

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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


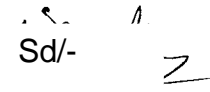
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>O.A.663/2019</u></b></p> <p><b>Shri S.S. Panindre</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the order dated 15.05.2019 passed by Respondent No.1 – Government whereby pay and allowances for the period from 30.08.2015 to 31.12.2016 (period of deemed date of promotion) was denied. As such, it is the order of Respondent No.1 which is under challenge in the present O.A. However, regret to note that Respondent No.1 did not bother to file reply. Notices were issued by order dated 11.06.2019 and since then, enough time was availed to Respondent No.1 to file reply, but in vain.</li> <li>3. It is Respondent Nos.2 &amp; 3 only who have filed the reply.</li> <li>4. As the impugned order is passed by Respondent No.1, it was obligatory on it's part to file reply but not filed despite enough time which shows that Respondent No.1 is not interested in filing the reply.</li> <li>5. Today, in the morning, when the matter is taken up for hearing at the stage of admission, the learned P.O. requested for grant of time to file reply. However, her request was rejected having noticed that Respondent No.1 is not vigilant in filing reply and matter was heard.</li> <li>6. It is necessary to see the reasons why Respondent No.1 has not promoted the Applicant when he was under the zone of consideration and his juniors were promoted. Therefore, the minutes of DPC are material, which are not forthcoming. Indeed, the Respondent No.1 ought to have filed minutes of DPC along with reply to meet the contentions raised by the Applicant. Even if Respondent No.1 seems to be negligent in not filing reply, the minutes of DPC is required to be seen to decide the matter in appropriate manner.</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. In view of above, the Respondent No.1 is directed to produce the minutes of concerned DPC on 10<sup>th</sup> December, 2020.</p> <p>8. S.O. to 10<sup>th</sup> December, 2020.</p> <p style="text-align: right;">Sd/- ↓ (A.P. Kurhekar) Member-J 08.12.2020</p> <p>(skw)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 08.12.2020</b></p> <p style="text-align: center;"><b>O. A. No.488 of 2020 (THROUGH VIDEO-CONFERENCEING)</b></p> <p><b>Dr. S.V. Gaikwad</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri S.B. Patil, learned Advocate for the Applicant, Shri K.B. Jadhav learned Advocate for the intervener and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents. None for Respondent No.5&amp;6.</p> <p>2. The learned C.P.O. relies on the order dated 28.10.2020 i.e. appointment order of the Applicant for 120 days wherein it is clearly mentioned that she continued in the service as Ad-hoc till bonded candidate is available. The learned C.P.O. further informed that the bonded candidate is available. Respondent No.6 Ms. Varsha Kolhe is waiting for her appointment but she could not join as the Applicant is occupying the said post. The Applicant was appointed on 20.10.2020 so her period of 120 days will get over on 19.02.2021.</p> <p>3. On perusal of letter given by Respondent dated 11.11.2020 it appears that one candidate i.e. Respondent No.6 who is having right over the Applicant is waiting to join the post which is occupied by the Applicant.</p> <p>4. We are of the view that the Applicant has no right. However, Respondent No.5&amp;6 are not represented and Mr. Patil wants to argue the hearing which is held on Video-Conferencing and Mr. Patil is not audible at all and therefore we keep the matter on 10.12.2020 at 02.30 p.m.</p> <p>5. Mr. Patil is directed to attend and appear in the Tribunal and Mr. P.M. Subhedar is requested to make arrangement for his Video-Conferencing.</p> <p>6. Interim protection to continue till 10.12.2020.</p> <p>7. S.O. to 10.12.2020.</p>
	<p style="text-align: center;">Sd/-  Sd/- </p> <p style="text-align: center;">(P.N. Dixit) (Mridula R. Bhatkar, J.) Vice-Chairman Chairperson</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 08.12.2020</b></p> <p style="text-align: center;"><b>O.A.No.401 of 2020</b></p> <p>P.R. Kapade ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 &amp; 2.</p> <p>2. Shri M.D. Lonkar, learned Advocate for the Respondent No.3 is absent.</p> <p>3. The Applicant working as Circle Officer, was transferred from Ambarnath to Bhayandar on 16.09.2020.</p> <p>4. The learned C.P.O. submits that in this matter the applicant wanted a charge of the Circle Officer at Bhayandar. He has also given the charge by order 26.10.2020. The learned C.P.O. submits that the O.A. is to be disposed off as he is working at Bhayandar as additional Tahsildar.</p> <p>5. Pursuant to order dated 03.11.2020, the applicant was directed to produce the notice / application when he accepted his posting under protest.</p> <p>6. Under these circumstances nothing remains in this matter and the Original Application is dismissed.</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.**

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O.A. No.668 of 2020

Dr. D.P. Mane ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri S.R. Ghanavat, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Mentioned by Ld. Advocate for the applicant and taken on board.

3. Ld. Advocate for the applicant has produced Praeipce dated 8.12.2020 for speaking to minutes of the order dated 3.12.2020 passed in the above OA.

4. The following sentence is to be added in the order dated 3.12.2020.

"Interim relief granted earlier, if any, to continue till next date."

5. Praeipce dated 8.12.2020 is disposed off.

Sd/-

/ . . .  
(Mridula R. Bhatkar, J.)  
Chairperson  
8.12.2020

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 08.12.2020</b></p> <p style="text-align: center;"><b>M.A.No.326 of 2020 in O.A.No.554 of 2020</b></p> <p>S.S. Kamble ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Abhijeet U. Pawar, learned Advocate i/b Shri Sandeep Sarode, learned Advocate the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The present Misc. Application is filed for the amendment.</p> <p>3. The learned P.O. for the Respondents fairly concedes.</p> <p>4. In view of above, the said M.A. is allowed. Amendment to be carried out forthwith and the amendment copy be served upon learned P.O.</p> <p>5. Adjourned to 10.12.2020</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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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 : 08.12.2020</b></p> <p><b>O.A.No.384 of 2020</b></p> <p>Shaikh A. Khalil A. Gani ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Amar Bodkar, learned Advocate holding for Shri S.B. Thorat, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent No.1 to 3.</p> <p>2. Shri Ajinkya Udane, learned Advocate for the Respondent No.4 is absent.</p> <p>3. The learned P.O. seeks time to file affidavit-in-reply.</p> <p>4. Time granted. Reply be filed by next date.</p> <p>5. Matter to be kept on 07.01.2021 for filing reply. Interim relief to be continued till next date.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><b>Tribunal's orders</b></p>
	<p><b>Date : 08.12.2020</b></p> <p><b>O.A.No.371 of 2020</b></p> <p>R.U. Bhosale ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Smt. L. Patne, learned Advocate for the Respondent No.3. is absent.</p> <p>3. The learned P.O. for the Respondents files affidavit-in-reply on behalf of Respondent. The same is taken on record.</p> <p>4. Interim relief to be continued till next dated. Adjourned to 05.01.2021.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>prk</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**Date : 08.12.2020**

**O.A.No.725 of 2020**

S.R. Gaud ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer with Shri D.B. Khaire, learned Special Counsel for the Respondents.
2. The Applicant, Deputy Superintendent of Land Records, challenges the order dated 12.11.2020 passed by respondent no.1, putting the applicant under suspension on account of anticipated departmental enquiry.
3. The learned Counsel submits that the main ground of challenge is the competency of the authority who has passed the order of suspension. The Applicant being the Class-II Officer, the Government is the competent authority to suspend him.
4. The learned P.O. seeks time to file affidavit-in-reply.
5. Time granted. Copy of the reply be furnished to learned Advocate one week in advance.
6. Adjourned to 09.02.2021.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

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

Tribunal's orders

**Date : 08.12.2020**

**O.A.No.704 of 2020**

K.M. Patole ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougul, learned Presenting Officer for the Respondents.

2. Applicant prays for deemed date of promotion to the post of Police Sub Inspector.

3. The learned Counsel submits that the applicant is retired on 31.05.2020.

4. The learned P.O. seeks time to file affidavit-in-reply.

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 09.02.2021.

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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

10. Adjourned to 09.02.2021.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

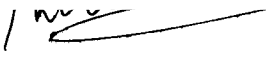
Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s  
(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 08.12.2020</b></p> <p><b>O.A.No.353 of 2020</b></p> <p>P.D. Kokare ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate files affidavit-in-rejoinder. The same is taken on record.</p> <p>3. Adjourned to 05.01.2021.</p> <p style="text-align: right;">Sd/-  <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 : 08.12.2020</p> <p>O.A.No.350 of 2020</p> <p>Dr. Shaikh M.A.S. ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. seeks time to file affidavit-in-reply.</p> <p>5. Time granted. Adjourned to 09.02.2021.</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><b>Date : 08.12.2020</b></p> <p><b>O.A.No.375 of 2020</b></p> <p>A.B. Anandkar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant files affidavit-in-rejoinder. The same is taken on record.</p> <p>3. Interim relief to be continued till 08.01.2021. Matter is admitted and kept for final hearing on 08.01.2021.</p> <p style="text-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><b>Date : 08.12.2020</b></p> <p><b>O.A.No.659 of 2020</b></p> <p>S.P. Aher ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents submits that he will affidavit-in-file reply today or tomorrow and also serve the copy of the same to learned Advocate for the Applicant.</p> <p>3. Matter will be heard finally on 22.12.2020.</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

Tribunal's orders

**Date : 08.12.2020**

**O.A.No.724 of 2020**

M.B. Jadhav ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Heard Shri Bhushan V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant working as Police Sub Inspector, at MRA Police Station challenges order dated 29.10.2020 to the extent that her names is not included in this transfer list though she is due for transfer as she has completed two years at MRA Police Station.
3. The learned Counsel submits that the husband of the applicant is working in Pune University and his job is not transferable and therefore she seeks transfer from Mumbai to Pune. The learned Counsel submits that the Applicant has joined police force on 27.04.2016. The learned Counsel points out the representation dated 05.06.2018 and also her e-mail to Police Commissionerate seeking posting at Pune city or Pimpri-Chinchwad. The learned Counsel submits that her in-laws are old so they cannot be brought in Mumbai.
4. It appears from the record the applicant is having a small baby.
5. The learned P.O. seeks time for filing affidavit-in-reply.
6. Time granted. Reply be filed within two weeks.
7. The Respondents are directed to bring the two circulars of 2019 wherein the order dated 29.11.2019 was passed.
8. S.O. to 12.01.2021.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

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

Tribunal's orders

**Date : 08.12.2020**

**O.A.No.738 of 2020**

S.R. Gaud ... Applicant  
Vs.  
The State of Maharashtra & Ors ... Respondents

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

2. The Applicant, Deputy Superintendent of Land Records, challenges the order dated 10.08.2020 transferring her from Haveli, Dist. Pune to Tala, District Raigad.

3. The learned Advocate submits that the challenge is based on the ground of competency because under Section 6 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005, the approval of competent authority i.e. Government is required.

4. The learned P.O. seeks time to file affidavit-in-reply.

5. Time granted. Copy of the reply be furnished to learned Advocate one week in advance

6. S.O. to 09.02.2021.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

prk



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No.

of 20

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Original Application 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
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Date : 08.12.2020

O.A.No.1055 of 2018

V. S. Mone

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri Bhushan A. Bandiwadkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. This matter was partly heard on previous date and was adjourned for production of G.R. dated 28.06.1989 which is relevant according to Applicant.
3. Today, learned Counsel for the Applicant submits that he had filed application under Right to Information Act to obtain the copy of said G.R., and therefore, requested for two weeks time.
4. S.O. to 05.01.2021.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

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**O.A.209/2020**

**Shri P.R. Pawar** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Enough time is granted for filing Affidavit-in-reply, but the same is not filed.
3. However, on the request of learned P.O, two weeks' time is granted as last chance.
3. S.O. to 22<sup>nd</sup> December, 2020.

Sd/-

(A.P. Kurhekar)  
Member-J  
08.12.2020

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**M.A.76/2020 in O.A.465/2019**

**Shri S.K. Mukherjee** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

1. Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. A.B. Kololgi holding for Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. On the request of learned P.O, two weeks' time is lastly granted for filing reply to M.A.76/2020.
3. S.O. to 22<sup>nd</sup> December, 2020.

Sd/-  
(A.P. Kurhekar)  
Member-J  
08.12.2020

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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IN

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**O.A.1104/2019**

**Shri A.S. Teji** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

1. Heard Shri D.B. Khaire holding for Smt. Ranjana Todankar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. Shri Khaire, learned Advocate submits that Advocate Smt. Ranjana Todankar is unwell and requested to adjourn the matter.

3. S.O. to 24<sup>th</sup> December, 2020.

Sd/-

(A.P. Kurhekar)  
Member-J  
08.12.2020

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**O.A.Nos.167 to 171/2020**

**Dr. N.N. Inamdar & Ors. ... Applicants**

**Vs.**

**The State of Mah. & Ors. ... Respondents**

1. Applicants and their Advocate are absent. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. On the request of learned P.O, two weeks' time is lastly granted for filing Affidavit-in-reply.

3. S.O. to 22<sup>nd</sup> December, 2020.

Sd/-

(A.P. Kurhekar)  
Member-J  
08.12.2020

(skw)

**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><b>Date : 08.12.2020</b></p> <p align="center"><b>O.A.No.1211 of 2019</b></p> <p><b>R. L. Kulkarni</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard the Applicant in person and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. As per order dated 01.12.2020, the directions were given to the Applicant to amend Original Application suitably about his claim of interest which is only relief now remains in the O.A.</li> <li>3. Perused the draft of proposed amendment. The Applicant wants to incorporate Paragraph No.14(A) and to amend Para No.16 of O.A. The proposed amendment is to clarify the period for which payment was delayed. Hence, amendment is allowed.</li> <li>4. The Applicant is directed to carry out the amendment by incorporating Para No.14(A) and consequential amendment to relief clause Para No.16 within three days.</li> <li>5. On request of learned P.O. for the Respondents, two weeks time is granted for filing reply to the amendment to the O.A.</li> <li>6. S.O. to 22.12.2020.</li> </ol> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Date: 08.12.2020

O. A. No.189 of 2019  
(THROUGH VIDEO-CONFERENCING)

S.G. Vispute & Ors. ....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.
2. Matter is to be placed on 14.12.2020 before Shri A.D.Karanjkar, Member (J).
3. S.O. to 14.12.2020.

Sd/-

(Mridula R. Bhatkar, J.)  
Chairperson

NMN

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M.A. No.317 of 2020 in O.A. No.721 of 2020

J.M. Bhosale & Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, 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.

Sd/-

Sd/-

(P.N. Dixit)  
Vice-Chairman  
8.12.2020

(Mridula R. Bhatkar, J.)  
Chairperson  
8.12.2020

(sgj)



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M.A. No.37 of 2020 in O.A. No.42 of 2020

K.N. Dixit ..Applicant  
 Vs.  
 The State of Maharashtra & Ors. ..Respondents

Heard M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. PO seeks two weeks time to file reply. Copy of reply be served on the Ld. Advocate for the applicant.

3. S.O. to 14.1.2021.

Sd/-

Sd/-

(P.N. Dixit)  
 Vice-Chairman  
 8.12.2020

(Mridula R. Bhatkar, J.)  
 Chairperson  
 8.12.2020

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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O.A. No.26 of 2020

N.D. Kamble ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. PO files reply and the same is taken on record.
3. Admit.
4. S.O. to 29.1.2021 for final hearing.

Sd/-

Sd/-

(P.N. Dixit)  
Vice-Chairman  
8.12.2020

(Mridula R. Bhatkar, J.)  
Chairperson  
8.12.2020

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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O.A. No.220 of 2020

D.N. Taware & Ors. ..Applicants  
 Vs.  
 The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- 2. No reply is filed.
- 3. Hence the matter is adjourned to 5.2.2021 for final hearing.

Sd/-

Sd/-

(P.N. Dixit)  
 Vice-Chairman  
 8.12.2020

(Mridula R. Bhatkar, J.)  
 Chairperson  
 8.12.2020

(sgj)

**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 align="center"><u>O.A. No.358 of 2020</u></p> <p>M.D. Devkate ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate holding for Shri Pratap Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks two weeks time to file reply. Copy of reply be served on the other side.</p> <p>3. S.O. to 29.1.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N. Dixit) Vice-Chairman 8.12.2020 (sgj)</p> <p align="center">Sd/-</p> <p align="center">(Mridula R. Bhatkar, J.) Chairperson 8.12.2020</p>

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O.A. No.463 of 2020

D.V. Toge ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri V.B. Ugale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO submits that physical fitness examination is over in December, 2020 and now there would not be any further test for the post of PSI for the 2017 examination.

3. Ld. Advocate for the applicant submits that he may be given liberty to appear for physical fitness examination as and when he will be fit to appear.

4. Such liberty cannot be granted because now the examination process of 2017 PSI is over. No lien of this candidate can be kept for the said examination for longer time as and when he will be fit. Further no fitness test can be conducted for one person. We are also informed by the Ld. Advocate for the applicant that as of today the applicant is not physically fit.

5. Under such circumstances nothing remains in the OA and is disposed off as such.

Sd/-

Sd/-

(P.N. Dixit)  
Vice-Chairman  
8.12.2020

(Mridula R. Bhatkar, J.)  
Chairperson  
8.12.2020

(sgj)

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CA.25/2020 in OAs.28/2018 with 938/2018

D.L. Awate ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicants-original Respondents and Shri A.V. Bandiwadekar, learned Advocate for the Respondent-original Applicant.

2. Ld. CPO submits that the Government has filed Review Application No.14 of 2020 along with MA No.296 of 2020 and it is fixed on 22.12.2020.

3. Ld. Advocate for the applicant submits that the order dated 27.10.2020 passed by the First Court of the Hon'ble High Court in W.P. (St.) No.4777 of 2020 giving liberty to the Respondent-State to file RA is not a justifiable ground to adjourn the CA and not to allow the CA.

4. Our attention is drawn to the earlier order dated 15.9.2020 passed by the Tribunal in the above CA wherein this Tribunal has made specific observation that, in absence of stay the Government has not implemented the order passed by the Tribunal of reinstatement of the applicant and other consequential benefits.

5. Ld. Advocate for the applicant submits that the order of reinstatement passed by the Tribunal on 16.11.2019 is awaited for implementation. Ld. Advocate for the applicant further pointed out the affidavit in reply of Shri Vikrant V. Deshmukh and he relied on para 4 wherein the respondents have stated that due to pendency of writ petition thereby challenging the order of the Tribunal is not a ground for not implementing the order of the 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>6. Perused the order of the Hon'ble High Court giving liberty to the respondents to file RA. After the said order the respondents have filed RA along with MA for condonation of delay and which is fixed before DB on 22.12.2020. Under such circumstances judicial propriety invites to adjourn the matter.</p> <p>7. S.O. to 12.1.2021.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(P.N. Dixit) <span style="float: right;">(Mridula R. Bhatkar, J.)</span>  Vice-Chairman <span style="float: right;">Chairperson</span>  8.12.2020 <span style="float: right;">8.12.2020</span></p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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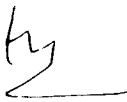
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.721 of 2020</u></p> <p>J.M. Bhosale &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants pray for direction that the respondents should not promote the junior officers than the applicants as per order dated 25.11.2020. The Ld. Advocate for the applicants submit that the case of the applicants is squarely covered by the judgment and order dated 13.2.2020 passed by the Nagpur Bench of this Tribunal in OA No.953 of 2019 (DB) Shri B.P. Kamble Vs. State of Maharashtra &amp; Anr. The applicants claim that their names are not mentioned in the select list of 25.11.2020 and the willingness of the junior officers is called for and their names are appearing in the list of 25.11.2020.</p> <p>3. Ld. CPO submits that the case of the applicants is different than the case covered and she needs time to take instructions from the department on the point of seniority of these applicants.</p> <p>4. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 22.12.2020.</p> <p>6. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>8. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N. Dixit) Vice-Chairman 8.12.2020</p> <p>(sgj)</p> <p style="text-align: center;">Sd/- </p> <p style="text-align: center;">(Mridula R. Bhatkar, J.) Chairperson 8.12.2020</p>