-	
	(Medha Gadgil) ' (Mridula R. Bhatkar, J.) Member (A) Chairperson 7.9.2021 7.9.2021	
	(sgj) ,	

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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	
	<u>07.09.2021</u>	
	<u>M.A 678/2019</u>	9 in O.A 1209/2019
	Shri S.A Patil Vs. The State of Maharashtra	Applicant & Ors Respondents
	1. Heard Shri B.A B for the applicant and Ms	andiwadekar, learned advocate Archana B.K, holding for Smt d P.O for the Respondents.
	condonation of delay of o the Original Application 12.6.2017 passed by Res	c Application is filed seeking, ne year and one month in filing , challenging the order dated pondent no. 1 and confirmed by 6.10.2017 in appeal passed by
	reasons for the delay is du	or the applicant submits that the ue to the poor financial condition on account his serious illness of roenteritis.
	by Bhagwant Kacharu, A the office of Chief Electric and Labour Department,	nits that affidavit in reply is filed Assistant Electrical Inspector in cal Inspector, Industries, Energy Chembur, Mumbai 71, opposing of one year and one month.
	5. For the reasor Application, the delay of a the Original Application is	one year and one month in filing
	6. Misc Application s	stands disposed of.
	Sd/-	Sd/-
	(Medha/Gadgil) Member (A) ^{Akn}	/ (Mridula Bhatkar, J.) Chairperson

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

ΙN

Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	07.09.2021		
	<u>O.A 1209/2019</u>		
	Shri S.A Patil Vs.	Applicant	
	vs. The State of Maharashtra &	GOrs Respondents	
		ndiwadekar, learned advocate, archana B.K, holding for Smt P.O for the Respondents.	
	the applicant is challe dated12.6.2017 passed	el for the applicant states that nging the impugned order by Respondent no. 1 and order dated 26.10.2017 in 2.	
	3. Learned P.O seeks t matter.	time to take instructions in the	
	4. Issue notice before 20.10.2021.	admission made returnable on	
	Respondents intimation/n authenticated by Registry book of O.A. Private serv present COVID-19 Panden	rized and directed to serve on otice of date of hearing duly r, along with complete paper vice is allowed in view of this nic situation. Respondents are se may be taken up for final mission hearing.	
	the Maharashtra Admini	tice is ordered under Rule 11 of istrative Tribunal (Procedure) estions such as limitation and open.	
	post/courier and acknow produced along with aff Registry within one week b	done by hand delivery/ speed vledgement be obtained and fidavit of compliance in the before returnable date or on the s directed to file affidavit of	
	8. S.O to 20.10.2021.	N J .	
I	Sd/-	Sd/-	
		/	
	(Medha Gadgil) Member (A) Akn	(Mridula Bhatkar, J.) Chairperson	
		[<i>PT.O.</i>	

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	
	<u>07.09.2021</u>	
	<u>M.A 337/2017 in O.A 35/2017</u>	
	Shri S.A Adake Vs.	Applicant
		& Ors Respondents andiwadekar, learned advocate Archana B.K, learned P.O for
	2. Learned counsel for the applicant request for three weeks' time as he wants to rely on the judgment of the Hon'ble Bombay High Court. Copy of the said judgment be served on the learned Presenting Officer.	
	3. S.O to 28.9.2021.	
	Sd/-	Sd/-
	(Medha G adgil) Member (A)	/ (Mridula Bhatkar, J.) Chairperson
	Akn	
		[<i>P.T.O.</i>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	07.09.2021		
	<u>O.A</u>	311/2021	
	Shri M.D Bandagar & Or Vs.	s Applicants	
	The State of Maharashtra	a & Ors Respondents	
	1. Heard Dr Gunratan Sadavarte, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.		
	2. Learned C.P.O submits that she has received instructions in the matter and seeks time to file affidavit in reply.		
	3. S.O to 5.10.2021.	· .	
		Sd/-	
	Sd/-	/	
	(Medha⁄Gadgil) Member (A)	/ (Mridula Bhatkar, J.) Chairperson	
	Akn		
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	07.09.2021 T	'ribunal's orders
	<u>0.A 110/2021</u>	
	Dr R.M Haridas	Applicant
	Vs. The State of Maharash	ntra & Ors Respondents
		V Bhosle, learned advocate for the anti S. Gaikwad, learned P.O for the
	guilty in the depar submitted to the confirmation of final	submits that the applicant is held tmental enquiry and his file is G.A.D on 18.8.2021 for issuing punishment. Learned P.O prays for ass final orders in the matter.
	3. Learned counsel for the applicant submits that the applicant has filed representations dated 16.10.2017, 26.2.2018 and 1.7.2018, and the same are still pending. Learned counsel for the applicant prays that the said representations be decided.	
	4. The Respondents are directed to decide the representations filed by the applicant and also to pass final orders on the final punishment to be imposed on the applicant within two months.	
	5. With the above directions, O.A stands disposed of.	
	Sd/-	Sd/-
	(Medha/Gadgil) Member (A)	(Mridula Bhatkar, J.) Chairperson

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	07.09.2021 Tribunal's orders
	C.A 55/2019 in O.A 805, with 806 and 807/2016
	Shri R.V Dube & Ors Applicants Vs.
	The State of Maharashtra & Ors Respondents
	1. Heard Shri B.A Bandiwadekar, learned advocate' for the applicants and Shri A.J Chougule, learned P.O for the Respondents.
	2. Learned P.O produces letter dated 26.8.2021 written by Assistant Covernment Pleader, A.S, Writ Cell, High Court, Mumbai to the Registrar, Judicial-I, Appellate Side, High Court, Bombay, wherein it prayed that matter be listed on 8.9.2021 and now the matter is fixed tomorrow.
	3. In view of the above, matter is adjourned to 14.9.2021.
	Sd/-
	Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders 07.09.2021	
	<u>O.A 794/2020</u>	
	Mrs N.N Chavan & Ors Applicants Vs.	
	The State of Maharashtra & Ors Respondents	
	1. Heard Shri A.S Pawar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.	
	2. The applicants seeks directions to Respondents no 1 to 3 to consider their candidature on vacant post from open (female) category for the post of Sales Tax Inspector, vide advertisement dated 3.11.2016.	
	3. Learned C.P.O seeks time to file affidavit in reply.	
	4. Issue notice before admission made returnable on 12.10.2021.	
	5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.	
	5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.	
	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 before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.	
	8. S.O to 12.10.2021.	
	Sd/-	
	J	
	Medha Gađgil) (Mridula Bhatkar, J.) Member (A) Chairperson	

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	07.09.2021	
	O.A 340, 341, 342, 343, 344, 687, 757 & 875/2011	
	Shri K.P Shah & Ors Applicants Vs.	
	The State of Maharashtra & Ors Respondents	
	1. Heard Shri U.V Bhosle, learned advocate for the applicants in O.A 340 to 344/2011, 687/2011 and 875/2011, Shri S.P Lahane, learned advocate for applicant in O.A 757/2011 and Mr A. Khandekar, learned counsel with Ms Archana B.K, learned P.O for the Respondents.	
	2. Learned counsel Mr Khandekar, files copy of the affidavit in reply dated 7 th September, 2021 of Dr Smt Madhuri V. Kagalkar, Principal, Sydenham College of Commerce, Mumbai along with the proposal and Pay Fixation of Part Time Lecturers.	
	3. Perused the affidavit in reply. It discloses details of the date on which the Principal, Sydenham College of Commerce, Mumbai, have taken steps for pay fixation of the Part Time Lecturers as per 6 th Pay Commission.	
	4. The reply to the query raised by the Tribunal is stated as under:-	
	"The Principal, Sydenham College had done pay fixation of Part Time Lecturers according to 6 th Pay Commission in June, 2011 and submitted the proposal along with proforma for fixation of pay of Part Time Lecturers to the Joint Director of Higher Education, Mumbai for approval on 13.6.2011 vide letter No. Syden/Aastha/2011.	
	4. I further say that, in reply to the above mentioned letter, the Joint Director of Higher Education, Mumbai vide letter No. Shasan/Ushi /Muvi/Aastha/2011/1771 dt. 16.8.2011 had directed the Principal to submit the service books of Part Time Lecturers to approve their pay fixation according to 6 th Pay.	
	5. I further say that, the Principal Sydenham College, in reply to the above mentioned letter had again requested the Joint Director of Higher Education, Mumbai that since the service books of Part Time Lecturers are not available, pay fixation may be done with respect to proforma of fixation of pay vide letter no. Syden/Aastha/2011/1064 dt. 16.9.2011.	
W	6. I further say that the Principal of Sydenham College, had again requested the Joint Director of	

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's ocders	Tr	ibunal's orders
	fixation of Par	tion of Mumbai to approve the pay t time Lecturers according to 6 th Pay, no. Syden/Aastha/2012/656 dt.
	5. The Joint Dire file reply.	ector, Higher Educaiton is directed to
	6. S.O to 8.9.202	1 at 10.30. Hamdast granted.
	Sd/-	Sd/-
	(Medha Gadgii) Member (A) Akn	(Mridula Bhatkar, J.) Chairperson
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI BENCH MISC APPLICATION NO 355 OF 2020

IN

ORIGINAL APPLICATION NO 794 OF 2020

DISTRICT : SANGLI

1.	Nanyana N. Chavan)
	R/o: Bhilawadi, Tal-Palus,)
	Dist-Sangli.)
2.	Apasana A. Patel,)
	R/o: Peth, Naykalwadi, Tal-Walwa,)
	Dist-Sangli.)
3.	Varsha S. Bebale,)
	R/at Durandewadi, Post-Bilashi,)
	Tal-Shirala, Dist-Sangli.)Applicants

Versus

1.	Secretary/Chairman,)
	Maharashtra Public Service)
	Commission,)
	Having office at 5 ½, 7 & 8 th floor,)
	Cooperage Telephone Exchange Bld	g,)
	M.K Raod, Mumbai 400 032.	
2.	The State of Maharashtra,)
	Through Principal Secretary,)
	Finance Department, Mantralaya,)
	Mumbai 400 032.)



3.	The Commissioner,)
	State [Sales] Tax Department,)
	GST Bhawan, Mazgaon,)
	Mumbai 10.)
4.	The State of Maharashtra,)
	Through Principal Secretary,)
	General Administration Department	-,)
	Mantralaya, Mumbai 400 032.)
5.	Chaitrali Dagadu Pawar,)
	R/at : Sawangi, Post-Lasur Station,)
	Tal-Gangapur, Dist-Aurangabad.) Respondents

Shri A.S Pawar, learned advocate for the Applicant.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

CORAM: Justice Mridula R. Bhatkar (Chairperson)
Mrs Medha Gadgil (Member) (A)DATE: 07.09.2021

PER : Justice Mridula R. Bhatkar (Chairperson)

ORDER

1. Heard Shri A.S Pawar, learned advocate for the Applicant and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

2. In this Misc Application, there is a delay of 371 days in filing the Original Application No. 794/2020.

3. Learned counsel for the applicants submits that the applicants have appeared for the examination conducted by

M.P.S.C for the post of Sales Tax Inspector, vide advertisement dated 3.11.2016, for which preliminary examination was conducted on 29.1.2017 and main examination was conducted on 3.6.2017.

4. Learned counsel for the applicants submits that the advertisement was issued for 181 vacant posts of Sales Tax Inspector. However, only 133 posts were filled in. Thus, there is vacancy of 58 posts. Learned counsel for the applicants submits that the applicants had knowledge of these vacancies on 18.12.2018. Thus, according to the applicants they were wait listed. Therefore, the limitation in filing the Original Application starts around 18.12.2018. The Original Application should have been filed on 17.12.2019. However, it was filed on 23.12.2020.

5. Learned counsel for the applicants submits that as per the orders of the Hon'ble Supreme Court dated 15.3.2020 in Suo Motu Writ Petition (Civil) No. 3 of 2020, has given direction that the period of lockdown should be excluded from computing the period of limitation and it will start running 15 days after lockdown is lifted in respective States. Learned counsel for the applicants submits that if it is counted then there is a delay of only 3 months.

6. Learned counsel for the applicants further submits that the delay in filing the present O.A is not intentional or deliberate, but the applicants have submitted representation to the Respondent no. 2 on 15.1.2019, i.e. Finance Department, about considering their names. However, the said representation was forwarded to the concerned office for further action. Therefore, the applicants were waiting for action on the part of the Respondents. Learned counsel for the applicants submits that the applicants have good case on merit and hence the delay needs to be condoned.

Learned C.P.O submits that affidavit in reply dated 7. 15.6.2021 is filed by Shri Devendra V. Tawde, Under Secretary in the office of M.P.S.C, Mumbai, wherein it is stated that the delay is not of 3 months, but it is more than 3 months. She submits that the waiting list remains alive only upto a period of one year or till the declaration of results of subsequent examination. She submits that the M.P.S.C has declared the results of the subsequent examination for the post of Sales Tax Inspector on 2.5.2918. Thus, the limitation will start from 1.5.2019. The period is of more Learned C.P.O further submits that no than 10 months. satisfactory reasons are given by the applicants for condoning the delay. Hence, it is to be rejected. Learned C.P.O submits that on 4.12.2018, the Government called for list of only 15 candidates as the Respondents wanted to fill up only 15 posts.

8. The cause of action can be considered when the applicants had knowledge that less posts are filled up than the posts advertised and there are vacancies and there is a possibility of the requisition by the Government to M.P.S.C calling the names from the select list. The date of declaration of the result and issue of appointment orders thus can be taken as the date of cause of action. The order of appointment of 133 candidates was issued on 18.12.2018. Thus, that is the date when the applicants were hopeful for their appointment.

9. We do not want to go into the merits of the matter as the present Mise Application is filed for condonation of delay. Thus, after one year from that date, i.e. from 17.12.2019 the period of limitation starts running till 15.3.2020 when the Hon'ble Supreme Court issued the standing order dated 15.3.2020 in Suo Motu Writ Petition (Civil) No. 3 of 2020, that the period of lockdown should be excluded from computing the period of limitation and it will start

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running 15 days after lockdown is lifted in respective States. Thus the period comes approximately to 3 months.

10. Hence, for the reasons mentioned by the learned counsel for the applicants in the Misc Application, we condone the delay in filing the O.A 794/2020.

11. Misc Application stands disposed of accordingly.

Sd/-

(Medha Gadgil) Member (A)

/(Mridula Bhatkar, J.)

Sd/-

Chairperson

Place : Mumbai Date : 07.09.2021 Dictation taken by : A.K. Nair.

D:\Anil Nair\Judgments\2021\01.09.2021\M.A 355.2020 in O.A 794.2020, seeking condonation of delay, DB. 09.21.doc

Spl.- MAT-F-2 E.

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	
	Date: 07.09.2021	
	O.A. No.452 of 2021 with O.A	. No.197 of 2021
	V.E. Jog Versus	Applicant
	The State of Maharashtra & Ors.	Respondents.
	 Heard Shri Arvind V. Ba Advocate for the Applicant and learned Presenting Officer for the F 	Shri A.J. Chougule,
	2. On request of learned P.0 granted for filing Affidavit-in-Reply No.452/2021.	
	3. S.O. to 14.09.2021.	
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		Sd/-
		. Kurhekar) ember (J)
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		[<i>P.T.O.</i>

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.651 of 2021
	Dr. S. S. ShintreApplicant
	Versus The State of Maharashtra & OrsRespondents.
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. Interim relief granted by the Tribunal on 30.08.2021 shall continue till next date.
	4. S.O. to 28.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN
	[P.T.O.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.631 of 2021	
	A.S. Kadam & OrsApplicant Versus The State of Maharashtra & OrsRespondents.	
	 Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. Learned Advocate for the Applicant seeks permission to withdraw this O.A. with liberty to file independent O.A. since there are different causes. Allowed to withdraw O.A. with liberty to file independent / afresh O.A. as may be permissible in law. In view of above, O.A. is disposed of with no order as to costs. 	
	Sd/- (A.P. Kurhekar) Member (J)	
	[<i>P.T.O</i> .	

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Régistrar's orders	Tribunal's orders
	Date : 07.09.2021
	O.A.No.672 of 2021
	A. G. SangarApplicant Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri R.M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
	2. The Applicant has challenged the transfer order dated
	11.08.2020. He is relying on the Notification dated
	20.08.2015 but it is not forthcoming on record.
	3. In absence of Notification dated 20.08.2015, at this
	stage I am not inclined to grant interim relief and it is kept
	open.
	4. Issue notice before admission returnable on 20.09.2021.
	5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
	6. 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.
	7. 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.
	8. 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.
	9. 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.
	10. S.O. to 20.09.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)

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[*P.T.O.*

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.616 of 2021
	V.L. GadadeApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri C.T. Chandratre, learned Advocate for the Respondents No.3 & 4. Today learned C.P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.
	 On request of learned Advocate, Shri C.T. Chandratre, one week time is granted for filing Affidavit-in-Rejoinder on behalf of Respondent No.3.
	4. Learned Advocate for the Applicant is directed to take steps regarding services for Respondent No.2.
	5. S.O. to 27.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.608 of 2021 with O.A. No.609 of 2021
	R.G. More A.B. BurkulApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 23.09.2021.
	Sd/- (A.P. Kurhekar) Member (J)
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|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.599 of 2021 with O.A. No.600 of 2021
	A.T. Chowdhar P.L. ShindeApplicant
	Versus The State of Maharashtra & OrsRespondents
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.
	2. On request of learned P.O. three weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 23.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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	[<i>P.T.O.</i>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.596 of 2021 to O.A. No.598 of 2021
	S.J. Pinjan A.R. Waghmode R.B. UndeApplicant
	Versus The State of Maharashtra & OrsRespondents.
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3 in O.A. No.596/2021. It is taken on record. Learned P.O. has also filed Affidavit-in-Reply on behalf of Respondent No.3 in O.A. No.597/2021. It is taken on record. Learned P.O. has also filed Affidavit-in-Reply on behalf of Respondent No.3 in O.A. No.597/2021. It is taken on record. Learned P.O. has also filed Affidavit-in-Reply on behalf of Respondent No.3 in O.A. No.597/2021. It is
	taken on record. 5. All these O.As be kept for hearing at the stage of admission with liberty to learned Advocate for the Applicant to file Rejoinder, if any.
	6. S.O. to 21.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN [<i>P.T.O.</i>

|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.591 of 2021
	S.A. NashikkarApplicant Versus The State of Maharashtra & OrsRespondents
	1. Heard Shri U.V. Bhosale, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.
	2. On request of learned P.O. three weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 01.10.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.575 of 2021 to O.A.	No.579 of 2021
	S.A. Panchal R.R. Kolse A.R. Shinde R.B. Lanjekar P.B. Patil Versus The State of Maharashtra & Ors.	Applicant Respondents
	 Heard Shri S.S. Dere, learned Shri M.B. Kadam, learned Advocat Smt. K.S. Gaikwad, learned Preser Respondents and Shri M.D. Lonka for the Respondent No.3 in M.A. No 2. On request of learned P.O granted for filing Affidavit-in-Reply. 	e for the Applicant, nting Officer for the r, learned Advocate 0.576/2021.
	3. S.O. to 22.09.2021.	
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		Sd/-
		Kurhekar) mber (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 M. A. No.325 of 2021 in O.A.No.572 of 2021 K. K. Sulane & OrsApplicants Versus The State of Maharashtra & OrsRespondents. 1. Heard Dr.G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate
	 a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener M.A.No.324/2021 filed in O.A.572/2021 for vacating interim relief granted by this Tribunal will be considered on hearing of O.A. since reply is already filed and matter is ripe for final disposal at the stage of admission.
	Sd/-
	(A.P. Kurhekar) Member(J)

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 M.A No.324 of 2021 in M. A. No.325 of 2021 in O.A.No.572 of 2021 K. K. Sulane & OrsApplicants Versus The State of Maharashtra & OrsRespondents.
	 Heard Dr.G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener This intervention application is filed to implead Shri Sopan Kasar, S.D.O. in his personal capacity. In view of serious allegations made against him in O.A. Learned Counsel for the Applicant has no objection to implead Shri Sopan Kasar.
	 implead Shri Sopan Kasar by name. In view of above, M.A.No.324/2021 is allowed and disposed of with no order as to costs. Leave is granted to intervener to file reply in his personal capacity.
	6. Interim relief is continued in O.A.572/2021 till next tate. Sd/-
	(A.P. Kurhekar) Member(J)

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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
	 Date : 07.09.2021 M. A. No.329 of 2021 in M.A No.324 of 2021 in M. A. No.325 of 2021 in O.A.No.572 of 2021 K. K. Sulane & OrsApplicants Versus The State of Maharashtra & OrsRespondents. 1. Heard Dr.G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener. 2. M.A.No.329/2021 is filed for intervention and to implead Shri K. K. Sulane as Respondent No.3 on the ground that he is posted in place of Applicant on his transfer, and therefore, necessary party. 3. Learned Counsel for the Applicant fairly stated that he has no objection to implead Shri K. K. Sulane as Respondent No.3. 4. In view of above, M.A.No.329/2021 is allowed. Shri K. K. Sulane be impleaded as Respondent No.3. 5. Intervener should file his reply on next date.
	Sd/- (A.P. Kurhekar) Member(J)

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	 Date : 07.09.2021 M. A. No.326 of 2021 in M.A No.327 of 2021 in O.A.No.573 of 2021 S. R. KasarApplicant Versus The State of Maharashtra & OrsRespondents. 1. Heard Dr. G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener 2. This intervention application is filed to implead Shri Sopan Kasar, S.D.O. in his personal capacity. In view of serious allegations made against him in O.A. 3. Learned Counsel for the Applicant has no objection to implead Shri Sopan Kasar by name. 4. In view of above, M.A.No.326/2021 is allowed and disposed of with no order as to costs. 5. Leave is granted to intervener to file reply in his personal capacity. 6. Interim relief is continued in O.A.573/2021 till next
	date. Sd/- (A.P. Kurhekar) Member(J)

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 M.A No.327 of 2021 in O.A.No.573 of 2021 S. R. Kasar & OrsApplicants
	Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Dr. G. Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. Shri A. Y. Sakhare, Sr. Advocate a/w Shri Ashish S. Gaikwad, learned Counsel for Intervener M.A.No.327/2021 filed in O.A.573/2021 for vacating interim relief granted by this Tribunal will be considered on hearing of O.A. since reply is already filed and matter is ripe for final disposal at the stage of admission.
	Sd/-
	(A.P. Kurhekar) Member(J) vsm

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021
	O.A.No.652 of 2021
	J. M. KawadeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Chief Presenting Officer for the Respondents.
	2. Today, learned P.O. has filed reply on behalf of the
	Respondent. It is taken on record.
	3. No reply is filed on behalf of the Respondent Nos.2
	and 3.
	4. Learned Counsel for the Applicant submits that she
	does not want to file Rejoinder and matter be kept for
	hearing at the stage of admission.
	5. This O.A. be kept for hearing at the stage of admission
	with O.A.No.135 of 2021. 6. S.O. to 14.09.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021
	M. A. No.09 of 2021 in O.A. 25 of 2021
	in M. A. No.10 of 2021 in O.A.No.26 of 2021
	W. B. Pawar
	S. A. BachhavApplicants
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri C. T. Chandratre , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. Learned Counsel for the Applicant submits that
	Original Applicant Shri Waman Pawar has expired and his
	legal heirs need to be brought on record.
	3. Two weeks time is granted to take necessary steps.
	4. This matter be kept with M.A.No.10/2021 in O.A.26/2021.
	5. S.O. to 05.10.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.542 of 2021
	S.D. SheteApplicant Versus
	The State of Maharashtra & OrsRespondents
	1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents
	2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 01.10.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.623 of 2021 with O.A. No.624	of 2021
	P.T. Bhoir V.V. Sakpal Versus	Applicant
	The State of Maharashtra & OrsR	espondents.
	 Heard Shri K.R. Jagdale, learned Adv Applicant and Shri A.J. Chougule, learned Officer for the Respondents. 	
	2. On request of learned P.O. two w granted for filing Affidavit-in-Reply.	eeks time is
	3. S.O. to 22.09.2021.	
	Sd/-	
	(A.P. Kurheka Member (J)	
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.621 of 2021
	D.D. MadiwaleApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
	2. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply.
	3. S.O. to 16.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	O.A. No.665 of 2021 G.D. Kurane Vs. The State of Maharashtra & Ors. Respondents Heard Shri S.K. Nair with Ms. Reshma Kurle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. Ld. Advocate for the applicant files affidavit of service and the same is taken on record. 3. Ld. Advocate states that applicant is going to retire on 30.9.2021. The applicant is working as Deputy Registrar (Deemed Assistant Registrar) of Firms and holding the additional charge of Registrar of Firms. He submits that rules for the post of Deputy Registrar are not notified. 4. Ld. CPO is directed to answer the following queries: 1) Whether there are rules notified for the post of Deputy Registrar? 2) What are draft rules for Deputy Registrar are not notified? 4) On what post the applicant is currently working? 5) Ld. CPO seeks time to take instructions. 6. S.O. to 8.9.2021. Sd/- ////////////////////////////////////

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's or	rders
	<u>O.A. No.62</u>	2 of 2021
	Pradip R. Koli Vs.	Applicant
	The State of Maharashtra & Ors	
	Heard Smt. Punam Ma the Applicant and Smt. K.S. O Officer for the Respondents.	hajan, learned Advocate fo Gaikwad, learned Presentir
	2. The applicant has retire enquire whether provisional p applicant.	ed on 30.6.2021. Ld. PO bension can be paid to th
	3. The office objections, if court-fees to be paid, if not alread	f any, are to be removed ar ady paid.
	4. Issue notice before 5.10.2021. The respondents are	
	5. Applicant is authorized Respondents intimation/notice authenticated by Registry, alon of O.A. Private service is allo COVID-19 Pandemic situation notice that the case would be t the stage of admission hearing.	g with complete paper bod owed in view of this presc n. Respondents are put
	6. This intimation/notice i the Maharashtra Administrative 1988, and the questions such remedy are kept open.	
	7. The service may be do post/courier and acknowledg produced along with affidavit o within one week. Applicant is compliance and notice.	of compliance in the Regist
	Sd/-	Sd/-
	(Medha Gadgil) (Member (A) 7.9.2021	Aridula R. Bhatkar, J.) Chairperson 7.9.2021
	(sgj)	,. <i>,.202</i> (

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tr	ribunal's orders		
	C	0.A. No.674 of 20	021	
	Laxmikant M. Ragji d Vs.	& 4 Ors.	Applicant	S
	The State of Maharas	htra & Ors.	Responde	nts
	Heard Smt. I the Applicants and S Officer for the Respo	Smt. K.S. Gaikw	, learned Advoeat vad. learned Prese	
	2. The office ob court-fees to be paid,		are to be removed id.	d an
	3. Issue notice 28.9.2021. The respo	-	ission returnable ted to file reply.	e c
	4. Applicant is Respondents intima authenticated by Reg of O.A. Private ser COVID-19 Pandem notice that the case the stage of admissio	tion/notice of gistry, along wit vice is allowed ic situation. Re would be taken	h complete paper in view of this pr espondents are p	du boc rese ut
	5. This intimati the Maharashtra Adr 1988, and the ques remedy are kept oper	ninistrative Trib tions such as l	ered under Rule unal (Procedure) H imitation and alte	Rule
	6. The service post/courier and produced along with within one week. A compliance and notic	acknowledgemen affidavit of con Applicant is dire	npliance in the Re	ar gist
	Sd/-	A	Sd/-	2
	(Medha Gada Member (A 7.9.2021 (sgj)		la R. Bhatkar, J.) Chairperson 7.9.2021	
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	M	<u>1.A. No.320 of 20</u> 2	21 in O.A. No	.674 of 2021	
		nt M. Ragji & 4 O 's.	rs.	Applica	ants
		s. e of Maharashtra &	è Ors.	Respon	dents
	the Appl	leard Smt. Punam icants and Smt. R or the Respondent	K.S. Gaikwad	arhed Advoo , learned Pre	cate fo esenting
	action. I as praye	he applicants are for the reasons sta d for is granted, court-fees, if not gly.	ted in the MA subject to the	, leave to suc e Applicants	e jointl payin
		Sd/-		Sd/-	
	(Medha Gadgil) Member (A) 7.9.2021	Cha	. Bhatkar, J. irperson .9.2021)
	(sgj)				
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribuna	al's orders
	<u>O.A.</u>]	<u>No.675 of 2021</u>
	Kushal A. Pagare Vs.	Applicant
	The State of Maharashtra	& OrsRespondents
		m Mahajan, learned Advocate fo K.S. Gaikwad, learned Presentin ts.
	2. The office objection court-fees to be paid, if no	ons, if any, are to be removed ar of already paid.
	3. Issue notice be 28.9.2021. The responder	efore admission returnable of the state of t
	Respondents intimation/ authenticated by Registry of O.A. Private service COVID-19 Pandemic si	norized and directed to serve of notice of date of hearing du v, along with complete paper boo is allowed in view of this prese ituation. Respondents are put d be taken up for final disposal aring.
	the Maharashtra Adminis	otice is ordered under Rule 11 trative Tribunal (Procedure) Rule such as limitation and alterna
	post/courier and ackno produced along with affic	be done by hand delivery/ spec owledgement be obtained an lavit of compliance in the Regist cant is directed to file affidavit
	Sd/-	Sd/-
	(MedhalGadgil) Member (A) 7.9.2021 (sgj)	(Mridula R. Bhatkar, J.) Chairperson 7.9.2021
		,

M.A. No.332 of 2021 in O.A. No.678.of 2021 J.D. Rathod Applicant VS. The State of Maharashtra & Ors. Respondents Heard Shri M.B. Kadam, learned Advocate for t Applicant and Ms. S.P. Manchekar, learned Chief Presenti Officer for the Respondents. 2. This MA is for condoning the delay in filing OA. 3. The office objections, if any, are to be removed a court-fees to be paid, if not already paid. 4. 4. Issue notice before admission in MA returnable 12.10.2021. The respondents are directed to file reply. 5. Applicant is authorized and directed to serve - Respondents infimation/notice of date of hearing du authenticated by Registry, along with complete paper bo of O.A. with MA. Private service is allowed in view of th present COVID-19 Pandemic situation. Respondents are p to notice that the case would be taken up for final disposal the stage of admission hearing. 6. This infination/notice is ordered under Rule 11 the Maharashtra Administrative Tribunal (Procedure) Rule 1988, and the questions such as limitation and alterna remedy are kept open. 7. The service may be done by hand delivery/ spe post/courier and acknowledgement be obtained a produced along with affidavi of compliance in the Regist within one week. Applicant is directed to file affidavit compliance in the Regist within one week. Applicant is directed to file affidavit (of compliance in the Regist within one week. Applicant is directed to file affidavit compliance in the Regist within one week. Applicant is directed to file affidavit (Guinpers	 J.D. RathodA. Vs. The State of Maharashtra & OrsRe The State of the Respondents. This MA is for condoning the delay in fit 3. The office objections, if any, are to be court-fees to be paid, if not already paid. Issue notice before admission in MA to 12.10.2021. The respondents are directed to file 5. Applicant is authorized and directed Respondents intimation/notice of date of the authenticated by Registry, along with complete of O.A. with MA. Private service is allowed in present COVID-19 Pandemic situation. Respondent batter as would be taken up for fin the stage of admission hearing. This intimation/notice is ordered under the Maharashtra Administrative Tribunal (Procent 1988, and the questions such as limitation are medy are kept open. The service may be done by hand de post/courier and acknowledgement be of produced along with affidavit of compliance in within one week. Applicant is directed to file compliance and notice. Sd/-Sd/- (Medhl Gadlin) / (Mridula R. Bhatk Member (A) Chairperson 7.9.2021 7.9.2021 	Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
Vs. The State of Maharashtra & Ors. Respondents Heard Shri M.B. Kadam, learned Advocate for t Applicant and Ms. S.P. Manchekar, learned Chief Presenti Officer for the Respondents. 2. This MA is for condoning the delay in filing OA. 3. The office objections, if any, are to be removed a court-fees to be paid, if not already paid. 4. Issue notice before admission in MA returnable 12.10.2021. The respondents are directed to file reply. 5. Applicant is authorized and directed to serve - Respondents intimation/notice of date of hearing du authenticated by Registry, along with complete paper boo of O.A. with MA. Private service is allowed in view of the present COVID-19 Pandemic situation. Respondents are p to notice that the case would be taken up for final disposal the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 the Maharashtra Administrative Tribunal (Procedure) Rule 1988, and the questions such as limitation and alterna remedy are kept open. 7. The service may be done by hand delivery/ spe post/courier and acknowledgement be obtained a produced along with affidavit of compliance in the Regist within one week. Applicant is directed to file affidavit compliance and notice. Sd/- (MedMá Gad∰i) (Mridula R. Bhatkar, 1,) Member (A) Chaipreson 7.9.2021	Vs. The State of Maharashtra & Ors. Re Heard Shri M.B. Kadam, learned Adva Applicant and Ms. S.P. Manchekar, learned Chi Officer for the Respondents. 2. This MA is for condoning the delay in fi 3. The office objections, if any, are to be court-fees to be paid, if not already paid. 4. Issue notice before admission in MA r 12.10.2021. The respondents are directed to file 5. Applicant is authorized and directed Respondents intimation/notice of date of H authenticated by Registry, along with complete of O.A. with MA. Private service is allowed in present COVID-19 Pandemic situation. Respon to notice that the case would be taken up for fin the stage of admission hearing. 6. This intimation/notice is ordered under the Maharashtra Administrative Tribunal (Proce 1988, and the questions such as limitation a remedy are kept open. 7. The service may be done by hand de post/courier and acknowledgement be of produced along with affidavit of compliance in within one week. Applicant is directed to file compliance and notice. Sd/- Sd/- Kdehå Gad§ii) (Mridula R. Bhatk Member (A) 7.9.2021 7.9.2021		
 Heard Shri M.B. Kadam, learned Advocate for t Applicant and Ms. S.P. Manchekar, learned Chief Presenti Officer for the Respondents. This MA is for condoning the delay in filing OA. The office objections, if any, are to be removed a court-fees to be paid, if not already paid. Issue notice before admission in MA returnable 12.10.2021. The respondents are directed to file reply. Applicant is authorized and directed to serve Respondents intimation/notice of date of hearing du authenticated by Registry, along with complete paper bo of O.A. with MA. Private service is allowed in view of the present COVID-19 Pandemic situation. Respondents are provided in view of the present COVID-19 Pandemic situation. Respondents are provided in view of the maharashtra Administrative Tribunal (Procedure) Rule 1948, and the questions such as limitation and alternaremedy are kept open. The service may be done by hand delivery/ spe post/courier and acknowledgement be obtained at produced along with affidavit of compliance in the Regist within one week. Applicant is directed to file affidavit compliance and notice. 	 Heard Shri M.B. Kadam, learned Adva Applicant and Ms. S.P. Manchekar, learned Chi Officer for the Respondents. This MA is for condoning the delay in fi 3. The office objections, if any, are to be court-fees to be paid, if not already paid. Issue notice before admission in MA r 12.10,2021. The respondents are directed to file Applicant is authorized and directed Respondents intimation/notice of date of H authenticated by Registry, along with complete of O.A. with MA. Private service is allowed in present COVID-19 Pandemic situation. Respon to notice that the case would be taken up for fin the stage of admission hearing. This intimation/notice is ordered under the Maharashtra Administrative Tribunal (Proceuses) and the questions such as limitation a remedy are kept open. The service may be done by hand de post/courier and acknowledgement be of produced along with affidavit of compliance in within one week. Applicant is directed to file compliance and notice. 		Vs.
 The office objections, if any, are to be removed a court-fees to be paid, if not already paid. Issue notice before admission in MA returnable 12.10.2021. The respondents are directed to file reply. Applicant is authorized and directed to serve Respondents intimation/notice of date of hearing du authenticated by Registry, along with complete paper bo of O.A. with MA. Private service is allowed in view of the present COVID-19 Pandemic situation. Respondents are protonot that the case would be taken up for final disposal the stage of admission hearing. This intimation/notice is ordered under Rule 11 the Maharashtra Administrative Tribunal (Procedure) Rule 1988, and the questions such as limitation and alternaremedy are kept open. The service may be done by hand delivery/ spe post/courier and acknowledgement be obtained a produced along with affidavit of compliance in the Regists within one week. Applicant is directed to file affidavit compliance and notice. 	 3. The office objections, if any, are to be court-fees to be paid, if not already paid. 4. Issue notice before admission in MA r 12.10.2021. The respondents are directed to file 5. Applicant is authorized and directed Respondents intimation/notice of date of h authenticated by Registry, along with complete of O.A. with MA. Private service is allowed in present COVID-19 Pandemic situation. Respont to notice that the case would be taken up for fin the stage of admission hearing. 6. This intimation/notice is ordered under the Maharashtra Administrative Tribunal (Proce 1988, and the questions such as limitation a remedy are kept open. 7. The service may be done by hand de post/courier and acknowledgement be of produced along with affidavit of compliance in within one week. Applicant is directed to file compliance and notice. Sd/-Sd/- Kd/-Sd/- Xd/-Sd/- Xd/-Sd/- Xd/-Sd/- Xd/- Xd/-<		Heard Shri M.B. Kadam, learned Advocate for t Applicant and Ms. S.P. Manchekar, learned Chief Presenti
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post/courier and acknowledgement be obtained a produced along with affidavit of compliance in the Regists within one week. Applicant is directed to file affidavit compliance and notice. Sd/- (Medha Gadfil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 7.9.2021 7.9.2021	post/courier and acknowledgement be ob produced along with affidavit of compliance in within one week. Applicant is directed to file compliance and notice. Sd/- Sd/- (Medha Gadgil) (Mridula R. Bhatk Member (A) Chairperson 7.9.2021 7.9.2021		the Maharashtra Administrative Tribunal (Procedure) Rule 1988, and the questions such as limitation and alterna
Sd/- (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 7.9.2021 7.9.2021	Sd/- (Medha Gadgil) (Mridula R. Bhatk Member (A) Chairperson 7.9.2021 7.9.2021		post/courier and acknowledgement be obtained a produced along with affidavit of compliance in the Regist within one week. Applicant is directed to file affidavit
Member (A) Chairperson 7.9.2021 7.9.2021	Member (A) Chairperson 7.9.2021 7.9.2021		
			Member (A) Chairperson 7.9.2021 7.9.2021

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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
	Date : 07.09.2021
	O.A.No.448 of 2021
	V.R. ManeApplicant Vs.
	The State of Maharashtra & OrsRespondents.
	1. Heard Mr. Dilip Bodake, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Mr. K.R. Jagdale, learned Advocate for the Respondents No.5 to 7
	2. The learned Advocate Mr. Bodake submits that if the order of the promotion of the other Respondents is issued then the O.A. will become infructuous.
	3. Affidavit-in-reply is not yet filed, so we pass
	the following order :-
	The order of promotion in respect of Respondents if at all is issued it will be subject to the outcome of this O.A.
	4. Adjourned to 05.10.2021.
	Sd/- Sd/-
	(Medha ^l Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson
	prk
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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	
	 Date : 07.09.2021 M.A.No.65 of 2021 in O.A.No.232 of 2019 S.S. DangeApplicant Vs. The State of Maharashtra & OrsRespondents. 1. Heard Ms. V.L. Maindad, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. The learned Advocate for the Applicant submits that similar situated persons who were working as Supervisors and their services were terminated were taken in the service by the judgment/ order of this Tribunal in O.A.No.1100 /2013 dated 10.06.2019 (Smt. Rohini Madhusudan 	
	Nirmale Versus The Commissioner & Ors.) 3. Adjourned to 04.10.2021.	
	Sd/-	
	(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson	
	prk	

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	- Date : 07.09.2021
	O.A.No.145 of 2021
	N.P. ChaudhariApplicant Vs. The State of Maharashtra & OrsRespondents.
	1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. The learned Advocate for the Applicant submits that the Respondents have filed reply only to the extent of the queries made by this Tribunal, but they have not file the affidavit-in-reply with respect to O.A.
	3. The learned P.O. submits that he will take instructions and file detailed reply on the next date.
	4. By way of last chance matter is adjourned to 12.10.2021.
	Sd/-
	(Medha Gadgi) (Mridula Bhatkar, J.) Member(A) Chairperson
	prk

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		Tribu	nal's orders		
	<u>O.A. No.664 of 2021</u>				
	B.Y.	Hegade		Applica	int
	The S	Vs. State of Maharashtra	& Ors.	'Respon	dents
		Heard Smt. Puna Applicant and Ms nting Officer for the	. S.P. Manch	ekar, learned	ate for Chie
	are St Ld. C consid	Ld. CPO to take cant are junior right r. No.25, 26 & 27. CPO also to find dering the name otion held in June, 2	from the date of The list was out what is of the applica	of appointmen issued on 16. the reason	t which 6.2021 for not
	3.	S.O. to 8.9.2021.			
		Sd/-		Sd/-	>
		(Medha Gadgil) Member (A) 7.9.2021	Ch	R. Bhatkar, J.) airperson 7.9.2021	I
	(sgj)				
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	,	
	<u>O.A. No.778 of 2021</u>		
	Ramdas V. Kale Vs.	Applicant	
	The State of Maharashtra & Ors.	Respondents	
	Applicant and Advocate are Manchekar, learned Chief Prese Respondents.		
	2. Ld. CPO states that copy of office of CPO. Applicant to serve th		
	3. The office objections, if any court-fees to be paid, if not already p		
	4. Issue notice before adn 5.10.2021. The respondents are dire	nission returnable c	
·	5. Applicant is authorized and Respondents intimation/notice of authenticated by Registry, along wi of O.A. Private service is allowed COVID-19 Pandemic situation. R notice that the case would be taken the stage of admission hearing.	date of hearing du th complete paper boo in view of this presen- tespondents are put	
	6. This intimation/notice is ord the Maharashtra Administrative Trib 1988, and the questions such as remedy are kept open.	ounal (Procedure) Rule	
	7. The service may be done be post/courier and acknowledgement produced along with affidavit of con- within one week. Applicant is dire- compliance and notice.	ent be obtained an mpliance in the Registr	
	Sd/-	Sd/-	
• •	(Medha Gadgil) (Mridu Member (A) 7.9.2021	ila R. Bhatkar, J.) Chairperson 7.9.2021	
	(sgj)		
		r .	

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.211 of 2021</u>	
	Shivanand G. Pujari Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
· ·	Applicant and Advocate are ab Manchekar, learned Chief Presentin Respondents.	
	2. Ld. CPO states that copy of OA office of CPO. Applicant to serve the L	
	3. The office objections, if any, and court-fees to be paid, if not already paid	
	4. Issue notice before admiss 5.10.2021. The respondents are directed	
	5. Applicant is authorized and of Respondents intimation/notice of da authenticated by Registry, along with of O.A. Private service is allowed in COVID-19 Pandemic situation. Resp notice that the case would be taken up the stage of admission hearing.	te of hearing dul complete paper boo view of this preser condents are put t
	6. This intimation/notice is ordered the Maharashtra Administrative Tribun 1988, and the questions such as lim remedy are kept open.	al (Procedure) Rule
	7. The service may be done by post/courier and acknowledgement produced along with affidavit of compliance and notice.	be obtained an liance in the Registr
	Sd/-	sd/- 1/2
	Member (A) Ch	R. Bhatkar, J.) airperson 7.9.2021

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's o	rders
	<u>M.A. No.146 of 2020 in</u>	n O.A. No.217 of 2020
	N.S. Kalyanshetti Vs.	Applicant
	The State of Maharashtra & Or	s
	Applicant and Advocat Manchekar, learned Chief Respondents.	e are absent. Heard Ms. S.I Presenting Officer for th
	2. MA is filed for condon that copy of OA and MA is no Applicant to serve the Ld. CPC	
	3. The office objections, i court-fees to be paid, if not alre	if any, are to be removed an eady paid.
	4. Issue notice before admission in MA returnable or 5.10.2021. The respondents are directed to file reply.	
	5. Applicant is authorize Respondents intimation/notice authenticated by Registry, alor of O.A. with MA. Private serv present COVID-19 Pandemic s to notice that the case would be the stage of admission hearing.	ng with complete paper boo vice is allowed in view of th situation. Respondents are pu e taken up for final disposal a
	6. This intimation/notice the Maharashtra Administrativ 1988, and the questions such remedy are kept open.	
	7. The service may be d post/courier and acknowled produced along with affidavit within one week. Applicant is compliance and notice.	of compliance in the Registr
	Sd/-	Sd/- 2
	(Medha Gadgil) / () Member (A) 7.9.2021 (sgj)	Mridula R. Bhatkar, J.) Chairperson 7.9.2021

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.09.2021 O.A.No.619 of	52021
	A. S. Chaudhari	
		Applicant
	Versus	
	The State of Maharashtra & Ors.	Respondents.
	1. Heard Shri A. V. Bandiwad the Applicant and Shri A. J. Presenting Officer for the Responde	Chougule, learned Chief
	2. The Applicant has challenge	d the transfer order dated
	06.08.2021 solely on the ground that	at though he has given ten
	options, none of the option were	considered which were
	required to be considered in tern	ns of Government Policy
	reflected in G.R. dated 09.04.2018.	
	3. Learned Counsel for the A sought interim relief.	Applicant has, therefore,
	4. At this stage, I am not inclin	ed to grant interim relief
	since there is no statutory defect in	
	whether non compliance of the cor	ndition in G.R. and other
	aspects rendered in impugned trans	fer illegal will be decided
	on merit.	
	5. Learned P.O. is directed to fil	e reply on next date.
	6. S.O. to 22.09.2021.	
		Sd/-
		- Kurhekar) mber(J)
		[P.T.O.

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.534 of 2021
	M.N. YadavApplicant Versus The State of Maharashtra & OrsRespondents
	 Heard Shri Arvind V. Bandiwadekar, learne Advocate for the Applicant and Smt. Archana B.K learned Presenting Officer for the Respondents.
	2. On request of learned P.O. three weeks time i granted for filing Affidavit-in-Reply.
·	3. S.O. to 23.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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	[<i>P.T.O.</i>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.525 of 2	2021
	S.S. Rajadhyaksha Versus The State of Maharashtra & Ors.	Applicant Respondents.
	 Heard Shri U.V. Bhosale, the Applicant and Smt. K.S. Gaikwa Officer for the Respondents. 	learned Advocate for
	2. On request of learned P.C granted for filing Affidavit-in-Reply	
	3. S.O. to 23.09.2021.	
		Sd/-
		. Kurhekar) ember (J)
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|Spl.- MAT-F-2 E.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.532 of	f 2021
	I.G. Shaikh Versus The State of Maharashtra & Ors	ApplicantRespondents.
	 Heard Shri Arvind V. Advocate for the Applicant and learned Presenting Officer for the 	nd Shri A.J. Chougule,
	2. On request of learned granted for filing Affidavit-in-Rep	
	3. S.O. to 15.09.2021.	
		sd/-
		.P. Kurhekar) Member (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.492 of 2	021
	D.B. Patil Versus The State of Maharashtra & Ors.	Applicant Respondents
	1. Heard Shri Arvind V. Ba Advocate for the Applicant and learned Presenting Officer for the l	Shri A.J. Chougule
	2. On request of learned P.C granted for filing Affidavit-in-Reply	
	3. S.O. to 24.09.2021.	
		Sd/-
	•	. Kurhekar) ember (J)
	NMN	
		[<i>P.T.O</i> .

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.524 of 202	21
	S.S. Dhumal Versus The State of Maharashtra & Ors.	Applicant Respondents.
	1. Heard Shri Arvind V. Ban Advocate for the Applicant and learned Presenting Officer for the Re	diwadekar, learned Smt. Archana B.K.,
	2. On request of learned P.O. granted for filing Affidavit-in-Reply.	two weeks time is
	3. S.O. to 01.10.2021.	
	N S	Sd/-
	•	(urhekar) nber (J)
	NMN	
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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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
	Date: 07.09.2021
	O.A. No.494 of 2021
	M.P. JamadarApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri M.P. Jamadar, Applicant-in-Person and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
	2. On request of learned P.O. two weeks time is granted for Respondent to file Reply by way of last chance and no further time will be grated.
	3. S.O. to 24.09.2021.
	N Sd/-
	(A.P. Kurhekar) Member (J)
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	[<i>P.T.O.</i>

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|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.487 of 2021	
	P.N. PatilApplica Versus	ant
	The State of Maharashtra & OrsRespond	lents.
	 Heard Shri M.D. Lonkar, learned Advocat the Applicant and Smt. K.S. Gaikwad, learned Prese Officer for the Respondents. 	
	 Today learned P.O. has filed Affidavit-in-Rep behalf of Respondent. It is taken on record. 	oly on
	 On request of learned Advocate for Applicant two weeks time is granted for filing Affic in-Rejoinder. 	
	4. S.O. to 27.09.2021.	
	Sd/-	
	(A.P. Kurhekar) Member (J)	
	NMN	
	[P.T.O.	

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.479 of 202	1
	C.S. Mane Versus The State of Maharashtra & Ors.	Applicant Respondents.
	 Heard Shri Arvind V. Band Advocate for the Applicant and Sl learned Presenting Officer for the Res 	hri A.J. Chougule,
	2. Today learned P.O. has file Rejoinder on behalf of the Responde record.	
	 Pleading is complete, adjourn the stage of admission. 	ned for hearing at
	3. S.O. to 07.10.2021.	
	S	d/-
	(A.P. Ku Meml	ırhekar) ber (J)
	NMN	
		[<i>P.T.O.</i>

|Spl.- MAT-F-2 E.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.478 of 2	2021
	R.M. Fulzalke Versus	Applicant
	The State of Maharashtra & Ors.	Respondents.
	1. Heard Shri Arvind V. Ba Advocate for the Applicant and learned Presenting Officer for the	Shri A.J. Chougule,
	2. On request of learned P. granted for filing Affidavit-in-Reply	
	3. S.O. to 17.09.2021.	
		N Sd/-
		. Kurhekar) ember (J)
	NMN	
		[<i>P.T.O</i> .

|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

of 20

I N

Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	-
		_
	Date: 07.09.2021	
	O.A. No.374 of 2021	
	Dr. S.B. DubeA Versus	pplicant
	The State of Maharashtra & OrsRes	spondents.
	1. Heard Smt. Punam Mahajan, learned for the Applicant and Shri A.J. Chougul Presenting Officer for the Respondents.	
	2. On request of learned P.O. one we granted for filing Affidavit-in-Reply.	ek time is
	3. S.O. to 16.09.2021.	
	n Sd/-	
	(A.P. Kurhekar) Member (J)	I
	NMN	

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.382 of 2021
	M.N. Salunke-PatilApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
	2. Since pleading is complete, O.A. be kept for hearing at the stage of admission.
	3. S.O. to 06.10.2021.
	N Sd/-
	(A.P. Kurhekar) Member (J)
	NMN
	[<i>P.T.O.</i>

Date: 07.09.2021 O.A.No.673 of 2021 S. P. Bombe Applicant Versus The State of Maharashtra & Ors. Respondents. 1. Heard Shri C. T. Chandratre, learned Counsel f Applicant and Shri A. J. Chougule, learned Presenting Q for the Respondents, Shri A. V. Bandiwadekar, le Counsel for the Respondent No.3 and Shri M. D. D. learned Counsel for the Respondent No.4. 2. Issue notice before admission returnable 05.10.2021. 3. Tribunal may take the case for final disposal and stage and separate notice for final disposal shall not issued. 4. Applicant is authorized and directed to serv Respondents are put to notice that the case woul taken up for final disposal at the stage of admission heari 5. This intimation/notice is ordered under Rule 11 o Maharashtra Administrative Tribunal (Procedure) R 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicati is intected to file Affidavit compliance and notice. <td< th=""><th>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</th><th>Tribunal's orders</th></td<>	Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
 S.P. BombeApplicant Versus The State of Maharashtra & OrsRespondents. The State of Maharashtra & OrsRespondents. 1. Heard Shri C. T. Chandratre, learned Counsel of Applicant and Shri A. J. Chougule, learned Presenting of for the Respondents, Shri A. V. Bandiwadekar, learned Counsel for the Respondent No.3 and Shri M. D. Learned Counsel for the Respondent No.4. 2. Issue notice before admission returnable 05:10.2021. 3. Tribunal may take the case for final disposal astage and separate notice for final disposal shall no issued. 4. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A. Respondents are put to notice that the case woul taken up for final disposal at the stage of admission hearing issued. 5. This intimation/notice is ordered under Rule 11 of Maharashtra Administrative Tribunal (Procedure) Ri 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is not filed 3 days before trumable date, Original Application shall stand dismis without reference to Tribunal and papers be consigned 		Date : 07.09.2021
 S.P. BombeApplicant Versus The State of Maharashtra & OrsRespondents. The State of Maharashtra & OrsRespondents. 1. Heard Shri C. T. Chandratre, learned Counsel of Applicant and Shri A. J. Chougule, learned Presenting of for the Respondents, Shri A. V. Bandiwadekar, learned Counsel for the Respondent No.3 and Shri M. D. Learned Counsel for the Respondent No.4. 2. Issue notice before admission returnable 05:10.2021. 3. Tribunal may take the case for final disposal astage and separate notice for final disposal shall no issued. 4. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A. Respondents are put to notice that the case woul taken up for final disposal at the stage of admission hearing issued. 5. This intimation/notice is ordered under Rule 11 of Maharashtra Administrative Tribunal (Procedure) Ri 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is not filed 3 days before trumable date, Original Application shall stand dismis without reference to Tribunal and papers be consigned 		O.A.No.673 of 2021
 Versus The State of Maharashtra & OrsRespondents. 1. Heard Shri C. T. Chandratre, learned Counsel f Applicant and Shri A. J. Chougule, learned Presenting of for the Respondents, Shri A. V. Bandiwadekar, le Counsel for the Respondent No.3 and Shri M. D. Lu learned Counsel for the Respondent No.4. 2. Issue notice before admission returnable 05:10.2021. 3. Tribunal may take the case for final disposal a stage and separate notice for final disposal shall no issued. 4. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A. Respondents are put to notice that the case woul taken up for final disposal at the stage of admission heari 5. This intimation/notice is ordered under Rule 11 of Maharashtra Administrative Tribunal (Procedure) Ru 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavi compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismisi without reference to Tribunal and papers be consigned 		S. P. Bombe
 Heard Shri C. T. Chandratre, learned Counsel f Applicant and Shri A. J. Chougule, learned Presenting of for the Respondents, Shri A. V. Bandiwadekar, le Counsel for the Respondent No.3 and Shri M. D. Lu leanred Counsel for the Respondent No.4. Issue notice before admission returnable 05.10.2021. Tribunal may take the case for final disposal a stage and separate notice for final disposal shall no issued. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A. Respondents are put to notice that the case woul taken up for final disposal at the stage of admission heari 5. This intimation/notice is ordered under Rule 11 o Maharashtra Administrative Tribunal (Procedure) R 1988, and the questions such as limitation and alter remedy are kept open. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismissi without reference to Tribunal and papers be consigned 		Versus
 Applicant and Shri A. J. Chougule, learned Presenting of for the Respondents, Shri A. V. Bandiwadekar, le Counsel for the Respondent No.3 and Shri M. D. Learned Counsel for the Respondent No.4. Issue notice before admission returnable 05.10.2021. Tribunal may take the case for final disposal a stage and separate notice for final disposal shall no issued. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A Respondents are put to notice that the case woult taken up for final disposal at the stage of admission hearing. This intimation/notice is ordered under Rule 11 of Maharashtra Administrative Tribunal (Procedure) Rules, and the questions such as limitation and alter remedy are kept open. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		The State of Maharashtra & OrsRespondents.
 a. Tribunal may take the case for final disposal a stage and separate notice for final disposal shall no issued. 4. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A Respondents are put to notice that the case woul taken up for final disposal at the stage of admission heari 5. This intimation/notice is ordered under Rule 11 o Maharashtra Administrative Tribunal (Procedure) Ri 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		Applicant and Shri A. J. Chougule, learned Presenting Of for the Respondents, Shri A. V. Bandiwadekar, lea Counsel for the Respondent No.3 and Shri M. D. Lor
 stage and separate notice for final disposal a stage and separate notice for final disposal shall not issued. 4. Applicant is authorized and directed to serv Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A Respondents are put to notice that the case woul taken up for final disposal at the stage of admission hearing 5. This intimation/notice is ordered under Rule 11 or Maharashtra Administrative Tribunal (Procedure) Ru 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		admission returnable
 Respondents intimation/notice of date of hearing authenticated by Registry, along with complete paper bo O.A Respondents are put to notice that the case woul taken up for final disposal at the stage of admission hearing 5. This intimation/notice is ordered under Rule 11 or Maharashtra Administrative Tribunal (Procedure) Ru 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		stage and separate notice for final disposal shall not
 Maharashtra Administrative Tribunal (Procedure) Ri 1988, and the questions such as limitation and alter remedy are kept open. 6. The service may be done by Hand delivery, sp post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		4. Applicant is authorized and directed to serve Respondents intimation/notice of date of hearing of authenticated by Registry, along with complete paper book O.A Respondents are put to notice that the case would taken up for final disposal at the stage of admission hearing
 post, courier and acknowledgement be obtained produced along with affidavit of compliance in the Regi within one week. Applicant is directed to file Affidavit compliance and notice. 7. In case notice is not collected within seven days service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned 		Maharashtra Administrative Tribunal (Procedure) Rul 1988, and the questions such as limitation and alterna
service report on affidavit is not filed 3 days bef returnable date, Original Application shall stand dismiss without reference to Tribunal and papers be consigned		post, courier and acknowledgement be obtained an produced along with affidavit of compliance in the Regist within one week. Applicant is directed to file Affidavit
1		service report on affidavit is not filed 3 days befor returnable date, Original Application shall stand dismisse without reference to Tribunal and papers be consigned t
8. S.O. to 05.10.2021.		8. S.O. to 05.10.2021.
Sd/-		Sd/-
(A.P. Kurhekar)		(A.P. Kurhekar)
Nsm Member(J)		Member(J)

Date: 07.09.2021 O.A.No.80 of 2021 with O.A.No.81 of 2021 Dr. J. K. Pagare & anr.Applicants Versus The State of Maharashtra & Ors. ...Respondents. Heard Shri J. S. Deshmukh, learned Counsel for the 1. Applicant and Smt.Archana B. K., learned Presenting Officer for the Respondents. Though these Original Applications are filed in 2. January, 2021 thereafter learned Counsel for the Applicants could not remain present, and therefore, matters are adjourned at the stage of admission. Till date, notices are not issued. 3 In view of above, issue notice before admission returnable on 07.10.2021. Tribunal may take the case for final disposal at this 4. 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 O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. This intimation/notice is ordered under Rule 11 of the 6. 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. In case notice is not collected within seven days or 8.

Tribunal's orders

8. 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.

9. S.O. to 07.10.2021.

vsm

Sd/-

(A.P. Kurhekar) Member(J)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 M. A. No.181 of 2020 in R. A. 08 of 2020 in O.A.No.399 of 2018
	D. M. Kannala
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. Awasarmol, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
	2. On request of learned Counsel for the Applicant, the
	matter is adjourned for hearing.
	3. S.O. to 28.09.2021.
	N Sd/-
	(A.P. Kurhekar) Member(J)
	vsm
	[<i>P.T.O.</i>

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

of 20

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 O.A.No.103 of 2021 R. M. SatheApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri V. P. Sangvikar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. Today, learned P.O. has filed reply on behalf of the
	Respondent Nos.1, 2, 4 and 5. It is taken on record.
	3. No reply is filed on behalf of the Respondent No.3.
	4. Three weeks time is granted for filing Rejoinder.
	5. S.O. to 28.09.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)

Tribunal's orders

Date: 07.09.2021

O.A.No.632 of 2021

....Applicant

Dr. A. S. Thatre

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri J. S. Deshmukh, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 07.10.2021.

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 07.10.2021.

V Sd/-

(A.P. Kurhekar) Member(J)

vsm

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's or	rders
	Date : 07.09.2021	
	O.A.No.63	35 of 2021
	M. D. Jadhav	Applicant
	Manaua	
	Versus	
	The State of Maharashtra & O	rsRespondents.
		iwadekar, learned Counsel for ana B. K., learned Presenting
	2. Original Application is	filed for grant of deemed date
	of appointment i.e. 04.12.20	013 as against 13.11.2018 on
	which the Applicant was actu	ally appointed on the post of
	Talathi. The Applicant conte	nds that she was eligible and
	entitled to be appointed in 2	013. She was wrongly denied
	the appointment for five yea	rs and ultimately came to be
	appointed only on 30.11.2018.	
		pplicant came to be appointed
		stion arises how she can claim
		ely w.e.f. 04.12.2013 on the
	ground that her colleagues we	
		the Applicant to satisfy the
		orm vis-a-vis relief claimed is
	maintainable.	
	5. S.O. to 14.09.2021.	ſ.
		Sd/-
		∨۳ (A.P. Kurhekar) Member(J)
	vsm	
		[<i>P.T.O.</i>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021
	O.A.No.662 of 2021
	M P Datil
	····Applicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chie Presenting Officer for the Respondents.
	2. The Applicant has challenged the order or punishment imposed in D.E.
	3. Issue notice before admission returnable or 05.10.2021.
	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 or 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.
	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 neturnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
	9. S.O. to 05.10.2021.
	Sd/-
	(A.P. Kurhekar)

Member(J)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

of 20

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021 M. A. No.58 of 2021 in M. A. No.59 of 2021 in O.A. 05 of 2020 The State of Maharashtra & OrsApplicants (Ori. Respondents)
	Versus D. R. WadkureRespondent (Ori. Applicant)
	 Heard Smt. Archana B. K. , learned Presenting Officer for the Applicants (Ori. Applicants) and Smt. Punam Mahajan, learned Counsel for the Respondent (Ori. Applicant). M.A. Nos 58 & 59/2021 are filed for condonation of delay and extension of time respectively to implement the order passed by the Tribunal in O.A.No.05/2020 on 28.01.2020 whereby the directions were given to complete the D.E. within four months from the date of order. The Applicant stands retired on 30.06.2019 but his retiral benefits were withheld because of pendency of departmental enquiries. O.A.No.05/2020 is for direction to release retrial benefits and it was disposed of with direction as stated above. Now, these Misc. Applications are filed on 03.02.2021 for condonation of delay and to extend the time granted by the Tribunal for completion of departmental enquiries. Thus, Misc. Applications are indeed filed much after expiration of time granted by the Tribunal for completion of D.E. Any such application for extension of time ought to have been filed before expiration of time granted by the Tribunal. This itself shows total casual approach of the Respondents. The Applicant is deprived of his retiral benefits for more than two years and despite enough time, departmental enquiries are not completed.

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

6. When specific quarry was made to learned P.O. as to what is present status of D.E.s, all that she stated that she needs to talk with the concerned to know the present status of D.E.s. None is present from the Respondents.

In view of above, it is necessary to know the bonafide, if any, on the part of Respondents for extension of time and present status of D.E.s needs to be seen as to what steps are taken by the disciplinary authority i.e. Respondent No.1 in this behalf.

8. The Principal Secretary, Social Justice and Special Assistant Department, Mumbai is the disciplinary authority of the Applicant. He, $\frac{1}{h}$ therefore, directed to file affidavit explaining the steps taken in D.E.s for its completion as well as present status.

9. Affidavit be filed within seven days.

S.O. to 16.09.2021.

Sd/w ·

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(A.P. Kurhekar) Member(J)

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of 20

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.420 of 2021
	M.S. ShindeApplicant
	Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
	2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 28.09.2021.
	N Sd/-
	(A.P. Kurhekar) Member (J)
	NMN
	[<i>P.T.O.</i>

ISpl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

of 20

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

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Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.437 of 20	21
	S.A. Chavan Versus The State of Maharashtra & Ors.	Applicant Respondents.
	1. Heard Shri Gaurav A. Bar Advocate for the Applicant and learned Presenting Officer for the R	Shri A.J. Chougule,
	2. Today learned P.O. has filed behalf of the Respondent No.2. It is	
	3. Two weeks time is granted Rejoinder, if any.	for filing Affidavit-in-
	4. S.O. to 29.09.2021.	
		∩ Sd/-
		Kurhekar) mber (J)
	NMN	
		[<i>P.T.O.</i>

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

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Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 07.09.2021
	O.A. No.458 of 2021
	A.R. SalunkheApplicant Versus The State of Maharashtra & OrsRespondents
	 Heard Shri A.A. Jadhava, learned Advocat holding for Shri S.K. Hande, learned Advocate for th Applicant and Smt. K.S. Gaikwad, learned Presentin Officer for the Respondents.
	2. On request of learned P.O. three weeks time granted for filing Affidavit-in-Reply.
	3. S.O. to 28.09.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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	[<i>PT.O.</i>

|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20 Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 07.09.2021	
	O.A. No.474 o	f 2021
	V.B. Kamble Versus	Applicant
	The State of Maharashtra & Ors	Respondents.
	1. Heard Shri M.D. Lonkar the Applicant and Smt. Archana Officer for the Respondents.	
	2. On request of learned granted for filing Affidavit-in-Re	
	3. S.O. to 29.09.2021.	
		`Sd/-
	A)	.P. Kurhekar) Member (J)
	NMN	
		[<i>P.T.O</i> .

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021
	M. A. No.229 of 2021 I O.A.545 of 2021
	S. N. TeleApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M. D. Lonkar, learned Counsel for th Applicant and Smt. Archana B. K., learned Presenting Offic for the Respondents.
	2. On request of learned P.O., two weeks time is grante
	as a last chance for filing reply in M.A.
	3. S.O. to 16.09.2021.
	n Sd/-
	(A.P. Kurhekar) Member(J)
	vsm
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M.A./R.A./C.A. No.

of 20

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 O.A.No.258 of 2021
	R. A. GholapApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri D. K. Chavan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
	2. On request of learned P.O. two weeks time is granted
	for filing reply.
	3. S.O. to 28.09.2021.
	Sd/- v~ (A.P. Kurhekar) Member(J) vsm

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

ΙN

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021
	O.A.No.209 of 2021
	D. K. DokeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Shri V. V. Joshi, learned Counsel for the Applicant ha
	sent leave note. Smt. Kranti Gaikwad, learned Presentin
	Officer for the Respondents is present.
	2. On request of learned P.O., two weeks time is granted
	for filing reply by way of last chance.
	3. S.O. to 08.10.2021.
	n Sd/
	(A.P. Kurhekar)
	vsm
	V2111

|Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

of 20

ΙN

Original Application No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.09.2021 O.A.No.318 of 2021
	C. Y. YemalApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Ms S. T. Suryawanshi holding for Shri V. B. Dhage, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
	2. On request of learned P.O., two weeks time is granted
	for filing reply.
	3. S.O. to 24.09.2021.
	Sd/-
	(A.P. Kurhekar) Member(J) vsm