

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL**

**MUMBAI BENCH**

**ORIGINAL APPLICATION NOS 557 & 676 OF 2021**

**DISTRICT : SOLAPUR**

**1) ORIGINAL APPPLICATION NO. 557 OF 2021**

Shri S.M Mutekar & Ors )...**Applicants**

**Versus**

The State of Maharashtra & Ors )...**Respondents**

**2) ORIGINAL APPLICATON NO. 676 OF 2021**

Shri Santosh B. Patil & Ors )...**Applicants**

**Versus**

The State of Maharashtra & Ors )...**Respondents**

Shri S.S Dere, learned advocate for the Applicant.

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

**CORAM : Justice Mridula Bhatkar (Chairperson)**

**Mrs Medha Gadgil (Member) (A)**

**RESERVED ON : 22.07.2022**

**PRONOUNCED ON : 08.08.2022**

**PER : Justice Mridula Bhatkar (Chairperson)**

**ORDER**

1. In this Original Application the applicants pray that in view of the judgment dated 4.8.2017 passed by the Hon'ble Bombay High Court in Civil Writ Petition No. 2797/2015, the applicants

should be granted deemed date of promotion and they should be placed as per the seniority and they also pray that their prayer is supported by the opinion dated 22.7.2022 given by the Respondent no. 3, Secretary, Law & Judiciary Department and they also seek the relief that the Respondent no. 1 shall not issue the promotion order in the cadre of Police Inspector during the pendency of the Original Application.


2. Learned C.P.O has submitted that the application was not heard on merits, but the interim relief was granted on 9.6.2022 on the ground that affidavit in reply was not filed by the Respondents within time. The Respondent-State has therefore prayed that due to the interim order of this Tribunal the promotion to the post of Police Inspector have come to standstill and the post is very important and crucial in order to maintain the law and order in the State. We, therefore, only for this limited interim relief called the parties to make their submissions

3. The submissions of the learned counsel for the applicants are mainly based on the judgment dated 4.8.2017, passed by the Hon'ble High Court in the case of STATE OF MAHARASHTRA & ORS Vs. VIJAY GHOGRE & ORS W.P 2797/2015 also G.R dated 7.5.2021 of State of Maharashtra. Learned counsel for the applicants pointed out that the Tribunal by order dated 28.11.2014 in T.A 1 & 2/2014 has struck down the G.R dated 25.2.2004 by which 33% reservation was granted in promotion of the Government Servants. Learned counsel for the applicants pointed out to the interim order of the Hon'ble Bombay High Court dated 9.3.2007, C.A 134/2007 in W.P 8452/2004 and also interim order of the Hon'ble Supreme Court in Special Leave to Appeal (Civil) Nos 18534-185376/2007, in the case of VIJAY GHOGRE, wherein the Hon'ble Supreme Court has allowed the promotion on

the basis of reservation as per G.R dated 25.2.2004 subject to the final outcome of the pending Writ Petition before the Hon'ble High Court. Learned counsel for the applicants submitted that as the Hon'ble Supreme Court has not stayed the order of the Hon'ble High Court in the case of VIJAY GHOGRE's case (supra), the order of the Hon'ble High Court is to be implemented.

4. Learned counsel for the applicants further submitted that the applicants were eligible for promotion in the year 2006, but were not granted promotion on account of reservation in promotion. The other Police Constables who were from the reserved category by applying the G.R dated 25.2.2004 were promoted, though they were junior to the applicants. Thus, the applicants were superseded due to the policy adopted by the Respondent-State of granting reservation in promotion. Now the said G.R dated 25.2.2004 is struck down by the Hon'ble High Court wherein it is stated that the earlier orders passed are to be rectified and the applicants are to be given the deemed date of promotion so that the applicants will come up on the basis of the seniority and they will have better chances to be promoted to the post of Police Inspector.

5. By way of reply, learned C.P.O while meeting the submissions of the learned counsel for the applicants has argued that the applicants have appeared for the Limited Departmental Competitive Examination for promotion to the post of P.S.I. Thus, the case of the applicants is just not regular promotion based on seniority, but it is on the basis of passing of the Limited Departmental Competitive Examination and the marks obtained by the applicants. The applicants did not come within the merit and, therefore, though they have passed the said Examination, they could not be promoted to the post of P.S.I. Thus, the applicants



were not entitled for promotion to the post of P.S.I. Learned C.P.O prayed that the interim order should be vacated and all the earlier promotions were subject to reservation. However, while promoting the Police Officers from the post of Assistant Police Inspector to Police Inspector, the Respondent-State is going to follow the policy laid down in the G.R dated 7.5.2021 and also the judgment of the Hon'ble High Court in VIJAY GHOGRE's case


6. The G.R dated 7.5.2021 issued by the Respondent-State, is upheld by this Tribunal by order dated 2.7.2021 in O.A 158/2021, M.M Dawane & Ors Vs. The State of Maharashtra & Ors, as the judgment in VIJAY GHOGRE (supra) holds the field as on today. In the said G.R dated 7.5.2021, it is specifically mentioned that whatever benefits were given earlier due to the policy adopted by the State of Maharashtra by granting promotions to the Government servants in the State, it is not to be taken away. The said G.R is not challenged in this Original Application.

7. It is a fact that the applicants have appeared for the Limited Departmental Competitive Examination in the year 2006 and they have cleared the said examination. As per the erstwhile policy, the reservations were provided in promotion while promoting Constables to the post of P.S.I, and the posts in open category were filled in by promoting the candidate Constables on merit who have passed the said examination. Thus, the applicants though have passed the examination and though they were eligible, they were not entitled to promotion to the post of P.S.I, as they stood lower in position in their respective merit lists.

8. The judgment of the Hon'ble Supreme Court dated 28.1.2022, in the case of JARNAIL SING & ORS Vs. LACHHMI NARAIN GUPTA & ORS, Civil Appeal No. 629 of 2022 arising out of

S.L.P (C) No. 30621/2011, has final bearing as on today on the issue of reservation in promotion, wherein the Hon'ble Supreme Court has culled out the ratio laid down in the case of M. NAGRAJ & ORS Vs. UNION OF INDIA & ORS, (2006) 8 SCC 212 and JARNAIL SINGH-I dated 26<sup>th</sup> September, 2018. In the said judgment the Hon'ble Supreme Court has made it clear that though earlier the Hon'ble Supreme Court thought it appropriate that the request for reconsideration of the judgment in M. Nagaraj (supra) should be heard by a Constitution Bench, the request of referring M. NAGRAJ's case to seven judge bench was not entertained by this Court. In JARNAIL SINGH-I & ORS (supra) dated 26.9.2018, finding in the judgment of M. NAGRAJ (supra) relating to collection of quantifiable data showing backwardness of SCs and STs was rejected, however, the Hon'ble Supreme Court upheld and ordered that the State has to collect quantifiable data regarding inadequate representation of SCs and STs in the services of the State, if reservation is sought to be provided in promotions. However, in between in the case of VIJAY GHOGRE, (supra) the policy of reservation in promotion was held illegal for want of quantifiable data in respect of inadequate representation of SCs and STs in the service of the State. The said judgment is still pending before the Hon'ble Supreme Court for want of quantifiable data regarding inadequate representation of SCs and STs in the service of the State in view of the Hon'ble Supreme Court's order dated 28.1.2022 in JARNAIL SINGH (supra).

9. Thus, the collection of quantifiable data on this point is a condition precedent for providing the reservation in promotion to SCs and STs. We are informed that the State is collecting the quantifiable data and the said work is going on. However, it is not completed. Under such circumstances, it is premature to give directions as prayed by the applicants.



10. The Hon'ble Supreme Court while deciding VIJAY GHOGRE (supra) finally, assuming, holds that the number of posts officiated by the SCs and STs Government servants on the post of P.S.I or A.P.I were inadequate, and therefore, the reservation granted earlier i.e. in 2006-2008 to be maintained, then the position of the S.C/S.T Government servants who were earlier promoted will be bound to be maintained. If today the prayer of the applicants of deemed date is granted and resultantly placed in between, then again their positions will be disturbed.

11. Secondly, alternatively, assuming that in the quantifiable data it is found that the post of P.S.I occupied by SC and ST candidates were adequate in 2006 or 2008 and thereafter, and the Hon'ble Supreme Court if orders that all the candidates from the open category should have been given the deemed date, then the applicants will be benefited and they will get the seniority as claimed by them today and all the candidates from the reserved category will lose their seniority and Clause 4 of the G.R. of 07.05.2021 will be rendered illegal. Thirdly, assuming further, if the quantifiable data is found adequate and the Hon'ble Supreme Court while deciding the matter in VIJAY GHOGRE's case orders that there is adequate reservation and no reservation in promotion was required in 2006, 2008, however, the State has given the promotions earlier on the basis of reservation and those persons have rendered their services on those respective posts, they were paid the salary accordingly and in between they were also promoted to the post of A.P.I, under such circumstances, the Hon'ble Supreme Court may order the implementation of the order prospectively and not to give retrospective effect or it may fix a particular cut-off date. Under the said circumstances, if at this stage, the applicants are granted relief prayed by them of deemed

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date, again their positions will be disturbed. It will lead to chaos and unrest in the administration.

12. Under such circumstances, the applicants should have made representations before the Respondent-State for implementing the order of the Hon'ble High Court of taking corrective measures. Apparently, by this G.R the Government has intended to implement the order of the Hon'ble High Court in the case of VIJAY GHOGRE. However, it appears that due to the pendency of the petition before the Hon'ble Supreme Court and anticipating administrative probabilities, in view of clause 4 of the G.R dated 7.5.2021, the Government has taken the corrective measures partially at this stage.

13. In the present case the Respondent-State is not giving promotion to the post of Police Inspector adopting the policy of reservation in promotion. In view of the above, we modify our order of interim relief dated 9.6.2022 and vacate the stay and the promotions to the post of Police Inspector are to be given as per the G.R dated 7.5.2021. Matter is fixed on 7<sup>th</sup> September, 2022. For reply m-

**(Medha Gadgil)**  
**Member (A)**

Sd/-  
**(Mridula Bhatkar, J.)**  
**Chairperson**

**Place : Mumbai**  
**Date : 08.08.2022**  
**Dictation taken by : A.K. Nair.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 08.08.2022</p> <p style="text-align: center;">O.A.No.485 of 2021</p> <p>P. R. Abhang &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Today, learned P.O. has filed Affidavit in Sur-Rejoinder on behalf of the Respondents. It is taken on record.</li> <li>3. Learned P.O. submits that matter pertains to Division Bench.</li> <li>4. Whereas, learned Counsel for the Applicant submits that it being related to absorption, it pertains to Single Bench.</li> <li>5. The perusal of record reveals that the Applicants were appointed by order dated 20.10.2014 and 08.02.2015 on the post of Assistant Inspector of Motor Vehicle through M.P.S.C. However, thereafter the issue of reservation crops up resulting into some litigation. Later, the Government by order dated 22.04.2019 absorbed the Applicants from the date of order i.e. 22.04.2019. Therefore, the Applicants have challenged the order dated 22.04.2019 and prayed that they should be treated appointed from their initial date of appointment. It is on this background, learned P.O. raised the objection on the point of jurisdiction. According to her, the issue pertains to date of appointment and, therefore, it must be listed before the Division Bench.</li> <li>6. The Registrar is, therefore, directed to examine the matter and place it before appropriate bench.</li> </ol> <p style="text-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"><u>O.A. No.620 of 2021</u></p> <p>H.B. Shinde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 12.8.2022. Interim relief to continue, if any.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

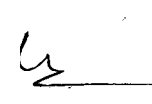
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**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.82 of 2021</u></p> <p>R.D. Mundhe &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.S. Thombre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are filed.</p> <p>3. Admit.</p> <p>4. S.O. to 25.8.2022 for final hearing. High on Board.</p> <p align="center">Sd/- <span style="float: right;">Sd/- </span></p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

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

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Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.818 of 2021</u></p> <p>V.S. Hipparkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 19.9.2022. Interim relief to continue.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</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><b>Date : 08.08.2022</b></p> <p><b>O.A.No.242 of 2018</b></p> <p>R.S. Pawar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.B. Kadam, learned Advocate holding for Mr. G. Sadavarte, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Kadam submits that the matter has become infructuous in view that the Selection Process is of the year 2015.</p> <p>3. In view of these submissions as nothing remains in the matter, matter stands disposed of.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> 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 : 08.08.2022
	<p align="center"><b>M.A.No.469 of 2022 in O.A.No.22 of 2022</b></p> <p>The State of Maharashtra &amp; Ors. .....Applicant (Org. Respd.)</p> <p align="center">Vs.</p> <p>V.R. Shinde .....Respondents. (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Presenting Officer for the Applicant (Org. Respondent) and Mr. Bhushan A. Bandiwadekar, learned Advocate for the Respondent (Org. Applicant).</p> <p>2. Learned Advocate Mr. Bandiwadekar points out that it is the application for extension of time ordered by the Single Judge in this O.A.</p> <p>3. Registry is directed to place this O.A. and the said M.A. before the brother Judge who has given judgment in O.A.</p> <p>4. Adjourned to 17.08.2022.</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**

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

of 20

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Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1057 of 2019</u></p> <p>R.H. Nikumbhe ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji, learned Advocate for the Applicant as Amicus Curiae and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that medical report of the applicant and his wife will be submitted during to the course of the day.</p> <p>3. Reply is already filed.</p> <p>4. Admit.</p> <p>5. S.O. to 24.8.2022 for final hearing.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.1126 of 2019

S.A. Shewale ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned 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. At the request of Ld. Advocate for the applicant issue fresh notice before admission returnable on 26.9.2022. The respondents are directed to file reply.

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.

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 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.

Sd/-

(Medha Gadgil)  
Member (A)  
8.8.2022

(sgi)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
8.8.2022

**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><b><u>08.08.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 319/2022</u></b></p> <p>Shri S.S Dhotre ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit. Place for final hearing on 5.9.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 data-bbox="760 886 919 917"><b><u>08.08.2022</u></b></p> <p data-bbox="938 976 1317 1007"><b><u>O.A 678/2022 &amp; 681/2022</u></b></p> <p data-bbox="764 1058 1040 1089">Shri Avadhut A. Sisal</p> <p data-bbox="764 1092 1409 1123">Smt Priyanka V. Kadam ... Applicants</p> <p data-bbox="948 1125 992 1156">Vs.</p> <p data-bbox="764 1154 1442 1184">The State of Maharashtra &amp; Ors ... Respondents</p> <p data-bbox="764 1215 1498 1303">1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p data-bbox="764 1342 1498 1458">2. Learned C.P.O files affidavit in reply along with Corrigendum dated 4.8.2022 issued by the M.P.S.C, wherein schedule is given whereby the date of submission of application is extended.</p> <p data-bbox="764 1496 1498 1561">3. In view of the above, nothing remains in the Original Applications and they stand disposed of.</p> <div data-bbox="764 1617 1498 1798"><p data-bbox="857 1643 919 1674">Sd/-</p><p data-bbox="1256 1617 1317 1648">Sd/-</p><p data-bbox="764 1715 971 1774"><b>(Medha Gadgil)</b> Member (A)</p><p data-bbox="1179 1715 1479 1774"><b>(Mridula Bhatkar, J.)</b> Chairperson</p><p data-bbox="764 1790 808 1813">Akn</p></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><b><u>08.08.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 560/2022</u></b></p> <p>Shri S.S Thorat ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to take instructions</p> <p>3. Learned C.P.O is directed to inform this Tribunal about the present status of the matter.</p> <p>4. S.O to 5.9.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</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\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Mémoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.725 of 2022</u></p> <p>S.D. Gaikwad &amp; 8 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. We are informed by Ld. Advocate for the applicants that orders of sending Police Constables for training of PSI is always issued by the DGP. In this matter we have passed order of sending 9 such candidates who have cleared the LDC Examination for training. Though these candidates have cleared examination in October, 2021 till now they could not be sent for training for want of proper batches.</p> <p>3. We have today received assistance of Shri Shengaonkar, Spl. IGP (Training). He explained us the nature of training given to PSI who are directly recruited and who are promoted. After considering the submissions of both the sides we are of the view that this can be sorted out with the assistance of Shri Rajnish Seth, Director General of Police, MS, to have a word with Shri Shengaonkar and Shri Sanjay Kumar, Additional Director General (Training) so that these nine candidates can be accommodated in ongoing batch of 122.</p> <p>4. S.O. to 18.8.2022.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.280 of 2022 and O.A. No.281 of 2022</u></p> <p>G.G. Daga &amp; 27 Ors. Y.S. Kulkarni &amp; 6 Ors. <span style="float: right;">..Applicants</span> Vs. The State of Maharashtra &amp; Ors. <span style="float: right;">..Respondents</span></p> <p>Heard Shri Hassan Khan with Shri S.T. Yaseen, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents no.1 &amp; 2, Shri Sangharsh Waghmare, learned Advocate for Respondents no.3 to 8 in OA No.280 of 2022 and Ms. Madhavi Ayappan i/b, Talekar Associates, learned Advocate for Respondents No.3 to 9 in OA No.281 of 2022.</p> <p>2. Ld. Advocate for the applicants is directed to add respondents no.3 to 8 as party respondents in the title of OA No.280 of 2022 forthwith and serve copy of amended OA on all concerned.</p> <p>3. Ld. Advocate for respondents no.3 to 9 in OA No.281/2022 seeks time to file reply.</p> <p>4. Though the present matters are remanded back by order dated 4.3.2022 passed by the Hon'ble High Court in group of W.P. No.2270/2021 &amp; Ors. (Gaurav Ganesh Das Daga &amp; Ors. Vs. MPSC &amp; Ors.), the Hon'ble High Court in para 23 and 24 has made it clear that the decision of Hon'ble High Court on group of writ petitions mentioned above of Maharashtra State Electricity Distribution Company Limited (MSEDCL) about recruitment of different post will be binding on the Tribunal and the Hon'ble High Court has given decision. Hence, this decision is binding on these two OAs and they are to be implemented.</p> <p>5. Ld. Advocate for the applicants submits that the Hon'ble High Court in group of W.P. No.2663/2021 &amp; Ors. Vikas Balwant Alase &amp; Ors. Vs. Union of India &amp; Ors. along with Interim Application No.1412 of 2021 in W.P. No.2663/2021 has passed order on 29.7.2022. Ld. Advocate Ms. Madhavi Ayappan submits that she is not aware about</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>the order dated 29.7.2022 and after going through the judgment she will be in a position to submit whereas Ld. Advocate Shri Sangharsh Waghmare states that he is aware about the order dated 29.7.2022 and he claims that facts of OA No.280/2022 are different.</p> <p>6. MSEDCL is directed to consider the judgment of the Hon'ble High Court in respect of retrospective effect of EWS reservation in SEBC and Ld. CPO to inform after two weeks.</p> <p>7. Ld. Advocate Shri Waghmare states that applicants have filed W.P. (St.) No.16445/2022 in the Hon'ble High Court. Ld. Advocates for the applicants submits that he will withdraw said W.P. (St.) No.16445/2022 especially on the observations made by the Hon'ble High Court in para 23 of order dated 18.2.2022 in W.P. No.2270/2021 &amp; Ors.</p> <p>8. S.O. to 29.8.2022.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p><i>U</i></p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>8.8.2022</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>8.8.2022</p> </div> </div> <p>(sgj)</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 style="text-align: center;"><b><u>08.08.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 775, 776, 777, 778 &amp; 779/2022</u></b></p> <p>V.R Sarole S.K Rathod K.N Damre S.B Survase S.L Takle <span style="float: right;">... Applicants</span></p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra &amp; Ors <span style="float: right;">... Respondents</span></p> <p>1. Heard Shri S.B Talekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant in O.A 775/2022 has challenged the show cause notice dated 28.7.2022, issued by Respondent no.1 and applicants in remaining Original Applications challenge the show cause notice dated 1.8.2022 issued by Respondent no. 3. By way of interim relief they pray that the Respondents be restrained from terminating their services pursuant to the show cause notice.</p> <p>3. Learned counsel for the applicants submit that though none of the applicants is within the jurisdiction of the Principal Seat of this Tribunal, Mumbai Bench, however, in the show cause notice issued for terminating the services of the applicants, the orders passed by the Principal Bench, Mumbai dated 11.4.2022 in O.A 114/2022 and Nagpur Bench dated 20.4.2022 in O.A 337/2022 are referred to. Learned counsel for the applicants relied on the judgment of the Hon'ble Supreme Court in K. AJIT BABU &amp; ORS Vs. UNION OF INDIA &amp; ORS, (9197) 6 SCC 473, wherein it is held that if a person who is not party to the proceedings is adversely affected by the judgment of the Tribunal, then the proper course of the remedy for such persons is to approach the Tribunal itself, who has passed the order. Therefore, these applicants being adversely affected have approached this Tribunal by filing the present O.As.</p> <p>4. Learned C.P.O at the outset took objection on the point of jurisdiction of this Tribunal as the applicant, in O.A 775/2022 is from Latur and applicants in remaining four O.A is from Bhandara. Learned C.P.O submits that the matters which are coming under the jurisdiction of M.A.T, Nagpur <del>Be</del></p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>are to be transferred to M.A.T Nagpur as in the show cause notice the order dated 20.4.2022 in O.A 337/2022 and so also order dated 28.4.2022 in O.A 467/2022 of M.A.T, Nagpur bench is referred.</p> <p>5. Considered the submissions of both the parties. There is substance in the submissions of Mr Talekar, learned counsel for the applicants on the point of jurisdiction as he has also stated that there may be other adversely affected parties who may approach the Tribunal.</p> <p>6. At this stage, we allow the Original Applications for the purpose of interim relief. If at all some hardships is pointed out by either of the parties on account of jurisdiction, we will consider it.</p> <p>7. The applicants are appointed and they are working for 4 to 5 months on the post of Driver Police Constable in their respective Districts. They have been given show cause notice and they were asked to give reply within three days. We are of the view that time of three days is very unreasonable given to the applicants to give their respective reply.</p> <p>8. Thus, the time to file the reply to the show cause notice is extended up to 22.8.2022. The Respondents are directed not to pass any adverse or coercive order till the next date. We direct the Addl. D.G (Training &amp; Special Unit) to find out how many people have been given show cause notice for termination of their services from the post of Driver Police Constable pursuant to the order of the Tribunal Principal Bench dated 11.4.2022 in O.A 114/2022 and Nagpur Bench dated 20.4.2022 in O.A 337/2022.</p> <p>9. S.O to 25.8.2022. Hamdast.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>OAs. No.947/2018, 1087/2018, 769/2019, 1054/2019, 1052/2019 &amp; 1053/2019</u></p> <p>S.S. Salve &amp; Ors. (OA.947/2018)  S.S. Pingale &amp; Ors. (OA.1087/2018)  Dr. Charudatta Bhorse &amp; Ors. (OA.769/2019)  Dr. Swapnil Mahajan &amp; Ors. (OA.1054/2019)  N.M. Kapase &amp; Ors. (OA.1052/2019)  P.D. Shewale &amp; Ors. (OA.1053/2019)..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Kranti L.C., 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 today OAs. No.947/2018 and 1087/2018 are only on board and he prays that OAs. No.769/2019, 1054/2019, 1052/2019 &amp; 1053/2019 be also taken on board and can be disposed off by common order as the facts and issue involved are similar.</p> <p>3. Hence, all these matters are taken on board.</p> <p>4. Ld. Advocate for the applicants submits that the issue involved in these matters regarding National Rural Health Mission has already been decided by this Tribunal by order dated 1.2.2021 in OA No.690/2018 with MA No.193/2020 on the ground that applicants are not at present State Government employees. Para 8 of the order dated 1.2.2021 reads as under:</p> <p><i>"8. The applicants are at present not State Government employees and therefore it will not be proper for this Tribunal to address the issues raised in the prayers as per Section 15 of the Administrative Tribunals Act, 1985."</i></p> <p>5. Ld. Advocate for the applicants submits that no further developments have taken place and all these OAs are covered. Ld. Advocate for the applicants also refers to the judgment and order dated 8.4.2022 passed by this Tribunal in OAs. No.1000/2018 &amp; 1231/2019 on similar issue.</p> <p>6. All these six OAs are clubbed together and disposed off in view of order dated 1.2.2021 passed by this Tribunal in OA No.690/2018. No order as to costs.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">/ (Mridula Bhatkar, J.)</span>  Member (A) <span style="float: right;">Chairperson</span>  8.8.2022 <span style="float: right;">8.8.2022</span></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>C.A. No.50 of 2022 in O.A. No.493 of 2022</u></p> <p>S.G. Parab ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that Government has filed W.P. No.18526 of 2022 in the Hon'ble High Court challenging the judgment and order dated 2.5.2022 of this Tribunal.</p> <p>3. In view of this we grant four weeks time.</p> <p>4. S.O. to 12.9.2022.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.25 of 2022 in O.A. No.503 of 2020</u></p> <p>V.S. Pandhare ..Applicant Vs. The State of Maharashtra &amp; 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. Advocate for the applicant points out that in between W.P. No.6930 of 2022 has been filed in the Hon'ble High Court by the respondents. However, no order is passed in this writ petition. Hence, the order of the Tribunal holds the field.</p> <p>3. At the request of Ld. Advocate for the applicant adjourned to 10.8.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 8.8.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 8.8.2022</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\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.19 of 2022 in O.A. No.776 of 2015</u></p> <p>P.G. Sondkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that she has received parawise comments and seeks two weeks time to file reply.</p> <p>3. S.O. to 29.8.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 8.8.2022 8.8.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 08 08.2022</p> <p align="center"><b>M.A. No.201 of 2022 in O.A. No.26 of 2022</b></p> <p>A.K. Pawar &amp; Ors. ....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Today matter is fixed for filing Affidavit on behalf of Respondent No.4 – The Director General of Police, Mumbai to know the practice prevalent in the State of Maharashtra in the matter of inter district transfer.</li> <li>3. Learned P.O. submits that information is being called from respective district and requested for time.</li> <li>4. Shri S.S. Dere, learned Advocate for the Applicant has pointed out that out of 18 Applicants in present O.A., 13 Applicants who are at Sr. No.1, 2, 3, 6, 7, 10, 11, 13, 15, 16, 17, 18 &amp; 19 of O.A. are eligible for inter district transfer even from counting of seniority from the date of appointment as well from the date of making an application for inter district transfer to Nashik city. He further submits that there are no other Police Personnel who has applied for inter district transfer to Nashik city <sup>08/08/22</sup> on the date of application made by these Applicants.</li> <li>5. In O.A. this Tribunal by order dated 05.05.2022 directed the Commissioner of Police, Nashik City to keep 13 vacancy of Police Constable vacant and till date these are kept vacant. Mr. Gangadhar R. Sonawane, A.C.P. (Admin), Nashik City from the office of the Commissioner of Police, Nashik city is present and <sup>[P.T.O.]</sup></li> </ol>

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

**Tribunal's orders**

stated that the Commissioner of Police, Nashik City is ready and willing to absorb these 13 Applicants on his establishment if they are relieved by the Commissioner of Police, Mumbai.

6. In view of above, learned P.O. is directed to take instruction from the Commissioner of Police, Mumbai and to appraise the Tribunal as to whether the Applicants referred to above are Senior in terms of date of recruitment as well as from the date of making application for inter district transfer and also make it clear whether he is ready and willing to relieve them.

7. Ms.Reshma Sangle, Law Officer is also present and she submits that she would take instruction from the Commissioner of Police, Nashik city by next date.

8. S.O. to 10.08.2022.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 08.08.2022</p> <p>O.A. No.305 of 2022 to O.A. No.308 of 2022 with O.A. No.412 of 2022 with O.A. No.428 of 2022 with O.A. No.696 of 2022 to O.A. No.698 of 2022 with O.A. No.552 of 2022</p> <p>M.P. Patil &amp; Ors., M.P. Rao &amp; Ors., G.D. Gaikwad &amp; Ors., G.D. Chaudhari D.K. Narode N.S. Lahamge S.S. More &amp; Ors., S.P. Khare &amp; Ors., B.P. Chavan &amp; Ors., N.K. Pardeshi .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.S. Dere &amp; Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, Smt. K.S. Gaikwad along with Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1 in O.A. Nos.696/2022, 697/2022, 698/2022 and has also filed Affidavit-in-Reply on behalf of Respondent No.3 in O.A. No.428/2022. It is taken on record.</p> <p>3. Initially, these matter were taken up for hearing with O.A. No.26/2022 in which direction were given to the Director General of Police, Mumbai to file Affidavit to explain the practice prevalent in other district of state for inter district transfer.</p> <p>4. Learned P.O. submits that information is being called from respective district and sought time.</p> <p>5. One week time is granted to file Affidavit on behalf of the Director General of Police, Mumbai.</p> <p>6. S.O. to 22.08.2022.</p> <p style="text-align: right;">Sd/- √ (A.P. Kurhekar) Member (J)</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
	<p>Date: 08.08.2022</p> <p align="center">M.A. No.468 of 2022 in O.A. No.774 of 2022</p> <p>V.K. Adsul &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; 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. 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>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 08.08.2022</p> <p align="center">O.A. No.774 of 2022</p> <p>V.K. Adsul &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; 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. The Applicants are seeking direction to Respondent No.1 to relieve them for joining the establishment of Respondent No.2- The Superintendent of Police, Sangli in view of policy for inter district transfer.</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 22.08.2022.</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 align="right">[P.T.O.]</p>



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

Tribunal's orders

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 22.08.2022 along with connected group in O.A. No.305/2022 & Ors.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 08.08.2022</p> <p align="center"><b>O.A. No.224 of 2021</b></p> <p><b>B.N. Sathe,</b> .....Applicant Versus <b>The State of Maharashtra &amp; Ors.</b> .....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 Final Hearing amidst of the argument, Learned P.O. tender letter of the Joint Commissioner of Police (Administration), Commissioner of Police, Mumbai dated 08.08.2022 stating that the impugned order of eviction which is under challenged in the present O.A. is being cancelled and appropriate proceeding would be initiated before the competent authority. The letter is taken on record and marked by letter 'X' for identification purpose.</p> <p>3. Since, impugned order is now cancelled by the Department, Learned Advocate for the Applicant submits that O.A. be disposed of.</p> <p>4. In view of above, O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> 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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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: 08.08.2022</p> <p align="center">O.A. No.189 of 2020</p> <p>S.A. Warang, .....Applicant Versus The State of Maharashtra &amp; 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 Advocate for the Applicant has filed Affidavit on behalf of the Applicant along with copies of representation he made for reinstatement in service. It is taken on record.</p> <p>3. Learned P.O. requested for short time to verify receipt of the representation made to the Department.</p> <p>4. S.O. to 10.08.2022.</p> <p align="right">Sd/-</p> <p 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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 08.08.2022</p> <p align="center">O.A. No.179 of 2021</p> <p>R.A. Marathe, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has filed Affidavit of Principal Secretary, Revenue and Forest Department in terms of order passed by this Tribunal on 21.07.2022.</li> <li>3. Adjourned for concluding hearing at the stage of admission.</li> <li>4. S.O. to 18.08.2022.</li> </ol> <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: 08.08.2022</p> <p align="center">O.A. No.479 of 2020</p> <p>K.P. Salunkhe, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note, adjourned for Final Hearing.</p> <p>4. S.O. to 22.08.2022.</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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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: 08.08.2022</p> <p align="center">O.A. No.745 of 2022</p> <p>A.A. Patil, .....Applicant Versus The State of Maharashtra &amp; 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 Advocate for the Applicant has filed Additional Affidavit along with some Annexure. It is taken on record.</p> <p>3. Today, matter is for filing Affidavit-in-Reply to the O.A. Learned P.O. sought time to file Reply.</p> <p>4. One week time is granted to file Affidavit-in-Reply to O.A. as well as Affidavit filed by the Applicant today.</p> <p>5. S.O. to 19.08.2022.</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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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: 08.08.2022</p> <p align="center">O.A. No.663 of 2022</p> <p>K.K. Shinde, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.M. Bhavar, learned Advocate holding for Shri R.B. Khot, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri S.A. Kashid, learned Advocate for the Respondent No.3.</p> <p>2. On request of Respondents two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 22.08.2022.</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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**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: 08.08.2022</p> <p align="center">O.A. No.495 of 2022</p> <p>K.K. Kamble, .....Applicant Versus The State of Maharashtra &amp; 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 Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. Since pleading is complete, O.A. be kept for Final Hearing.</p> <p>4. S.O. to 29.08.2022.</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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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 Date: 08.08.2022
	<p align="center"><b>O.A. No.395 of 2022</b></p> <p><b>A.D. Patil, .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></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. 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 22.08.2022.</p> <p align="right">Sd/- .. <b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</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 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date: 08.08.2022
	<p align="center"><b>O.A. No.341 of 2022</b></p> <p>Dr. K.N. Deore, .....Applicant Versus The State of Maharashtra &amp; 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. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It is taken on record.</p> <p>3. One week time is granted to learned Advocate for the Applicant for filing Affidavit-in-Rejoinder, if any.</p> <p>3. S.O. to 17.08.2022.</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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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: 08.08.2022</p> <p align="center">M.A. No.228 of 2022 in O.A. No.310 of 2022</p> <p>S.S. Thakur, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, 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 22.08.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>