

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p><u>O.As. No.344 & 327 of 2022</u></p> <p>A.K. Gosavi & Ors. S.N. Solanki & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre and Shri B.A. Bandiwadekar, learned Advocate for the applicants respectively and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri C.T. Chandratre, Ld. Advocate submits that he is adopting the arguments of Shri B.A. Bandiwadekar, Ld. Advocate for the Applicants.</p> <p>3. S.O. to 12.6.2023. Part heard.</p> <p align="center"> Sd/- _____ Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 8.6.2023 8.6.2023 (sgj) </p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**


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

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| | <p align="center"><u>O.A. No.1259 of 2022</u></p> <p>G.R. Shelar & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Smt. K.S. Gaikwad , learned Presenting Officer for the Respondents.</p> <p>2. Both the applicants claim that selection process is to be completed at the earliest.</p> <p>3. S.O. to 12.6.2023. Part heard.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 8.6.2023</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 8.6.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.659 of 2022</u></p> <p>Y.M. Savale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Savita Suryavanshi, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents, Shri S.B. Deore along with Shri Himanshu Thakur, learned Advocate for Respondents No.4, 5, 9, 10, 11, 14 & 15, Shri Harish S. Bali holding for Shri Manish Tripathi, Ld. Advocate for Respondents No.51, 56 & 58 and Shri Harish S. Bali, learned Advocate for Respondent No.62.</p> <p>2. It is prayed that list of 1.4.2022 be quashed and set aside and name of the applicant be included as he is meritorious and directions be given to hold interview thereafter. It is also prayed that names of respondents no.4 to 63 be deleted.</p> <p>3. Respondents are directed to make affidavit pursuant to order dated 4.5.2023 passed by this Tribunal in connected OA No.327/2022 as to when process of verification will be completed and when it commenced and how many candidates are there for verification.</p> <p>4. Shri S.B. Deore, Ld. Advocate for private respondents submits that list of 282 candidates is given and verification from DTS is required to be done.</p> <p>5. Ld. PO produces copy of letter dated 8.6.2023 sent by Dy. Secretary, School Education & Sports Department to Secretary, MPSC informing about examination conducted on 13.8.2017 in respect of recruitment of MES Group-B LDCE. She informs that there is no necessity of verification of eligibility of the selected candidates and therefore pursuant to the orders passed by this Tribunal the recruitment process will be completed as per merit of the eligible candidates. Thus, MPSC is directed to send names of the recommended candidates.</p> <p>6. Ld. PO on instructions submits that this matter will be placed before MPSC and suitable date for interview will be taken shortly.</p> <p>7. S.O. to 12.6.2023.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.6.2023 8.6.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.568 of 2022</u></p> <p>K.N. Dombale & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri A.P. Avhad, learned Advocate for the applicants is absent.</p> <p>3. Matter is called out. Today the matter is shown High on Board as it is of selection process. This pertains to Limited Departmental Competitive Examination (LDCE) for selection to the post of Deputy Education Officer under the Maharashtra Education Services Group-B (Administrative Branch) as per advertisement dated 17.5.2017. It is prayed in this matter to quash and set aside the notification/ publication dated 1.4.2022 and the merit list published by respondent no.2. It is further prayed that the respondents be directed to maintain reservation for SC, ST, VJNT, OBC, SBC for the post of Deputy Education Officer. As per GR dated 17.5.2017 all the concerned authorities including CEO, ZP, be directed to give permissions to the applicants to appear and participate in the entire selection process of LDCE, 2017 and also direct respondents no.1 & 2 to insert names of all the applicants in the result of written examination who has received and obtained higher marks than the candidates whose names are appearing in the merit list of 1.4.2022. It is also to be declared that applicants are eligible for the post in question from reserved as well as open category and also to direct the MPSC to decide the representation dated 29.4.2022 filed by applicant no.1.</p> <p>4. S.O. to 12.6.2023.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 8.6.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 8.6.2023</p> </div> </div> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p>Date : 08.06.2023</p> <p style="text-align: center;">O.A.No.183/2023 with O.A.No.183/2023</p> <p>S.C. Dhone & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Ameya Abhay Pitale, learned Advocate h/f. Mr. Ajit Ram Pitale for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to the order dated 07.06.2023, Ms. Manisha, Additional Collector, Thane is present today. As per instructions learned C.P.O. states that the representation dated 30.06.2022 is decided today and the applicants were not given the said benefit. It is submitted by learned C.P.O. that the Applicants were considered and included in the select list prepared on 11.05.2021 but before giving them promotion because no vacancy occurred during that period of one year, so the select list expired on 10.05.2022. Thereafter, there is change in select list and the same has occurred because of the orders of the Hon'ble Tribunal by the Full Bench in O.A.No.354/2015 dated 02.02.2017, Shri Mahesh Mukund Sapre & Ors. Versus State of Maharashtra & Ors.on the point of delay in passing the Departmental Examination (D.E.). The applicant did not pass the said D.E. during the stipulated time i.e. within 9 months and 3 chances. The Applicant, Mr. Subhash C. Dhone and Applicant, Mr. Ganesh D. Vishe in O.A.No.183/2023 and O.A.No.184/2023 respectively have</p> |

[P.T.O.]

Office Notes, Office Memoranda of Coram,
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passed the said examination in fifth chance and so they lost their seniority. Hence there is no question of considering the names of the applicant in proposal/revised D.P.C. and so also the process of D.P.C. was conducted in the month of April, 2023.

3. Learned Advocate for the Applicants have submitted that it is not correct today to state that there was no vacancy and therefore they were not considered though their names were included in the select list. Thus, from considering the submission it appears, prima facie, there is only one challenge whether there was vacancy available when the name of the applicants were appearing in the select list. Detailed reply to that point is sought.

4. Learned C.P.O. to tender copy of affidavit to learned Advocate three days in advance.

5. Adjourned to 22.06.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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| | <p>Date: 08.06.2023</p> <p align="center">O.A. No.470 of 2021</p> <p>N.A. AshtekarApplicant 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. When the matter is taken up for hearing, learned Advocate for the Applicant submits that he has instructions from his client to withdraw the O.A.</p> <p>3. Allowed to withdraw O.A.</p> <p>4. In view of above, O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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IN

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| | <p><u>08.06.2023</u></p> <p align="center"><u>O.A 648/2022</u></p> <p>G.P Yamaji ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Matter called out. Shri A.S Khedkar, learned counsel for the applicant absent. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. S.O to 6.7.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p><small>Akn</small></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 |
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| | <p style="text-align: center;">Date : 08.06.2023</p> <p style="text-align: center;">M.A.No.365/2023 in O.A.No.538/2023</p> <p>H.S. Khairnar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Kranti L.C., learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate prays that the applicants who are working as Police Constables admittedly have filed multiple applications and they were selected in their first application and are in service for last seven months. Learned Advocate has further submitted that in view of the judgment and order dated 17.03.2022 passed by the Full Bench of this Tribunal in O.A.Nos.144, 145, 146, 167, 203, 300, 301, 321, 775, 776, 777, 778, 779, 790, 791, 793, 796 and 830 all of 2022, Amit H. Daphal Versus Superintendent of Police, wherein it is held that the applicants who made double applications are prevented from proceeding for training of the Constable Driver. He has further submitted that the order of the Full Bench is challenged before the Hon'ble High Court in Writ Petition (Stamp) No.11440 of 2023 & and the Hon'ble High Court by order dated 24.04.2023 though has granted status quo as on today for the Petitioners who are in service. He further pointed out that in the same order the Hon'ble High Court has recorded the contention of the Petitioner that Clause 11.17 of the impugned advertisement dated 30.11.2019 was not considered by the Tribunal while passing the impugned judgment.</p> |

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3. ~~Learned Advocate for the Applicant has~~ submitted that the said Clause is barring over this issue and hence the Tribunal at this stage can consider the case of the Applicant for granting interim relief and i.e. directing the Respondent-Sate to send these two applicants for training.

4. Par contra, learned C.P.O. on instructions from the Respondent has submitted that these two applicants though are in service they were not send for the training on account of order of the Hon'ble High Court directing the Respondents to maintain status quo, qua the in service candidates.

5. Considered submissions. As the Hon'ble High Court has directed the Respondents to maintain status quo, qua the in service candidates sending the candidates for training may amount to breach of the order of status quo. Though further the Hon'ble High Court has mentioned that the in service candidates will not claim equity if the Petitioners fail. Hence, no relief is granted.

6. M.A. stands dismissed.

11. 11

Sd/-

(Medha Gadgil
Member (A))

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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| | <p style="text-align: center;"><u>08.06.2023</u></p> <p style="text-align: center;"><u>O.A 1016/2021</u></p> <p>S.R Kasar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.S Gaikwad, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents no 1, 2 & 3. None present for Respondent no. 4.</p> <p>2. The applicant is facing the enquiry on the basis of the complaint filed by Respondent no. 4. Hence, Respondent no. 4 is required to be heard. Respondent no. 4 is served and learned counsel for the applicant has filed the service affidavit. Thereafter, through Court also Respondent no. 4, the complainant was served. Respondent no. 4, filed her appearance through advocate Shri E.R Dhokale and S. Dhongade on 25.11.2022. On 9.12.2022, learned counsel for Respondent no. 4 seeks time to file reply. Learned counsel for Respondent no. 4 files affidavit in reply on 23.12.2022. The learned counsel for Respondent no. 4, though they were directed specifically by order dated 26.4.2023 to remain present today, they are absent. So, in all fairness the matter was fixed in the afternoon to seek their appearance. However, when the matter was called out at 4.00 pm, they are absent.</p> <p>3. Hence, matter is fixed on 13.6.2023 first on Board.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (मेदिना बागु) Member (A) <small>Akn</small></p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div> |

**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.....)

| | |
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Date : 08.06.2023

M.A.No.39/2023 in O.A.No.66/2023

S.P. KadamApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant and Advocate both are absent.

2. Applicant is directed to serve the copy of M.A. to the Respondent-State and the office of Chief Presenting Officer. This matter is to be kept along with similar matters on 21.06.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

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.....)

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| | <p>Date : 08.06.2023</p> <p>M.A.No.97/2023 in O.A.No.667/2022</p> <p>R.H. Patil & Ors.Applicants 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. Learned C.P.O. informs that provisional seniority list is published on 17.05.2023 inviting objections upto 16.06.2023.</p> <p>3. Adjourned to 23.06.2023.</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.....)

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Date : 08.06.2023

M.A.No.160/2023 in O.A.No.285/2022

S.D. Mane.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has submitted that today during the course of the day reply will be filed.

3. It be taken on record.

4. Adjourned to 06.07.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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| | <p>Date : 05.06.2023</p> <p style="text-align: center;">O.A.No.628 of 2023</p> <p>Shri Rahul Ashok Pawar Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 24.05.2023 whereby he is transferred from the post of Inspector of Motor Vehicles, Deputy Regional Transport Office, Kalyan to Beed invoking Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.</p> <p>3. Learned Counsel for the Applicant sought to contend that since the Applicant has joined at Kalyan on 09.08.2021, he has not completed normal tenure of three years and there is no such special reason for his mid-term and mid-tenure transfer. He, further submits that by impugned transfer order, he is posted on non-executive post in Beed which amounts to punishment and on that ground also impugned transfer order is bad in law. According to him, report dated 03.04.2023 referred in reference no.2 of transfer order dated 24.05.2023 is in respect of other Motor Vehicle Inspectors serving in Nagpur Region and Applicant has nothing to do with it.</p> <p>4. Per contra, learned P.O. has tendered the file for perusal stating that in preliminary enquiry conducted by SIT, <i>prima-facie</i> material was found against the Applicant as well as four other Motor Vehicle Inspectors from Nagpur Region. It is further alleged that Applicant used to visit Nagpur frequently and collecting money for convenient transfers. In enquiry, statements of witnesses were recorded. The Enquiry Officer, therefore, recommended for transfer of the Applicant amongst other for fair and transparent detail enquiry. It is on the above background, the matter was placed before the CSB which recommended transfer of the Applicant and others and it has been approved by the Hon'ble Chief Minister as a highest competent authority for such mid-term and mid-tenure transfer.</p> |

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5. Thus, *prima-facie*, there is compliance of Section 4(5) of Transfer Act, 2005. If *prima-facie* case was made out necessitating transfer in such situation, one cannot insist for detailed enquiry before effecting transfer and what requires is *prima-facie* satisfaction of the competent authority.
6. In view of above, I am not inclined to grant interim relief to stay the transfer order.
7. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
8. Issue notice before admission returnable on 28.06.2023.
9. 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.
10. 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.
11. 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.
12. 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 Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.
13. S.O. to 28.06.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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| | <p>Date : 08.06.2023</p> <p align="center">O.A.No.418 of 2020</p> <p>S. P. PathakApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A., the Applicant has challenged the order of punishment imposed by the Disciplinary Authority dated 28.09.2018 whereby punishment of deduction of 6% pension per month for 10 years was imposed. Against the said order, the Applicant has preferred an appeal before the Hon'ble Governor by filing appeal on 05.11.2018. Since the appeal was not decided within reasonable time, he filed present O.A. on 25.08.2020.</p> <p>3. When this O.A. was taken up for hearing on 05.06.2023, it was revealed that office of the Governor by letter dated 12.07.2021 communicated to the Applicant that in view of his request made by application dated 08.04.2021, his appeal is disposed of.</p> <p>4. Notably, what applicant states in his application dated 08.04.2021 was for keeping the appeal <i>sine-die</i> because of Covid-19 pandemic situation and consequent to it difficulties to undertake travelling. However, surprisingly the office of the Governor disposed of the appeal instead of keeping it on <i>sine-die</i> list. Therefore, learned P.O. was directed to take instructions from the office of the Governor as to how appeal is disposed of instead of keeping it on <i>sine-die</i> list or deciding the same on merit.</p> |

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5. Today, learned P.O. on instructions submits that appeal will be now again heard by the Hon' ble Governor. He, therefore, requested to disposed of the O.A. with suitable directions.

6. Per contra, learned Counsel for the Applicant has pointed out that Tribunal had already given directions to decide the appeal filed on 05.11.2018 and one another appeal filed on 14.08.2018 within three months. However, only one appeal filed on 14.08.2018 is allowed. According to him, the facts and circumstances being same, second appeal was also required to be allowed. He further made submission that since O.A. is already ripe for final hearing, it should be heard on its own merit.

7. Thus, what transpires that though the Applicant has requested the Hon'ble Governor to keep his appeal on *sine-die* list, strangely it was disposed of instead of keeping it on *sine-die* list or hearing on merit. Thus, the appeal seems to be disposed of inadvertently.

8. Be that as it may, since now the office of the Governor is taking up the appeal for hearing, it would be appropriate let the appellate authority to decide the appeal and if the decision goes against the Applicant, he can avail further legal remedy. Since the Applicant is retired Government servant, his appeal dated 05.11.2018 is now required to be decided expeditiously on its own merit.

9. In view of above, the O.A. is disposed of with request to Secretary to the Hon'ble Governor to place the appeal dated 05.11.2018 before the Hon'ble Governor for its decision on merit in accordance to law within two months from today.

10. If the Applicant felt aggrieved by the order in appeal, he can avail further legal remedy available to him in law.

11. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

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| | <p>Date: 08.06.2023</p> <p>O.A. No.535 of 2022</p> <p>S.R. ShaikhApplicant 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. Today learned P.O. has filed Affidavit-in-Sur-Rejoinder on behalf of the Respondent. It is taken on record.</p> <p>3. S.O. to 10.07.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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

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|---|--|
| | <p>Date: 08.06.2023</p> <p align="center">O.A. No.1323 of 2022</p> <p>S.A. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>3. Today learned Advocate for the Applicant has also filed Affidavit-in-Rejoinder on behalf of the Applicant. It is also taken on record.</p> <p>4. S.O. to 03.07.2023 along with O.A. No.806 of 2022 with O.A. No.473 of 2022 with O.A. No.921 of 2021 & O.A. No.1324 of 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

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Date: 08.06.2023

O.A. No.589 of 2021 with O.A. No.808 of 2021

G.R. Waghmode

S.P. Gharte

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad along with Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent in O.A.589/2021. It is taken on record.

3. Today learned P.O. has also filed Affidavit-in-Sur Rejoinder on behalf of the Respondent Nos.2 & 3 in O.A.808/2021. It is also taken on record.

4. S.O. to 10.07.2023 along with O.A. No.1247 of 2022

Sd/-

**(A.P. Kurhekar)
Member (J)**

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p align="center">Date: 08.06.2023</p> <p align="center">O.A. No.879 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In O.A. the Applicant has challenged order of punishment dated 17.05.2019 whereby punishment is imposed in D.E. When the matter is taken up for hearing, it is noticed that the Applicant has not preferred appeal against the said order, secondly as pointed out by learned P.O., the Applicant by letter dated 21.06.2018 (Pg 154) accepted the punishment stating he does not want to file Reply.</p> <p>3. In view of above, O.A. ^{needs to be decided} is still pending considering two issues whether O.A. is maintainable without filing appeal and whether the Applicant can challenge the order of punishment in view of his letter dated 21.06.2019.</p> <p>4. On request of learned Advocate for the Applicant matter is adjourned on Monday.</p> <p>5. S.O. 12.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p> <p align="right">[P.T.O.]</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

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| | <p align="center">Date: 08.06.2023</p> <p align="center">O.A. No.560 of 2020</p> <p>M.D. Rathod & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Phagnekar, learned Advocate holding for Shri N.J. Mohite, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. In present case issue is about entitlement of the Applicant to compassionate appointment. The claim is rejected on the basis of G.R. dated 28.03.2001 whereby in-case of 3rd child born after 31.12.2001 family is held not entitled to compassionate appointment.</p> <p>3. When the matter is taken up for hearing, learned P.O. has pointed out that in view of conflicting decision of Single Bench on this issue, the matter is referred to Division Bench and it is still subjudice before Division Bench.</p> <p>4. In view of above, hearing of this O.A. is adjourned awaiting decision of Division Bench.</p> <p>5. S.O. to 27.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">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 _____

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| | <p>Date: 08.06.2023</p> <p align="center">O.A. No.225 of 2023</p> <p>K.R. KoliApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 12.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> |


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p>Date: 08.06.2023</p> <p align="center">O.A. No.629 of 2023</p> <p>S.D. VhatkarApplicant 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. The Applicants have challenged suspension order dated 05.04.2023 whereby Respondent – The Superintendent of Police Railway, Pune suspended them during the pendency of enquiry and their headquarter is kept at Solapur.</p> <p>3. Learned Advocate for the Applicant prayed for interim relief to change headquarter and requested that headquarter should be kept at Pune and not Solapur.</p> <p>4. Normally, headquarter of the Government servant is to be kept at same place where they were posted at the time of suspension in terms of Circular dated 19.03.2008 issued by G.A.D.</p> <p>5. Therefore, P.O. is directed to take instruction and apprise the Tribunal why headquarter is kept at Solapur.</p> <p>6. Matter be kept at 02.30 p.m.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</p> |

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

Tribunal's orders

L.O.

7. In the afternoon session, learned P.O. submits that in view of the directions given by the Director General of Police, Head Quarter of the Applicant is kept at Solapur. Indeed, in view of Circular dated 19.03.2008, Head Quarter should be the place of last posting and it is only in case of request of the Government Servant, Head Quarter can be changed.

8. Apart, no fruitful purpose could be served by changing Head Quarter. On the contrary, in case of change of Head Quarter, Government will have to pay additional allowances towards TA and DA.

9. In view of above, by way of interim relief, Headquarter of the Applicant be kept at Pune instead of Solapur.

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

11. Issue notice before admission returnable on 03.07.2023.

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/ ~~Miscellaneous~~ Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / ~~Miscellaneous~~ Application shall stand dismissed.

16. S.O. to 03.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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|---|---|
| | <p align="center"><u>O.A. No.1079 of 2019</u></p> <p>M.S. Chougule ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today oral application is made by the Ld. Advocate for the applicant to expedite hearing of the matter pursuant to order dated 10.3.2023 passed by the Hon'ble High Court in W.P. No.2767 of 2023 wherein the Hon'ble High Court mentioned that, "The Tribunal certainly would consider the exigency in the matter and may take a decision with regard to the expeditious disposal."</p> <p>3. In the said order the Hon'ble High Court has observed that the matter is pending for final hearing since 2020. It is necessary to state on record that the matter was heard earlier and it was found that party who is going to be effected, if the matter is allowed, was not made party respondent and therefore, the order was passed accordingly on 2.5.2022 to add private party as party respondent. Amendment was carried out accordingly on 20.6.2022. Affidavit of service on respondent no.3 is not found in the record of the Court and Ld. Advocate for the applicant submits that matter may be adjourned tomorrow for showing the service.</p> <p>4. S.O. to 9.6.2023.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.6.2023 8.6.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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|---|--|
| | <p><u>08.06.2023</u></p> <p><u>C.A 22/2022 in O.A 200/2021</u></p> <p>Shri S.R Bagde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Pursuant to order dated 6.6.2023, the chart giving details of the dues which are to be paid to the applicants is placed by the learned counsel for the applicants before this Tribunal. The same is taken on record and marked as Exh-I.</p> <p>3. We direct the Respondents to file affidavit with regard to the said Chart filed by the learned counsel for the applicants.</p> <p>4. S.O to 22.6.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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|---|---|
| | <p><u>08.06.2023</u></p> <p align="center"><u>O.A 570/2023</u></p> <p>Dr N.H Shimpi ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Bhange, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file affidavit in reply.</p> <p>3. S.O to 6.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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|---|---|
| | <p><u>08.06.2023</u></p> <p align="center"><u>O.A 342/2022</u></p> <p>Shri S.S Chinchkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Matter called out. None present for the applicant. Heard Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter adjourned to 22.6.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> |

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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|---|---|
| | <p><u>08.06.2023</u></p> <p style="text-align: center;"><u>O.A 717/2021</u></p> <p>V.D Lakade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant files rejoinder today.</p> <p>3. S.O to 22.6.2023.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p><small>Akn</small></p> </div> <div style="text-align: center;"> <p>Sd/- </p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div> |

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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| | <p><u>08.06.2023</u></p> <p style="text-align: center;"><u>O.A 815/2017</u></p> <p>Shri S.M Patil. ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Vaishali Jagdale, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents no 1 to 3 and none present for Respondent no. 4.</p> <p>2. Pursuant to our order dated 16.3.2023, we directed Home Department to communicate Respondent no. 4, independently to remain present.</p> <p>3. Respondent no. 1, Home Department is directed to serve Respondent no. 4.</p> <p>4. S.O to 15.6.2023.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A)</p> <p style="font-size: small;">Akn</p> </div> <div style="text-align: center;"> <p>Sd/- </p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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|---|--|
| | <p><u>08.06.2023</u></p> <p style="text-align: center;"><u>O.A 370/2021 with M.A 299/2021</u></p> <p>Shri R.A.R Shaikh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri H.S Chitale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. S.O to 23.6.2023. Interim relief to continue till then.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A)</p> <p style="font-size: small;">Akn</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div> |

**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 : 08.06.2023</p> <p align="center">M.A.No.366/2022 in O.A.No.459/2022</p> <p>V.B. Mahajan & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants in M.A.No.366/2022, Mr. H. Chitale, learned Advocate for the Applicants in O.A.No.459/2022 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. S.S. Dere submits that Applicants filed M.A.No.366/2022 seeking intervention in O.A.No.459/2022.</p> <p>4. Learned Advocate Mr. Chitale has submitted that M.A.No.366/2022 seeking intervention be allowed subject to his objection that they are not the necessary parties.</p> <p>5. M.A.No.366/2022 is hereby allowed. Learned Advocate Mr. Chitale is directed to add Applicants in M.A.No.366/2022 as Party Respondents in O.A.No.459/2022 within three weeks and copy of O.A. be served upon the concern.</p> <p>6. Admit. Place for Final hearing. Also to consider the objection of learned Advocate Mr. Chitale regarding intervention of Private parties.</p> <p>7. Adjourned to 06.07.2023.</p> <p align="right">Sd/- _____)</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="right">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 : 08.06.2023</p> <p>C.A.No.48/2023 in O.A.No.1097/2022</p> <p>K.S. TordmalApplicant 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. seeks one week time.</p> <p>3. Time granted.</p> <p>4. Adjourned to 15.06.2023. To be tagged along with M.A.No.80/2023 in O.A.No.79/2023.</p> <p>Sd/- (Medha Gadgil Member (A)</p> <p>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 : 08.06.2023</p> <p>C.A.No.42/2023 in O.A.No.759/2022</p> <p>R.N. GaikwadApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that the order has been complied with. However, the actual payment of the period which is regularized is to be released.</p> <p>3. Learned C.P.O. seeks four weeks time for the same.</p> <p>4. With above directions, C.A. stands disposed of.</p> <p>Sd/- (Medha Gadgil Member (A)</p> <p>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.....)

| | |
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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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Date : 08.06.2023

R.A.No.3/2023 in O.A.No.280/2022

G.B. JagtapApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicant in R.A.No.3/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. In view that the Writ Petition is filed before the Hon'ble High Court and the same is pending, matter adjourned to 18.07.2023.

Sd/-
(Medha Gadgil
Member (A)

prk

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.....)

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|--|--|
| <p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p> | <p>Date : 08.06.2023 Tribunal's orders C.A.No.37/2023 in O.A.No.911/2022</p> |
| | <p>R.K. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. tenders affidavit of apology on account of delay of compliance of order passed by this Tribunal in O.A.No.911/2022. It be taken on record.</p> <p>3. In view that the order of this Tribunal passed in O.A. is complied with, C.A. stands disposed of.</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 | Date : 08.06.2023 Tribunal's orders C.A.No.31/2023 in O.A.No.478/2022 |
|---|--|

U.N. FundeApplicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Pooja Mankoji, learned Advocate holding for Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Learned P.O. has submitted that today Mr. Ravindra Subnis, Tahsildar Junnar is present. He informs that the proposal was sent to the Government on 23.04.2023. On query he further submitted that the first time proposal was sent on 21.01.2023 to the office Treasury for the compliance. Hence, we direct the Tahsildar to give details what happen in the months from October, 2022 to December, 2022 and when the order of the Tribunal will be complied. He is directed to file affidavit in this regard.

3. Adjourned to 12.06.2023.

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 : 08.06.2023

C.A.No.29/2023 in O.A.No.552/2020

A.D. MehetreApplicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. has submitted that as per the instructions the amount will be credited in the account of the Applicant. He further seeks three weeks time for compliance of the order.

3. Adjourned to 26.06.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

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 |
|---|-------------------|

Date : 08.06.2023

M.A.No.80/2023 in O.A.No.79/2023

K.S. TordmalApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicant in M.A.No.80/2023, Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant in O.A.No.79/2023 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Adjourned to 15.06.2023. To be tagged along with C.A.No.48/2023 in O.A.No.1097/2022.

Sd/-

Sd/-

(Medha)Gadgil
Member (A)

(Mridula Bhatkar, J.)
Chairperson

prk

**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: 08.06.2023</p> <p align="center">O.A. No.77 of 2018</p> <p>D.S. Khatal & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. When the matter is taken up for hearing it is noticed that it pertains to Promotion in reserved category and that issue is still pending before the Hon'ble Supreme Court in S.L.P. Therefore this matter is required to be adjourned.</p> <p>3. S.O. to 27.07.2023.</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 align="center">Date: 08.06.2023</p> <p align="center">O.A. No.622 of 2020</p> <p>M.R. AhireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought time since he intend to place on record minutes of D.P.C. meeting of 01.07.1995 which he think are crucial. He submits that his client will obtain under R.T.I. Act and will produce the same.</p> <p>3. Learned P.O. is also directed to produce minutes of D.P.C. meeting of 01.07.1995 by next date.</p> <p>4. S.O. to 22.06.2023.</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: 08.06.2023</p> <p align="center">O.A. No.635 of 2023</p> <p>S.V. RathodApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged suspension order dated 05.12.2019 whereby he was suspended as Deemed Suspension in view of his detention in Police Custody for more than 48 hours.</p> <p>3. O.A. is not filed within the period of limitation of one year from the date of order.</p> <p>4. However, learned Advocate for the Applicant submits that it is continuation cause of action and he intends to amend O.A. to that effect.</p> <p>5. Allowed to amend O.A. on the point of recurring cause of action and limitation. Ten days time is granted to take suitable steps.</p> <p>6. S.O. to 15.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p> |

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p data-bbox="771 322 998 347">Date: 08.06.2023</p> <p data-bbox="998 386 1274 425" style="text-align: center;">O.A. No.602 of 2023</p> <p data-bbox="771 463 1502 579"> S.S. Valmiki-ChaudharyApplicant Versus The State of Maharashtra & Ors.Respondents. </p> <ol style="list-style-type: none"> <li data-bbox="771 656 1502 785">1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. <li data-bbox="771 837 1502 966">2. The Applicant has challenged communication dated 20.01.2022 whereby his request for change of date of Birth in service record is rejected. <li data-bbox="771 1017 1502 1094">3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. <li data-bbox="771 1133 1502 1210">4. Issue notice before admission returnable on 06.07.2023. <li data-bbox="771 1249 1502 1481">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. <li data-bbox="771 1519 1502 1674">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. <li data-bbox="771 1713 1502 1906">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. <li data-bbox="771 1944 1502 2215">8. 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 / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. <li data-bbox="771 2254 1128 2292">9. S.O. to 06.07.2023. <p data-bbox="1242 2331 1307 2382" style="text-align: right;">Sd/-</p> <p data-bbox="1177 2408 1388 2485" style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p data-bbox="787 2485 836 2511">NMN</p> |

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date: 08.06.2023</p> <p style="text-align: center;">O.A. No.636 of 2023</p> <p>M.R. SayyadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order passed by disciplinary authority dated 14.10.2019 as well as order passed by appellate authority dated 01.08.2022 whereby punishment of withholding of two increment with cumulative effect is imposed and ^{temporarily} similarly period of suspension is treated as suspension as such. Appellate authority also confirmed the order passed by the disciplinary authority.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 07.07.2023.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>8. 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 / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</p> <p>9. C.O. to 07.07.2023.</p> <p style="text-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: 08.06.2023</p> <p align="center">O.A. No.644 of 2023</p> <p>S.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged suspension order dated 12.03.2021 whereby he was suspended as Deemed Suspension in view of his detention in Police Custody for more than 48 hours.</p> <p>3. Learned Advocate for the Applicant submits that it is continuous cause of action and therefore challenge to the order dated 12.03.2021 in O.A. filed after one year is maintainable. He sought permission to amend O.A. on the point of limitation.</p> <p>4. One week time is granted to take necessary steps.</p> <p>5. S.O. to 15.06.2023.</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: 08.06.2023</p> <p align="center">M.A. No.105 of 2020 in O.A. No.145 of 2020 with M.A. No.106 of 2020 in O.A. No.146 of 2020 with M.A. No.107 of 2020 in O.A. No.147 of 2020</p> <p>P.B. Ghag K.R. Sutar S.D. Sukate Versus The State of Maharashtra & Ors.</p> <p align="right">.....ApplicantRespondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. In the interest of justice to give^l one opportunity, the matters are adjourned. S.O. to 13.07.2023. <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: 08.06.2023</p> <p align="center">M.A. No.85 of 2023 in O.A. No.1313 of 2022</p> <p>S.K. NaiyaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.S. Gaikwad, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 22.06.2023.</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: 08.06.2023</p> <p align="center">M.A. No.292 of 2023 in O.A. No.46 of 2023</p> <p>P.P. Gharat & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 22.06.2023.</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 |
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| | <p>Date: 08.06.2023</p> <p align="center">O.A. No.229 of 2023</p> <p>S.S. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri O.A. Wable, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 15.06.2023.</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: 08.06.2023</p> <p align="center">O.A. No.267 of 2023</p> <p>S.G. AherApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Counsel both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 2. It is taken on record. 4. O.A. be kept for hearing at the stage of admission. 5. S.O. to 05.07.2023. <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: 08.06.2023</p> <p>O.A. No.313 of 2023 with O.A. No.314 of 2023</p> <p>G.R. Borkar A.A. WaghmareApplicant 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. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent in both the O.As. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is grated to file Rejoinder.</p> <p>4. S.O. to 22.06.2023.</p> <p style="text-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: 08.06.2023</p> <p align="center">O.A. No.332 of 2023</p> <p>R.B. KawaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 22.06.2023.</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: 08.06.2023</p> <p>O.A. No.387 of 2023</p> <p>V.N. Bahirat & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 22.06.2023.</p> <p style="text-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: 08.06.2023</p> <p align="center">O.A. No.415 of 2023</p> <p>S.V. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, 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 is under preparation and the same will be filed during the course of the day. Statement is accepted. It be taken record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 06.07.2023.</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: 08.06.2023</p> <p align="center">O.A. No.416 of 2023</p> <p>A.N. PalandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed if possible during the course of the day or tomorrow without fail. Statement is accepted. It be taken record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 06.07.2023.</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: 08.06.2023</p> <p align="center">O.A. No.634 of 2023</p> <p>M.S. BotleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The Applicant has challenged suspension order dated 09.12.2021 whereby he was suspended as Deemed Suspension in view of his detention in Police Custody for more than 48 hours. At the time of suspension he was posted at Thane but headquarter is kept at District Hospital, Chandrapur. 3. Learned Advocate for the Applicant submits that in view of circular dated 19.03.2008, headquarter should have been kept at Thane. 4. Learned Advocate for the Applicant also raised grievance for non-passing of order for enhancement in subsistence allowance. 5. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 6. Issue notice before admission returnable on 12.07.2023. 7. 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 align="right">[P.T.O.]</p> |

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

Tribunal's orders

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

9. 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.

10. 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.

11. S.O. to 12.07.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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: 08.06.2023</p> <p align="center">M.A. No.372 of 2023 in O.A. No.524 of 2023</p> <p>P.N. AtreApplicant 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. O.A. No.524/2023 was taken up by the Tribunal for admission, ^{not time it was} having found that O.A. is not within limitation and the relief claimed in O.A. for direction to the Respondent No.3 to decide his Review Application itself is not maintainable. Later the Applicant has filed M.A. No. 373/2023 for amendment in O.A. and also filed this M.A.372/2023 for condonation of delay which is calculated as four years in M.A. (it would be subject to correct calculation of delay).</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 07.07.2023.</p> <p>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.</p> <p>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.</p> |

[P.T.O.]

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>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.</p> <p>8. 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 / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</p> <p>9. S.O. to 06.07.2023.</p> <p style="text-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: 08.06.2023</p> <p align="center">O.A. No.566 of 2023</p> <p>V.H. DeoreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order passed by the Disciplinary authority dated 30.11.2018 thereby imposing punishment of withdrawing three increments with cumulative effect as well as order passed by appellate authority dated 21.03.2022 whereby punishment was modified to the effect of withholding increment for one year with cumulative effect and also challenging order passed in review on 21.02.2023 whereby review was dismissed.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 06.07.2023.</p> <p>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.</p> <p>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.</p> |

[P.T.O.]

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

Tribunal's orders

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 06.07.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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: 08.06.2023</p> <p align="center">M.A. No.367 of 2023 in O.A. No.629 of 2023</p> <p>S.D. VhatkarApplicant 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. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</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: 08.06.2023</p> <p align="center">O.A. No.629 of 2023</p> <p>S.D. VhatkarApplicant 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. The Applicants have challenged suspension order dated 05.04.2023 whereby Respondent – The Superintendent of Police Railway, Pune suspended them during the pendency of enquiry and their headquarter is kept at Solapur.</p> <p>3. Learned Advocate for the Applicant prayed for interim relief to change headquarter and requested that headquarter should be kept at Pune and not Solapur.</p> <p>4. Normally, headquarter of the Government servant is to be kept at same place where they were posted at the time of suspension in terms of Circular dated 19.03.2008 issued by G.A.D.</p> <p>5. Therefore, P.O. is directed to take instruction and apprise the Tribunal why headquarter is kept at Solapur.</p> <p>6. Matter be kept at 02.30 p.m.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p> |