


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.557 of 2021 & O.A. No.676 of 2021</u></p> <p>S.M. Mutekar & Ors. S.B. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. We call upon the State to make a statement on affidavit about completion of quantifiable data. Whether collection of quantifiable date is complete or not?</p> <p>4. Ld. Advocate for the applicants wants to submit written notes of submissions by 13.9.2022. Copy of the same is to be submitted to the office of Ld. CPO.</p> <p>5. S.O. to 15.9.2022 for final hearing.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.381 of 2018</u></p> <p>Madhuri A. Avhad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant and her advocate both the absent.</p> <p>2. Ld. CPO submits that applicant was appointed on the post of Assistant Motor Vehicles Inspector by order dated 17.2.2020 and accordingly resumed on 20.3.2020.</p> <p>3. Hence, now nothing remains in this OA and the same is disposed off.</p> <p align="center">Sd/- _____ (Medha Gadgil) Member (A) 7.9.2022</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 7.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.230 to 232 of 2020</u></p> <p>Dr. J.S. Jagtap Dr. R.D. More Dr. S.S. Thakur ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Id. CPO seeks time to file additional reply.</p> <p>3. S.O. to 21.9.2022.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

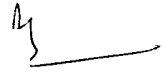
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.349 of 2022</u></p> <p>P.D. Thorat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 14.9.2022 by way of last chance.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.431 of 2022</u></p> <p>T.P. Sonawane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 12.10.2022 by way of last chance.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.583 of 2022</u></p> <p>Ashok M. Sanap & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that names of the applicants are excluded in the provisional seniority list dated 19.5.2022 and final seniority list dated 17.8.2022. He prays that names of the applicants be added on the basis of continuous officiation in the cadre of Naib Tahsildar.</p> <p>3. Ld. Advocate submits that applicant no.1 was promoted as Naib Tahsildar on 31.5.2013 and he is officiating on the said post till today. Applicant no.2 was promoted as Naib Tahsildar on 13.4.2010 and as Tahsildar on 17.8.2012. Ld. Advocate for the applicants relies on the judgment and order dated 5.3.2019 passed by Division Bench of this Tribunal in OAs No.208, 209 and 210 of 2016 wherein in paras 13 & 14 following directions are given:</p> <p><i>"13. In the result, impugned communication as against the applicants before this Tribunal, is contrary to the settled principle of law and justice, namely that the objections cannot be brushed aside without recording reasons, which in fact is done by the Respondent No.2. Therefore, impugned communication, decision and the findings recorded in column No.5, at page Nos.127 to 199 as against applicants, are quashed and set aside.</i></p> <p><i>14. The Divisional Commissioner, Konkan Division Respondent No.2 is directed to give personal hearing to the Applicants and decide the objections based on facts, records, rules and</i></p>

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


Tribunal's orders

regulations in vogue. Respondent No. 2 shall be free to seek guidance and seek special order for exemption for passing examination by applicants in the peculiar facts of the case."

4. Ld. Advocate for the applicants submits that Applicant No.1 herein – Shri Ashok M. Sanap was party applicant in earlier OA No.209/2016 and Applicant No.2 herein – Shri Nagorao B. Lokhande was party applicant in earlier OA No.208 of 2016 wherein the above quoted order was passed. Ld. Advocate submits that however said order is not implemented till today. Therefore, he has approached this Tribunal again seeking implementation of the said order.

5. In view of the judgment and order dated 5.3.2019 passed by this Tribunal in OAs No.208, 209 and 210 of 2016, we direct the respondents to implement the said order dated 5.3.2019 within four weeks on or before 10.10.2022 and communicate the decision to the applicants within one week thereafter. OA disposed off accordingly.

Sd/-


(Medha Gadgil)
Member (A)
7.9.2022

Sd/-

(Mridula Bhatkar, J.)
Chairperson
7.9.2022

(sgj)

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

Tribunal's orders

Date : 07.09.2022

O. A. No.745 of 2022

Amar A. Patil

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. In present O.A., the Applicant has challenged transfer order dated 09.06.2022 whereby he is transferred from Oshiwara Police Station to Arms Police Station. The Applicant is serving in the cadre of Police Inspector.
3. Learned Counsel for the Applicant submits that his client is already due for transfer in ensuing general transfers which are likely to be effected in couple of weeks and he has already made representation dated 05.09.2022 for transfer by giving certain options. He, therefore, requested for permission to withdraw the OA. with direction to C.P. Mumbai to consider his representation in ensuing general transfers.
4. Learned P.O. submits that appropriate order will be passed on representation made by the Applicant.
5. In view of above, allowed to withdraw O.A.
6. The Respondent – C.P. Mumbai is directed to consider the representation dated 05.09.2022 made by the Applicant in ensuing general transfers and appropriate order be passed.
7. Steno copy be granted to learned Advocate.
8. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A.No.761/2022</u></p> <p>Shri S.G. Suryawanshi ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents is present.</p> <p>2. Today, learned P.O. has filed Affidavit-in-reply on behalf of Respondents. It is taken on record.</p> <p>3. Two weeks' time is granted to file Rejoinder.</p> <p>4. S.O. to 21.09.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 07.09.2022</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p align="center">O.A.No.757 of 2022</p> <p>V. K. DhumalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks' time is granted to file reply.</p> <p>3. The Respondent No.5 is directed to ensure payment of salary of the Applicant which is not paid from March, 2022 and compliance be reported on next date.</p> <p>4. S.O. to 21.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 07.09.2022</p> <p align="center">O.A. No.724 of 2022</p> <p>M.M. NavgireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed within three days. Statement is accepted. It be tendered in the office with copy to other side.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 26.09.2022.</p> <p align="right">^ Sd/- v^ (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p>L.O.</p> <p>5. In the afternoon session, learned P.O. has tendered reply on behalf of the Respondent Nos.1 to 5. It is taken on record.</p> <p>6. Learned P.O. is directed to supply copy to Applicant's Counsel.</p> <p>7. O.A. be kept for hearing at the stage of admission.</p> <p>8. S.O. to 26.09.2022.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member(J)</p> <p align="right">[PTO.]</p>

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

Tribunal's orders

Date : 07.09.2022

O. A. No.745 of 2022

Amar A. Patil

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. In present O.A., the Applicant has challenged transfer order dated 09.06.2022 whereby he is transferred from Oshiwara Police Station to Arms Police Station. The Applicant is serving in the cadre of Police Inspector.
3. Learned Counsel for the Applicant submits that his client is already due for transfer in ensuing general transfers which are likely to be effected in couple of weeks and he has already made representation dated 05.09.2022 for transfer by giving certain options. He, therefore, requested for permission to withdraw the OA. with direction to C.P. Mumbai to consider his representation in ensuing general transfers.
4. Learned P.O. submits that appropriate order will be passed on representation made by the Applicant.
5. In view of above, allowed to withdraw O.A.
6. The Respondent – C.P. Mumbai is directed to consider the representation dated 05.09.2022 made by the Applicant in ensuing general transfers and appropriate order be passed.
7. Steno copy be granted to learned Advocate.
8. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A.No.761/2022</u></p> <p>Shri S.G. Suryawanshi ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents is present.</p> <p>2. Today, learned P.O. has filed Affidavit-in-reply on behalf of Respondents. It is taken on record.</p> <p>3. Two weeks' time is granted to file Rejoinder.</p> <p>4. S.O. to 21.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 07.09.2022</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p align="center">O.A.No.757 of 2022</p> <p>V. K. DhumalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks' time is granted to file reply.</p> <p>3. The Respondent No.5 is directed to ensure payment of salary of the Applicant which is not paid from March, 2022 and compliance be reported on next date.</p> <p>4. S.O. to 21.09.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.724 of 2022</p> <p>M.M. NavgireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed within three days. Statement is accepted. It be tendered in the office with copy to other side.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 26.09.2022.</p> <p align="right">^ Sd/- v^ (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p><u>L.O.</u></p> <p>5. In the afternoon session, learned P.O. has tendered reply on behalf of the Respondent Nos.1 to 5. It is taken on record.</p> <p>6. Learned P.O. is directed to supply copy to Applicant's Counsel.</p> <p>7. O.A. be kept for hearing at the stage of admission.</p> <p>8. S.O. to 26.09.2022.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member(J)</p> <p align="right">[PTO.]</p>

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.476 OF 2022

Sub : Retiral Dues

Shri A. M. Kadhikage

)..... Applicant

Versus

State of Maharashtra & Ors.

)...Respondents

Shri A. V. Bandiwadekar, Counsel for the Applicants
Shri A. J. Chougule, Presenting Officer for the Respondent Nos.1 & 2
Shri D. Lokhande, Counsel for Respondent No.3

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

DATE : 07.08.2022

ORDER

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri D. Lokhande, learned Advocate for the Respondent No.3.

2. The Applicant stands retired on 31.12.2020 as a Medical Officer (Class-2). He waited for retiral benefits for about two years and thereafter filed this O.A. for direction to the Respondents to release his retiral benefits.

3. Perusal of record reveals that the Applicant was initially appointed in Zilla Parishad (ZP) services and later absorbed in the Government service. He retired from the establishment of Respondent No.3 – District Health Officer, ZP, Palghar. Respondent No.3 by his letter dated 25.02.2021 sought direction from Respondent No.1 – Commissioner, Health Services, Mumbai about entitlement of the Applicant to the retiral benefits. Perusal of letter dated 25.02.2021 reveals that Applicant has not submitted Caste Validity Certificate, and therefore, sought direction about entitlement of the Applicant to retiral benefits. Thereafter again Respondent No.3 by letter dated 21.10.2022 sought direction from the Respondent No.1 – Commissioner, Health Services but it is not responded till date. Thus, it appears the issue of Caste Validity Certificate of the Applicant.

AMM

4. Learned Counsel for the Applicant however submits that Applicant's caste is not invalidated and there is no such order on record. He has further pointed out that the Government has not passed the order taking him on supernumerary post in terms of G.R. dated 21.12.2019 issued by the Government in G.A.D.

5. Though, enough time is granted, no reply is filed by the Respondent Nos.1, 2 and 4. Therefore, the matter was kept for hearing at the stage of admission without reply of Respondent Nos.1, 2 and 4. Non filing of reply on behalf of Respondent Nos.1, 2 and 4 itself shows their casual approach in the matter of retiral benefits to a Government servant. The Reply is filed on behalf of Respondent No.3 only. Respondent No.3 in affidavit in reply reiterates that the proposal has been forwarded to Commissioner as well as Government but till date no decision is taken.

6. Today, when the matter is taken up for hearing., learned P.O. has tendered copy of letter dated 07.09.2022 written by the office of Respondent No.1 - Commissioner, Health Services, Maharashtra State addressed to Respondent No.4- Additional Chief Secretary, Public Health Department. By this letter, it is communicated to Respondent No.4 that the absorption of Medical Officers including Applicant by G.R. dated 17.10.2014 is not against the particular roster point. The office of Commissioner, Health Services, therefore, opined that it cannot be said that absorption of the Applicant and others are against the post of Scheduled Tribe specifically. The last para of letter dated 07.09.2022 is important which is as under :-

“उक्तपैकी वैदयकीय अधिकारी ग्रामविकास विभागाच्या अधिपत्याखालील जिल्हा परिषदेकडील जिल्हा तांत्रिक गट-क संवर्गातील वैदयकीय अधिकारी असून, शासन निर्णय दिनांक २८.५.२००९ अन्वये त्यांना राजपत्रित अधिका-यांचा दर्जा देण्यात आला आहे. तसेच शासन निर्णय दिनांक १७.१०.२०१४ अन्वये त्यांचे सार्वजनिक आरोग्य विभागांतर्गत वैदयकीय अधिकारी, गट-ब या पदावर समावेशन करण्यात आले आहे. सदर समावेशन प्रवर्ग निहाय अथवा आरक्षणाच्या बिंदूवर झालेले नाही. जिल्हा परिषदेकडील जिल्हा तांत्रिक गट-क संवर्गातील वैदयकीय अधिकारी यांचे समावेशन झाल्याने आता हा संवर्ग अस्तित्वात राहिलेला नाही.

त्यामुळे उक्त अधिका-याचे सार्वजनिक आरोग्य विभागात झालेले समावेशन अनुसूचित जमातिच्या पदावरच झाले, असे गृहीत धरणे संयुक्तीक ठरत नाही. तसेच वैदयकीय अधिकारी गट-ब संवर्गाचे नियुक्ती प्राधिकारी शासन असल्याने, उक्त वैदयकीय अधिका-यांना अधिसंख्य पदावर वर्ग करण्याबाबतचा प्रस्ताव उचित निर्णयास्तव व पुढील कार्यवाहीस्तव शासनास सादर करण्यात येत आहे.

कृपया, उक्त प्रकरणी योग्य ती उचित कार्यवाही व्हावी, ही विनंती.”

7. In view of above, learned P.O. submits that the decision on the said proposal will be taken by the Government within a week and requested for one week time.

8. Indeed, since the Applicant retired on 31.12.2020, the matter ought to have been expedited by the department so as to decide the claim of the Applicant for retiral benefits. However, there is inordinate delay on the part of concerned which deprives of the Applicant from his legitimate dues.

9. However, in view of above, one week time is granted to learned P.O. to apprise the Tribunal about the decision of the Government on proposal dated 07.09.2022 so that O.A. could be decided without loss of time.

10. The copy of this order be sent to Respondent No.4 -Additional Chief Secretary, Public Health Department for necessary compliance.

11. S.O. to 14.09.2022.

Sd/-

(A.P. KURHEKAR)
MEMBER (J)

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

Tribunal's orders

Date : 07.09.2022

O.A.No.860 of 2022

S.H. AnandeApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Shraddha Dubepatil, learned Advocate holding for M/s. Jay & Co., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate prays for amending prayer clause 25(e).

3. Permission granted. Amendment to be carried out forthwith.

4. Applicant prays that Respondent No.1 be directed to allow the applicant to appear for the interview.

5. We direct DMER to file short affidavit before the Tribunal as to how many Doctors after completion of their post graduation were appointed as Senior Resident and how many posts of Senior Resident were available from 2017.

6. Under the circumstances, we direct the M.P.S.C. to allow the Applicant to appear for the interview as and when it will be conducted, subject to the outcome of this O.A.

7. Adjourned to 21.09.2022. Hamdast.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 07.09.2022
	<p align="center">C.A.No.12 of 2022 in O.A.No.431 of 2018</p> <p>B.D. SarangkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the Deputy Director has submitted the proposal with the Government for further compliance.</p> <p>3. Adjourned to 19.10.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p>C.A.No.59 of 2022 in O.A.No.521 of 2022</p> <p>D.K. DokeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. C.A. is filed without notice hence, C.A. is dismissed as it is not maintainable.</p> <p>Sd/- (Medha Gadgil) Member(A) prk</p> <p>Sd/- / / / / / (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 07.09.2022
	<p align="center"> C.A.No.36 of 2021 in O.A.No.1029 of 2014 (O.A.No.678 of 2013 Nagpur) with C.A.No.37 of 2021 in O.A.No.1030 of 2014 (O.A.679 of 2013 Nagpur) with C.A.No.38 of 2021 in O.A.No.1031 of 2014 (O.A.680 of 2013 Nagpur) with C.A.No.39 of 2021 in O.A.No.1032 of 2014 (O.A.No.681 of 2013 Nagpur) with C.A.No.40 of 2021 in O.A.No.1033 of 2014 (O.A.438 OF 2014 Nagpur) with C.A.No.5 of 2021 in T.A.No.1 of 2020 </p> <p> R.S. Bidkar (C.A.36/2021 in O.A.1029/ 2014) M.D. Sundarkar (C.A.37/2021 in O.A.1030/2014) S.S. Kinhekar (C.A.38/2021 in O.A.1031/2014) J.G. Pohankar (C.A.39/2021 in O.A.1032/2014) V.P. Ingole @ V.V. Shelke (C.A.40/2021 in O.A.1033/2014) K.C. Pawar (C.A.5/2021 in T.A.1/2020) Vs. The State of Maharashtra & Ors.Respondents. </p> <p> 1. Heard Mr. K.S. Jadhav, learned Advocate holding for Mr. R.G. Panchal, learned Advocate for the Applicants, Mr. M.D. Lonkar, learned Special Counsel for the Respondent and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents. </p> <p> 2. In view of the earlier order passed by the Hon'ble High Court dated 06.07.2022 adjourned to 05.10.2022. </p> <p align="center"> Sd/- (Medha Gadgil) Member(A) prk </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson </p>

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

Tribunal's orders

Date : 07.09.2022

O.A.No.871 of 2022

V.T. JadhavApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Savita Suryawanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 15.09.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Adjourned to 15.09.2022. To be shown in the caption 'Urgent Admission'.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p align="center">C.A.No.27 of 2022 in O.A.No.645 of 2017 with O.A.No.509 of 2020</p> <p>M.A. DamaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned 28.09.2022 for hearing. //</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 07.09.2022
	<p align="center">C.A.No.1 of 2022 in O.A.No.370 of 2019</p> <p>L.T. RathodApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. P.L. Rathod along with Mr. P.S. Rane, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that he will be filing additional affidavit-in-reply during the course of the day.</p> <p>3. At the request of learned Advocate adjourned to 28.09.2022.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date : 07.09.2022 Tribunal's orders C.A.No.16 of 2018 in O.A.No.670 of 2016</p>
	<p>Dr. C.G. GaikwadApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned C.P.O. adjourned to 08.09.2022. Mr. Bhalchandra P. Mali, Under Secretary, M.P.S.C. is present.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p>M.A.No.533 of 2022 in O.A.No.893 of 2022</p> <p>N.S. KhandareApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p>O.A.No.893 of 2022</p> <p>N.S. KhandareApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 15.10.2022.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>8. Adjourned to 15.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.559 of 2022</u></p> <p>R.V. Kharat & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam holding for Shri Gunratan Sadavarte, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Removed from the caption of 'For Dismissal'.</p> <p>3. Ld. Advocate for the applicants seeks time to file affidavit of service.</p> <p>4. S.O. to 12.10.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1063 of 2015</u></p> <p>C.V. Alsatwar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO informs that order dated 17.8.2022 passed by this Tribunal in the above is complied with and specially para no.4.</p> <p>3. S.O. to 19.9.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.630 of 2022</u></p> <p>Dr. A.P. Patil & 8 Ors. Applicants Vs. The State of Maharashtra & Ors. Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Mančekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The second set of this OA is missing. We direct the Registry to reconstruct the same within two days.</p> <p>3. The applicants in this matter prays that the revised State-wise seniority list in the cadre of Naib Tahsildar be published and applicants be granted deemed date.</p> <p>4. Ld. CPO informs that the same is published on 17.8.2022 and the Ld. Advocate for the applicants confirms the same. Ld. Advocate for the applicants on query submits that 14 persons, who are junior to the applicants, were superseded in the cadre of Naib Tahsildar in 2012 and he challenges the promotion of those persons.</p> <p>5. Ld. Advocate for the applicants seeks leave to file MA for amendment. Leave granted.</p> <p>6. S.O. to 12.10.2022.</p> <p align="center">Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 7.9.2022 7.9.2022</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.748 of 2022</u></p> <p>N.M. Ghodke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant and his Advocate both are absent.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 12.10.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 7.9.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 7.9.2022</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p align="center">C.A.No.4 of 2020 in O.A.No.1119 of 2015</p> <p>Dr. B.M. LadApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Amruta Kharade, learned Advocate holding for M/s. Talekar & Assoc, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. on instructions submits that the matter was listed before the Hon'ble High Court yesterday and stay was granted to the order of this Tribunal till 15.09.2021.</p> <p>3. Learned P.O. is directed to produce the copy of the said order.</p> <p>4. Adjourned to 21.09.2022.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....))

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.09.2022</p> <p>O.A.No.875 of 2022 with M.A.No.524 of 2022 With M.A.No.539 of 2022 in O.A.No.875 of 2022</p> <p>V.B. Jadhav & Ors. S.V. HajareApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Joel Carlos, learned Advocate alongwith Mr. K.R. Jagdale, learned Advocate for the Applicants in O.A.No.875/2022 with M.A.No.524 /2022, Mr. P.D. Patil, learned Advocate for the Applicant in M.A.No.539/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. M.A.No.524/2022 is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A.No.524/2022 is allowed.</p> <p>6. Learned Advocate Mr. Patil submits that the Applicant in M.A.No.539/2022 appears for Direct Recruits, Executive Engineer, Irrigation Department. He prays that Applicant in M.A.No.539 /2022 Mr. S.V. Hajare be added as party Respondent in O.A.No.875/2022.</p> <p>7. Learned Advocate Mr. Carlos and learned C.P.O. Ms. Manchekar have no objection for allowing the intervention application. [P.T.O.]</p>

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

Tribunal's orders

8. In view of above, M.A.No.539/2022 is hereby allowed.

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

11. Issue notice before admission returnable on 19.10.2022.

12. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

13. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

14. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

15. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

16. O.A. Adjourned to 19.10.2022. M.A.No.524 /2022 and M.A.No.539/2022 are hereby allowed.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.103 of 2021</p> <p>R.M. SatheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Sangvikar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one day time is granted to file Additional Affidavit explaining the details of recovery made during the pendency of O.A.</p> <p>3. S.O. to 08.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">M.A. No.363 of 2022 in O.A. No.555 of 2022</p> <p>D.D. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.B. Ade, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of most last chance.</p> <p>3. S.O. to 16.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.337 of 2022</p> <p>D.W. PandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri Siddharth Shitole, learned Advocate holding for Shri A. Helaskar, learned Advocate for the Respondent No.4.</p> <p>2. Learned Advocate for the Applicant submits that he will file short Additional Affidavit along with some documents which are necessary for the adjudication of the matter in issue. Allowed to file the same. It be taken on record.</p> <p>3. One week time is granted to learned P.O. and Learned Advocate for Respondent No.4 to respond it by filing counter Affidavit within a week.</p> <p>4. S.O. to 14.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.829 of 2022</p> <p>R.T. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note. 3. Smt. Archana B.K., learned Presenting Officer for the Respondents. 4. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply. 5. S.O. to 21.09.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 07.09.2022</p> <p align="center">O.A. No.161 of 2021</p> <p>S.R. Koli, Legal Heirs K.S.Koli & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to Respondent No.4 to file Affidavit-in-Reply with specific instruction that no further time will be granted.</p> <p>3. S.O. to 15.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.647 of 2022</p> <p>A.G. SangarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Affidavit-in-Rejoinder.</p> <p>4. S.O. to 19.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.602 of 2022</p> <p>S.D. GanageApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Advocate for the Applicant sought permission to file Additional Affidavit to bring on record subsequent development. Allowed to file Additional Affidavit. It is taken on record.</p> <p>3. Enough time is granted to file Affidavit-in-Reply. However, one week time is granted by way of last chance and no further time will be granted.</p> <p>4. S.O. to 21.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.550 of 2022</p> <p>O.S. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Pothare, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 30.09.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.351 of 2022</p> <p>P.S. PandaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 29.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.164 of 2022</p> <p>D.R. KheratkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 22.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">O.A. No.984 of 2021</p> <p>S.B. GopaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 29.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 07.09.2022</p> <p align="center">M.A. No.435 of 2022 in O.A. No.723 of 2022</p> <p>A.M. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Ankita Naik, learned Advocate holding for Shri I.M. Koparkar / P.S. Kamble, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply as last chance.</p> <p>3. S.O. to 13.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

Date: 07.09.2022

O.A. No.876 of 2022

R.V. MukaneApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant has challenged communication dated 12.10.2021 whereby compassionate appointment has been denied on the ground of 3rd child being born after cutoff date i.e. 31.12.2001 in terms of G.R. dated 28.03.2001.
3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 06.10.2022.
5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
9. S.O. to 06.10.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

Date: 07.09.2022

M.A. No.527 of 2022 in O.A. No.879 of 2022 with
M.A. No.528 of 2022 in O.A. No.880 of 2022

N.S. NaikApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. These two M.As are filed for condonation of delay of six months caused in filing O.A.

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

4. Issue notice to Respondents before admission returnable on 22.09.2022 as to why delay should not be condoned.

5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

9. S.O. to 22.09.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>07.09.2022</u></p> <p style="text-align: center;"><u>O.A 53 & 912/2015 with O.A 1078/2016</u></p> <p>D.G Deshmukh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.Y Sakhare learned Senior Counsel with Mr K.R Jagdale, learned advocate for the applicants, Shri D.B Khaire, learned Special Counsel with Smt K.S Gaikwad, learned P.O for the Respondents, Shri U.V Bhosle, learned counsel for Respondent no.19 and Shri B.A Bandiwadekar, learned counsel for Respondent no. 38.</p> <p>2. We found that certain information is not mentioned by the Respondents in their affidavit in reply or along with the affidavit and which is necessary to decide the issues.</p> <p>(i) Furnish the vacancies available with the Respondent-State in the post of Assistant Executive Engineer at the time of recruitment and the requisition made and accordingly the posts advertised in the years 1998 to 2010.</p> <p>(ii) The reason of the Respondent-State for not filling up and not sending requisition for appointing the Assistant Executive Engineers. Also furnish the information of the Rules while appointing the direct recruits in the post of Assistant Executive Engineer and Assistant Engineer, Grade-I, any quota in both the cadres is available.</p> <p>(iii) Compliance of Rule 4(i) of the Maharashtra Service of Engineers, Class-I and Maharashtra Service of Engineer, Class-II (Regulation of Seniority and preparation of revision of Seniority Lists) Rules, 1983 and declaration of the cadre strength from 1998 to 2010.</p> <p>(iv) The rules of law treating the deemed date prospectively.</p> <p>3. S.O to 8.9.2022 at 10.30 hrs.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p style="text-align: center;">Akn [P.T.O.]</p>