

**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.**

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date: 09.02.2024 Tribunal's orders</p>
	<p align="center">O.A. No.189 of 2024</p> <p><b>Dr. N.S. Saindane</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri J. S. Deshmukh, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officers for Respondent.</p> <p>2. Learned Advocate for Applicant states that Applicant who is 'Medical Officer – Group A' serving in 'District Hospital, Nashik' was posted to 'Sub-District Hospital Chopda, Jalgaon, Nashik District'. He further states that there is no such establishment of 'Public Health Department' by name of 'Sub District Hospital Chopda, Jalgaon, Nashik District'. Hence the Applicant has not been able to join there after being relieved from 'District Hospital, Nashik' following 'Transfer Order' dated 10.06.2023 of 'Public Health Department'.</p> <p>3. Learned Advocate for Applicant states that Applicant made representations in this regard from time to time to 'Deputy Director of Health Services Nashik' who in turn had submitted report on 03.07.2023 to 'Joint Director' in office of 'Commissioner of Health Services Maharashtra State Mumbai'. However revised 'Transfer Orders' has not been issued by 'Public Health Department' in respect of Applicant. Applicant is thus yet to join as 'Medical Officer-Group A' and consequently remains without any 'Salary &amp; Allowances', since his transfer from 'District Hospital, Nashik'.</p> <p>4. Learned PO seeks some time to ascertain what action has been taken on representations submitted by Applicant and proposal submitted by 'Deputy Director Health Services, Nashik' on 03.07.2023 to 'Joint</p>

Director'; in office of 'Commissioner of Health Services Maharashtra State', Mumbai'.

**Tribunal's orders**

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

5. ~~Learned Advocate for Applicant states that there~~ are few vacant posts of 'Medical Officers - Group A' in Nashik District which are of 'Orthopedic Surgeon'. The vacant posts of 'Medical Officer - Group A' designated for 'Orthopedic Surgeon' as per information available are at (i) 'Sub-District Hospital, Trymbakeshwar, District Nashik and (ii) 'Sub District Hospital, Chandwad, District Nashik'.

6. The office objections, if any, are to be removed and Court Fees to be paid, if not already paid.

7. Issue notice before admission returnable on 01.03.2024.

8. 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.

9. 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.

10. 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.

11. 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.

12. S.O. to 01.03.2024.

Sd/-

(Debashish Chakrabarty)  
Member (A)

**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 <b>Date: 09.02.2024</b>
	<p align="center"><b>O.A. No.1597 of 2023</b></p> <p><b>B.S. Sathe</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shr M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Learned PO files 'Affidavit-in-Reply' of Smt. Archana Kapse, Tahsildar Kavathe Mahankal, District Sangli.</li> <li>3. Learned PO was informed on the basis of disclosures made in 'Affidavit-in-Reply' by the 'Tahsildar Kavathe, Mahakal, District Sangli' dated 08.02.2024 that there are now two Vacant Posts of 'Awal Karkoon' in Tahsil Office, Kadegaon, District Sangli'. However as both have been classified at 'Executive Posts' the Applicant cannot be posted there following revocation of his 'Suspension Order' as per guidelines GAD GR 20.04.2013. Nonetheless; as there is now scope to belatedly reconsider the implementation of earlier 'Transfer Order' dated 28.11.2023 of 'District Collector, Sangli' by which Applicant was transferred to then non-available post of 'Awal Karkoon' (E.G.S.) Tahsil Office, Kadegaon District Sangli'.</li> <li>4. Learned PO thus to inform, 'District Collector, Sangli' that he may therefore like to examine with an 'Open Mind' about lateral transfer of the incumbent now serving as 'Awal Karkoon' (E.G.S.) to any of the two 'Vacant Posts' of 'Awal Karkoon' in Tahsil Office, Kadegaon, District Sangli' which cannot be given to</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Applicant. The Applicant can be thereafter posted on 'Non Executive Post' of 'Awal Karkoon (E.G.S.) Tahsil Office, Kadegaon, District Sangli'.</p> <p>5. Learned PO to ascertain if such fair re-consideration can be given by 'District Collector, Sangli' for belated implementation of earlier 'Transfer Order' dated 28.11.2023 which will enable Applicant to now join on post of 'Awal Karkoon (E.G.S.) Tahsil Office, Kadegaon, District Sangli'.</p> <p>6. S.O. to 23.02.2024</p> <p>7. Hamdast Granted.</p> <p style="text-align: right;">sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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IN

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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: 09.02.2024</p> <p>O.A. No.613 of 2023</p> <p>M.M. Salunke .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that no action been taken so far in respect of directions in 'Para 5' of Order dated 08.01.2024 given to 'Chief Conservator of Forest (Territorial) Nashik' to consider request of Applicant for transfer to post of 'Forest Guard', at 'Satana-Social Forestry' which is also included in 'Difficult Areas'.</p> <p>3. Learned PO to personally inform to 'Chief Conservator of Forest Nashik' to take serious note on the fact that casual attitude has been observed with regard to implementation of directions given in order dated 21.12.2023, and 08.01.2024. The 'Chief Conservator of Forest Nashik' (Territorial) has also failed to make any averment about what personal efforts were made with respect of directions in 'Para 6' of Order dated 08.01.2024 to ascertain, if any GAD Circular and G.R. have been issued which directs that transfer of Government Servants under 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005' on posts in areas under 'P.E.S.A. Act, 1996' by kept in abeyance.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Learned PO seek some time to also obtain confirmation by way of letter regarding the opinion conveyed orally by 'Forest Department' that so far no GAD Circular or GR have been issued to restrict transfer of Government Servants under 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005' on posts which are located in areas under 'P.E.S.A. Act, 1996'; on grounds of pendency of 'Special Leave Petitions' in 'Hon'ble Supreme Court of India' which relate only to appointments through 'Direct Recruitments' on posts of various 'Administrative Departments' in areas under 'P.E.S.A. Act, 1996'.</p> <p>5. The 'Chief Conservator of Forest Nashik' (Territorial) is therefore directed by way of last chance to pass orders with 'Two Week' to post the Applicant on 'Vacant Post' of 'Forests Guard' at 'Satana-Social Forestry' as there is no embargo put in place by way of any GAD GR or Circular to restrict transfers on posts which are located in areas under 'P.E.S.A. Act, 1996'; by observing provisions of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005'.</p> <p>6. S.O. to 23.02.2024</p> <p style="text-align: right;">sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">AGR</p>

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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: 09.02.2024</p> <p>O.A. No.1457 of 2023</p> <p>A.D. Nikose .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that by Order passed on 02.02.2024 information had been specifically sought from office 'Charity of Commissioner, Maharashtra State Mumbai' if any of the 20 'Inspectors' working in 'Public Trust Registration Office, Nagpur' were due for 'General Transfer: 2024' or if any of the 20 'Inspectors' have requested for transfer to other districts as well as 'Head Office' in Mumbai.</p> <p>3. Learned Advocate of Applicant in this regard states that although the office 'Charity of Commissioner, Maharashtra State Mumbai' have replied in the negative, it is now by reliably learnt that Shri. Umesh Shaligram Shingade who is working on the post of 'Inspector' in 'Public Trust Registration Office, Nagpur' is one of these 20 'Inspectors' who has requested on 02.01.2024 for transfer to 'Public Trust Registration Office', in Amravati, Yavatmal, Washim District.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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4. Learned Advocate for Applicant states that as per information there are few others amongst the 20 'Inspectors in 'Public Trust Registration Office, Nagpur' who are likely to seek transfers on request and will soon submit letters in this regard to office 'Charity Commissioner, Maharashtra State Mumbai'.

5. Learned PO therefore seeks time of atleast 'Two Weeks' to collect requisite information in respect of the 20 'Inspectors who now working in 'Public Trust Registration Office, Nagpur', especially with respect to Shri. Umesh Shaligram Shingade who has already sought transfer on request to 'Public Trust Registration Office' in Amravati, Yavatmal, Washim Districts. Time as prayed for is granted to learned PO.

6. S.O. to 23.02.2024.

sd/-

(Debashish Chakrabarty)  
Member (A)

AGR



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	<p>O.A. No.1535 of 2023</p> <p>P.V. Gavte .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Jay &amp; Co., learned Advocate for the Applicant, Shri Ashish Gabhale, learned Advocate for the Applicant, and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant, states that that Applicant had made several representation to be 'DGP, Maharashtra State' on 11.02.2020, 23.03.2021, 21.05.2021, 30.08.2021, 16.03.2022, 21.03.2023, 29.06.2023.</p> <p>3. Learned PO to check about the status of last few representations of Applicant dated 23.03.2023 and 29.06.2023 and as to whether they have been placed for due consideration of 'PEB'.</p> <p>4. Learned PO to also seek information whether after the initial representation was made by Applicant on 11.02.2020 to 'DGP, Maharashtra State'; many similar requests for 'Husband and Wife' to be posted together came to be approved by 'DGP, Maharashtra State', especially in cases where 'Wife' or 'Husband' of Applicant is also serving 'Police Personnel'.</p> <p>5. S.O. to 23.02.2024</p> <p style="text-align: right;">sd/- (Debashish Chakrabarty) Member (A)</p>

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DISTRICT

..... Applicant/s

(Advocate .....)

*versus*

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..... Respondent/s

(Presenting Officer.....)

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	<p><b><u>09.02.2024</u></b></p> <p><b><u>O.A 814, 860 and 1038/2021</u></b></p> <p>A.R Patil &amp; Ors S.B Karad &amp; Ors S.B Dabholkar &amp; Ors                   ... Applicants Vs. The State of Maharashtra &amp; Ors    ... Respondents</p> <p>1. Heard Shri A.A Desai with S.D Patil, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicants working as Police Constables/Police Naik are aspiring for the post of Police Sub Inspector and hence appeared for the Limited Departmental Competitive Examination. The applicants pray that the Respondents be directed to take necessary measure and corrective steps in view of Circular dated 24.6.2021 and 30.6.2021 of Respondent No. 1, thereby sending meritorious candidates at par with similarly situated candidates to undergo training to the post of P.S.I in view of the judgment passed by Hon'ble High Court in W.P 2797/2015.</p> <p>3. Learned counsel for the applicants produces copy of the order of the Hon'ble High Court dated 7.2.2024 in R.A 1/2024 in Interim Application No. 158/2024 in W.P No. 16025/2022. The relevant portion is reproduced below:-</p> <p>“7. For aforesaid reasons it is directed that the respondent no. 2 shall within a period of ten days file an affidavit indicating whether the petitioners are more meritorious than the last selected candidate in LDCE, 2016. Dependent upon ascertainment of this aspect, the further claim of the Petitioners for including their names in the list of candidates to be sent for training shall be considered in the writ petition. The contentions of the parties in that regard are kept open.”</p> <p>4. Learned counsel seek similar relief in the present Original Applications. Learned counsel further submits that all the applicants have secured more marks than the last candidate from the reserved category who is in service. Learned counsel further</p>

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	<p>submits that O.A Nos 488/2021 &amp; 142/2024 be tagged together.</p> <p>5. Learned C.P.O submits that the order dated 7.2.2024 of the Hon'ble High Court in W.P 16025/2022 is pertaining to the LDCE 2016. Learned C.P.O submits that the applicants in O.A 814/2021 and O.A 860/2021 are from LDCE 2006 Exam, applicants in O.A 488/2021 &amp; O.A 1033/2021 are from LDCE 2011 Exam and applicants in O.A 142/2024 applicants are from LDCE 2013 Exam.</p> <p>6. Be that as it may, we direct the Respondents to verify the marks, performance of the applicants as per their year of Limited Departmental Competitive Examination and also consider the order passed by the Hon'ble High Court is applicable.</p> <p>7. S.O to 11.3.2024. O.A Nos 488/2021 &amp; O.A 142/2024 be tagged together.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

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	<p><b><u>09.02.2024</u></b></p> <p><b><u>O.A 350/2023</u></b></p> <p>N.K Patil ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Poonam Pal i/b Shri S.K Hande, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant seeks time to move application for amendment.</p> <p>3. Learned C.P.O request for time to file reply.</p> <p>4. S.O to 16.2.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b>  Akn</p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></p>

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	<p><b><u>09.02.2024</u></b></p> <p align="center"><b><u>M.A 70/2024 in O.A 771/2023</u></b></p> <p>U.S Rathod ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned counsel for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 23.2 2024.</p> <p align="center">Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p align="center">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>

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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: 09.02.2024</p> <p>O.A. No.1534 of 2023</p> <p>R.B. Bhalerao .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Jay &amp; Co., learned Advocate for the Applicant, Shri Ashish Gabhale, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO to ascertain within 'One Week' from 'DGP, Maharashtra State' in respect of last representation submitted by Applicant on 21.01.2024 whether this request of Applicant can be considered sympathetically and he can be posted as 'API' on the establishment of 'Commissioner of Police, Nashik'.</p> <p>3. Learned PO accordingly seeks time to take further instructions about of the request of Applicant submitted on 21.01.2024 to 'DGP Maharashtra State'.</p> <p>4. Learned Advocate for Applicant thereupon presents copy of recent 'Transfer Order' issued by 'DGP Maharashtra State' on 05.02.2024 which includes transfer of one 'A.P.I.' who was serving with 'Anti-Terrorism Squad' to establishment of 'Commissioner of Police, Nashik'.</p> <p>5. S.O. to 16.02.2024.</p> <p style="text-align: right;">Sd/- (De Jashish Chakrabarty) Member (A)</p>

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	<p style="text-align: center;"><b><u>M.A.99/2024 in O.A.1578/2023</u></b></p> <p><b>J.S. Bansode</b> ... Applicant  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Applicant in person and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. This MA No.99/2024 is filed for amendment. Allowed for amendment.</p> <p style="text-align: center;"> <i>sd/-</i>  <b>(Medha Gadgil)</b>            Member-A            09.02.2024         </p> <p style="text-align: center;"> <i>sd/-</i>  <b>(Mridula Bhatkar, J)</b>            Chairperson            09.02.2024         </p> <p>(skw)</p>

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	<p align="center"><b><u>O.A.1578/2023</u></b></p> <p><b>J.S. Bansode</b> ... Applicant  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Applicant in person and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. S.O. to 23<sup>rd</sup> February, 2024.</p> <p align="center"> <i>sd/-</i>  <b>(Medha Gadgil)</b>  <b>Member-A</b>  <b>09.02.2024</b> </p> <p align="center"> <i>sd/-</i>  <b>(Mridula Bhatkar, J)</b>  <b>Chairperson</b>  <b>09.02.2024</b> </p> <p>(skw)</p>



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	<p style="text-align: center;"><b><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 1591/2023</u></b></p> <p>R.L Bali ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms B.R Khichi i/b Shri A.S Gaikwad, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Matter adjourned to 28.2.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

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	<p><b><u>09.02.2024</u></b></p> <p><b><u>O.A 466/2017</u></b></p> <p>S.N Jagtap ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Dismissed for want of prosecution.</p> <p>Sd/- Sd/-</p> <p><b>(Medha Gadgil)</b> <b>(Mridula Bhatkar, J.)</b> <b>Member (A)</b> <b>Chairperson</b></p> <p>Akn</p>

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	<p><b>Date: 09.02.2024</b></p> <p><b>O.A. No.118 of 2024</b></p> <p><b>S.S. Bhosale .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></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. Learned P.O. states on basis of information available with Officer present that 'Commissioner of State Excise, Maharashtra State, Mumbai' is willing to consider the request of the Applicant to be posted as 'Sub-Inspector State Excise, Thane District' and accordingly proposal would be submitted soon for consideration to 'Home Department'.</p> <p>3. The 'Commissioner of State Excise, Maharashtra State, Mumbai' must take into due consideration that the request of Applicant is regarding 'Husband &amp; Wife' to be posted together in same district as per 'G.A.D. G.R. dated 09.04.2018'. Thus, it must also be kept in mind by 'Commissioner of State Excise, Maharashtra State, Mumbai' that no undue hardship is caused to Applicant who may preferably be transferred to any post of 'Sub-Inspector State Excise, Thane District' which is at convenient travel distance from place where 'Husband' of Applicant is presently working which is in 'Navi Mumbai Division.'</p> <p>4. S.O. to 23.02.2024.</p> <p style="text-align: right;">Sd/-  (Debashish Chakrabarty)  Member (A)</p> <p>NMN</p>

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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;"><b><u>O.A.25/2024</u></b></p> <p><b>Dr. A.R. Madkar</b> ... Applicant  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Shri S.D. Patil, learned Advocate for Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. The learned Advocate for Applicant submits that though sufficient time is given to Respondents to file Affidavit-in-Reply, Reply is not yet filed. The learned Advocate for Applicant submits that if at all other candidates are recommended, the Applicant will go to lose the chance and therefore matter to be heard at interim stage without Reply from the Respondents.</p> <p>3. We are of the view that matter has to be decided after hearing both the sides and therefore we give chance to Respondents to file Affidavit-in-Reply.</p> <p>4. The learned CPO produces Sealed Cover in respect of verification report of Dr. A.S. Kawdekar i.e. Respondent No.4 is produced.</p> <p>5. We would like to have Affidavit-in-Reply of Respondents and we direct Respondents to file it within one week, as the OA is filed on 05.01.2024 and result under challenge was published on 28.12.2023.</p> <p>6. It is made clear that if any appointment orders are issued, then the appointment in respect of Respondent No.4 - Mr. Kawdekar and Respondent No.5 - Dr. Rohit V. Dhumal will be subject to outcome of this OA.</p> <p>7. S.O. to 16<sup>th</sup> February, 2024.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p><i>sd/-</i>  <b>(Debashish Chakrabarty)</b>            Member-A            09.02.2024</p> </div> <div style="text-align: center;"> <p><i>sd/-</i>  <b>(Mridula Bhatkar, J)</b>            Chairperson            09.02.2024</p> </div> </div> <p style="text-align: left; margin-top: 10px;">(skw)</p>

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

A.A.No. \_\_\_\_\_ of 20\_\_\_\_

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Memoranda of Coram,  
Tribunal's orders or  
Registrar's orders

**Tribunal's orders  
O.A.89/2024**

**L.B. Mane** ... **Applicant**  
**Vs.**  
**The State of Mah. & Ors.** ... **Respondents**

1. Heard Shri U.V. Bhosle, learned Advocate for Applicant and Smt. A.B. Lololgi, learned PO for Respondents.

2. Learned PO pursuant to order dated 08.02.2024 submits that file is submitted to Revenue Department on 30.01.2024 and Revenue Department has received file on 01.02.2024. The Revenue Department has given approval on 09.02.2024 i.e. today to the persons who are held guilty and about the report of other delinquent officers who are not held guilty is accepted 'as it is' and Revenue Disciplinary Authority has given its consent and accepted it.

3. Learned PO further submitted that today only, file will be sent to Respondent No.1 - Food Civil Supplies Department and they will issue orders within 10 days.

4. In view of above submissions made by learned PO on the basis of instructions given by the officers who are present in the Court, we pass the following order.

**ORDER**

(i) The Respondent No.1 - Food, Civil Supplies & Consumer Protection Department thus shall issue final order within 10 days on or before 20.02.2024 and thereafter shall consider the name of Applicant for promotion in accordance with Rules upto 20.03.2024.

(ii) No order as to costs.

*sd/* (Debashish Chakrabarty) *sd/* (Mridula Bhatkar, J)  
Member-A Chairperson  
09.02.2024 09.02.2024

**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>09.02.2024</u></b></p> <p><b><u>O.A 440/2023 &amp; Ors</u></b></p> <p>A.V Kanake &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri V.A Nagrani, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants that the departmental enquiry against the applicants are completed.</p> <p>3. We direct the learned P.O to produce the copy of the Enquiry Report before this Tribunal on the next date.</p> <p>4. S.O to 14.2.2024.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

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*versus*

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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><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 1479/2023</u></b></p> <p>B.P Godage ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. S.O to 12.2.2024. Interim relief to continue.</p> <p style="text-align: center;">Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b></p> <p style="text-align: center;">Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></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><b><u>09.02.2024</u></b></p> <p><b><u>M.A 93/2024 in O.A 915/2017</u></b></p> <p>B.R Ghaytad ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri G.D Kurane, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents</p> <p>2. At the request of learned counsel for the applicant matter is taken on Board.</p> <p>3. Learned counsel submits that in view of the development that applicant has retired on 31.5.2021, he wants to amend the prayer clause of the Original Application as per schedule annexed.</p> <p>4. Learned C.P.O submits to the order of the Court.</p> <p>5. In view of the nature of amendment, we allow the Misc Application seeking amendment. Amendment to be carried out forthwith and amended copy to be served on the Respondents and also on the office of the learned C.P.O.</p> <p>6. O.A No 915/2017 to be placed for hearing on 23.2.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

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*versus*

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..... 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>09.02.2024</b></p> <p><b><u>O.A 1592/2023</u></b></p> <p>S.M Birambole ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O request for time to file reply.</p> <p>3. S.O to 16.2.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b></p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></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><b><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 1578/2023</u></b></p> <p>J.S Bansode ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri J.S Bansode, applicant in persona and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Applicant submits that he has secured 330 marks out of 700 marks. Applicant seeks permission to amend the Original Application.</p> <p>3. S.O to 16.2.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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 style="text-align: center;"><b><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 1519/2023</u></b></p> <p>D.S Kamtekar &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 1.3.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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><b><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 1208/2023</u></b></p> <p>S.C Chavan ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 11.3.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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><b><u>09.02.2024</u></b></p> <p><b><u>O.A 988/2023</u></b></p> <p>R.D Kanade ... 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. Learned C.P.O seeks time.</p> <p>3. S.O to 16.2.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b></p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></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><b>09.02.2024</b></p> <p><b><u>C.A 45/2022 in O.A 65/2020</u></b></p> <p>S.P Kapdne ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Affidavit in reply is already filed.</p> <p>3. S.O to 1.3.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b></p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

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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><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>C.A 17/2023 in O.A 50/2019</u></b></p> <p>V.T Jadhav ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Pooja Jalgaonkar i/b Shri S.N Rathod, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks two weeks' time to comply with the order of this Tribunal in view of the order of the Hon'ble Supreme Court dated 1.12.2023 in S.L.P (Civil) No., 46217/2023.</p> <p>3. The Respondents are directed to comply with the order of this Tribunal within two weeks.</p> <p>4. S.O to 23.2.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> 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><b><u>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>C.A 8/2024 in O.A 465/2017</u></b></p> <p>G.R Karpe ... 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 submits that M.P.S.C has recommended name of the applicant on 15.1.2024 and seeks time.</p> <p>3. Respondents are directed to take necessary steps within a period of one week.</p> <p>4. S.O to 16.2.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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><b>09.02.2024</b></p> <p><b>M.A 607/2023 in O.A 1206/2023</b></p> <p>C.B Paradke &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicants seek promotion to the post of Dy. Education Officer from the post of Assistant Education Officer.</p> <p>3. Learned counsel for the applicants submits that the officer from the Zilla Parishad had approached the M.A.T, Aurangabad Bench by filing O.A 360/2023, challenging therein that their cadre is withdrawn from the zone of consideration for promotion to the post of Dy Education Officer and so they have challenged the Recruitment Rules dated 28.12.2023.</p> <p>4. In the said O.A 360/2023, stay was granted by M.A.T, Aurangabad Bench. Learned counsel submits that the present applicants are State Government employees and therefore they are to be given ad hoc promotion from their cadre.</p> <p>5. Considering the submissions of the learned counsel for the applicants, if there is a quota reserved for Assistant Education Officers for promotion to the post of Deputy Education Officers, then there is no bar for the Respondents to consider the case of the applicants for promotion to the post of Deputy Education Officer.</p> <p>6. S.O to 23.2.2024.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

**09.02.2024***versus*The State of Maharashtra and others ~~M.A. 59/2024~~ **O.A. 1226/2022**

R.N Khune &amp; Ors

..... Respondent/s  
... Applicants

(Presenting Officer.....

And

S.P Khanvilkar &amp; Ors

...Ori. Applicants

Vs.

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

The State of Maharashtra &amp; Ors ... Respondents

**Tribunal's orders**

1. Heard Shri S.B Chandan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned counsel for the applicants submit that the applicants are from 102 Batch, presently working as A.P.I, aspiring for promotion to the post of P.I.

3. Learned C.P.O seeks time to file reply.

4. Issue notice before admission returnable on 23.2.2024.

3. 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.

4. 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.

5. 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.

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

7. S.O to 23.2.2024.

Sd/-

(Medha Gadgil)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

Akn

**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>09.02.2024</b></p> <p><b><u>M.A 70/2024 in O.A 771/2023</u></b></p> <p>N.K Patil ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Poonam Pal i/b Shri S.K Hande, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant seeks time to move application for amendment.</p> <p>3. Learned C.P.O request for time to file reply.</p> <p>4. S.O to 16.2.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b>  Akn</p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></p>

**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
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**09.02.2024**

**O.A Nos 837 with 857/2023**

A.S Waghmode & Ors

M.N Hakim & Ors

... Applicants

Vs.

The State of Maharashtra & Ors

... Respondents

1. Heard Ms Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Admit with liberty to file rejoinder if any.

3. Place for final hearing on 26.3.2024.

Sd/-

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

Akn

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><u>09.02.2024</u></b></p> <p><b><u>O.A 891/2023</u></b></p> <p>M.P Raut ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit with liberty to file rejoinder if any.</p> <p>3. Place for final hearing on 5.4.2024.</p> <p>Sd/-  <b>(Medha Gadgil)</b>  <b>Member (A)</b></p> <p>Akn</p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></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><u>09.02.2024</u></b></p> <p><b><u>O.A 1479/2023</u></b></p> <p>B.P Godage ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. S.O to 12.2.2024. Interim relief to continue till then.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**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><b><u>09.02.2024</u></b></p> <p><b><u>O.A 983/2017</u></b></p> <p>K.J Shinde &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned counsel Mr Lonkar submits that the matter is wrongly shown on Board as it is already on Board on 15.2.2024.</p> <p>3. S.O to 15.2.2024.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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>09.02.2024</u></b></p> <p style="text-align: center;"><b><u>O.A 985/2017</u></b></p> <p>M.N Pastapure ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant working as A.S.I challenges the promotion granted to Respondent No. 3 to the post of P.S.I, which is contrary to G.R dated 12.9.2017 and hence the same be quashed and set aside qua the Respondent no. 3 and also prays that mandatory directions be issued to the Respondents that he should be promoted to the post of Armourer P.S.I and his order be issued w.e.f 11.10.2017.</p> <p>3. Learned P.O informs that during the pendency of this Original Application, which was filed on 16.10.2017, the applicant retired on 30.10.2017.</p> <p>4. Under such circumstances, we are of the view that it appears that this matter has now become infructuous.</p> <p>5. However, keep this matter under the caption 'For Dismissal for want of prosecution' on 16.2.2024.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 09.02.2024</p> <p><b>'GROUP - I' (C.P., Pimpri – Chinchwad)</b></p> <p>O.A. No.114 of 2024 with O.A. No.115 of 2024 with O.A. No.122 of 2024 with O.A. No.124 of 2024 to O.A. No.127 of 2024 with O.A. No.144 of 2024 to O.A. No.147 of 2024 with O.A. No.150 of 2024 to O.A. No.153 of 2024</p> <p>S.S. Gaikwad A.S. Pawar B.S. Sawant K.D. Patil R.P. Bobade D.D. Dhadge S.B. Godase V.V. Khule, P.S. Gokule S.J. Pinjan D.R. Salunke R.N. Ghadge S.B. Deshmukh P.V. Jadhav S.N. Tambe</p> <p style="text-align: right;">.....Applicants</p> <p><b>'GROUP - II' (C.P., Pune &amp; Thane)</b></p> <p>O.A. No.123 of 2024 with O.A. No.129 of 2024 with O.A. No.148 of 2024 with O.A. No.156 of 2024 with O.A. No.135 of 2024 to O.A. No.137 of 2024 with O.A. No.161 of 2024</p> <p>R.T. Chavan S.M. Patil S.S. Gawade V.J. Waghmare A.C. Mahajan R.V. Sahane S.P. Jaitapurkar A.M. Kshirsagar</p> <p style="text-align: right;">.....Applicants</p> <p><b>'GROUP - III' (C.P., Nashik &amp; S.P., Solapur, &amp; Satara)</b></p> <p>O.A. No.149 of 2024 with O.A. No.154 of 2024 with O.A. No.155 of 2024</p> <p>V.G. Dhas H.S. Patil A.S. Bhosale</p> <p style="text-align: right;">.....Applicants</p> <p>Versus The State of Maharashtra &amp; Ors.      .....Respondents.</p>

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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>1. Heard Smt. Punam Mahajan, Shri M.D. Lonkar, Shri A.V. Bandiwadekar, Shri R.G. Panchal learned Advocates for the Applicants, Shri A.J. Chougule, learned Presenting Officer for the Respondents in 'Group – I', Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents in 'Group – II', Smt. Archana B.K., learned Presenting Officer for the Respondents in 'Group – III' and Shri S.S. Dere, learned Advocate for Respondent No.3 in O.A. No.154/2024.</p> <p>2. Heard Shri Pradeep Rajgopal, learned Sr. Advocate for 'E.C.I.' along with Ms. Drishti Shah, learned Advocate for 'E.C.I.'.</p> <p>3. Learned Sr. Advocate for 'E.C.I.' on behalf of 'Chief Electoral Officer, Maharashtra State' was heard at length with respect to implementation of directions given in 'Election Commission of India' letter dated 21.12.2023 and subsequent clarifications issued by 'Election Commission of India' letters dated 19.01.2024 and 24.01.2024 which have been challenged in all these O.As now categorized as (i) 'GROUP - I' (C.P., Pimpri – Chinchwad) (ii) 'GROUP - II' (C.P., Pune &amp; Thane) and (iii) 'GROUP - III' (C.P., Nashik &amp; S.P., Solapur &amp; Satara)</p> <p>4. Learned Sr. Advocate for 'E.C.I.' on behalf of 'Chief Electoral Officer, Maharashtra State' was thereupon informed in details about complex nature of interface and interplay between the provisions of law under 'Section 22N' of 'Maharashtra Police Act, 1951' and directions in 'Election Commission of India' letter dated 21.12.2021 and clarifications issued by letters dated 19.01.2024 and 24.01.2024 which have resulted in 'Transfer Orders' of several 'Police Inspectors' being challenged under provisions of 'Section 19' of the 'Administrative Tribunals Act, 1985'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. Learned Sr. Advocate for 'E.C.I.' on behalf of 'Chief Electoral Officer, Maharashtra State' thereupon sought some time to discuss the contended legal issues and implementation related scenarios with 'Chief Electoral Officer, Maharashtra State' with regard of the 'Transfer Orders' issued by (i) 'D.G.P., Maharashtra State, dated 30.01.2024', (ii) 'Commissioner of Police, Pune dated 30.01.2024' (iii) 'Commissioner of Police, Pimpri-Chinchwad, dated 30.01.2024', (iv) 'Commissioner of Police, Thane, dated 31.01.2024', (v) 'Commissioner of Police, Nashik, dated 30.01.2024', (vi) 'Superintendent of Police, Satara dated 22.01.2024', (vii) 'Superintendent of Police, Solapur dated 04.01.2024'.</p> <p>6. Learned Sr. Advocate for 'E.C.I.' on behalf of 'Chief Electoral Officer, Maharashtra State' suggested that the next date of hearing be accordingly fixed on 14.02.2024.</p> <p>7. Learned Advocate for Respondent No.3 in O.A. No.154/2024 mentions that 'Affidavit-in-Reply' has been filed on behalf of Respondent No.3. It is taken on record.</p> <p>8. S.O. to 14.02.2024.</p> <p style="text-align: right;"><b>Sd/-</b> <b>(Debashish Chakrabarty)</b> <b>Member (A)</b></p> <p>NMN</p>

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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"><b>Date: 09.02.2024</b></p> <p align="center"><b>O.A. No.173 of 2024</b></p> <p><b>P.S. Bhosale</b> .....Applicant  <b>Versus</b>  <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. Respondent No.5 Shri V.H. Panhale is Present-in-Person.</p> <p>2. Learned Advocate for Applicant states with emphasis that Applicant was transferred before completion of 'Normal Tenure' as 'In-Charge' of 'Sanpada Police Station' by 'Order' dated 31.01.2024 of 'Commissioner of Police, Navi Mumbai' which was only for implementation of the directions in 'Election Commission of India' letter dated 21.12.2023. The transfer of Applicant was not under provisions of 'Section 22N' of the 'Maharashtra Police Act, 1951'.</p> <p>3. Learned Advocate for Applicant further places on record full copy of 'Transfer Order' of 'D.G.P. Maharashtra State' dated 14.08.2021 which shows the 'Respondent No.5' was posted from the establishment of 'Commissioner of Police, Nashik' to 'Commissioner of Police, Navi Mumbai' at the same time when Applicant came to be posted from establishment of 'Commissioner of Police, Greater Mumbai' to establishment of 'Commissioner of Police, Navi Mumbai'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Learned P.O. seeks time to obtain information relating to observations in 'Para 4' of Order dated 08.02.2024 and also produce relevant 'File Notings' of the office of 'Commissioner of Police, Navi Mumbai' and 'Minutes of Meeting' of 'P.E.B.'</p> <p>5. The 'Respondent No.5' is also personally present and states that he was transferred by 'Order' of 'Commissioner of Police, Navi Mumbai' dated 30.01.2024 from 'Special Branch' to post of 'In-charge' of 'Sanpada Police Station'. The 'Respondent No.5' also states that he was working in 'Special Branch' for last 'Two Years'. Now he has joined on the post of 'In-charge' of 'Sanpada Police Station' on 31.01.2024. Further 'Respondent No.5' stated that he needs some time to engage learned Advocate to plead his case as 'Respondent No.5'.</p> <p>6. S.O. to 13.02.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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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: 09.02.2024</p> <p align="center"><b>O.A. No.165 of 2024</b></p> <p>V.V. Salvi .....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 Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for Applicant refers to the letter of 'Joint Transport Commissioner (Administration), Maharashtra State, Mumbai' dated 02.02.2024 addressed to 'R.T.O. Thane' which directs that Applicant be immediately relieved from the post of 'A.R.T.O.' in office of 'Deputy R.T.O. Kalyan' so as to join in office of the 'Transport Commissioner, Maharashtra State, Mumbai'.</li> <li>3. Learned Advocate for Applicant further states that 'R.T.O. Thane' then passed order on 02.02.2024 relieving the Applicant from post of 'A.R.T.O.' in office of the 'Deputy R.T.O. Kalyan'.</li> <li>4. Learned P.O. was informed on 08.02.2024 to forthwith produce 'Transport Commissioner, Maharashtra State, Mumbai' letter dated 20.11.2023 sent to 'Home Department'. However, learned P.O. seeks some time to comply with these direction in 'Para 5' of Order dated 08.02.2024.</li> <li>5. The Applicant was relieved from 'Additional Charge' of the post of 'Deputy R.T.O., Kalyan' but has not been transferred out from post of 'A.R.T.O.' in office of 'Deputy R.T.O. Kalyan' as per 'Home Department' letter dated 01.02.2024 addressed to 'Transport Commissioner, Maharashtra State, Mumbai'. The 'Home Department' letter dated 01.02.2024 is ambiguously word "२. श्री. विनोद साळवी, सहा. प्रादेशिक परिवहन अधिकारी,</li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>उप प्रादेशिक परिवहन कार्यालय, कल्याण यांची सेवा प्रशासकीय निकड म्हणून परिवहन आयुक्त कार्यालय, मुंबई येथे पुढील आदेशापर्यंत वर्ग करण्यात येत आहे." and does not constitute any 'Transfer Order' under 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005'. Therefore the 'Joint Transport Commissioner (Administration), Maharashtra State, Mumbai' has not only acted erroneously but beyond competence to forthwith relieve the Applicant from post of 'A.R.T.O.' in office of 'Deputy R.T.O. Kalyan'. No 'Transfer Order' of the Applicant has been issued by 'Home Department' as also it was not directed in letter of 'Home Department' dated 01.02.2024 that Applicant be relieved from post of 'A.R.T.O' in office of 'Deputy R.T.O. Kalyan'. Hence, in the given circumstances it is directed that post of 'A.R.T.O.' in the office of 'Deputy R.T.O. Kalyan' should not be filled up assuming it has now fallen vacant. The Order of 'Home Department' dated 09.08.2021 is still in force by which Applicant was posted as 'A.R.T.O.' in office of 'Deputy R.T.O. Kalyan'.</p> <p>6. S.O. to 13.02.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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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><u>09.02.2024</u></b></p> <p><b><u>O.A 1345/2023</u></b></p> <p><b><u>SUO MOTO SPEAKING TO THE MINUTES</u></b></p> <p>Shri S.J Pawar &amp; Ors ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri C.K Bangoji, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The order dated 2.2.2024 is uploaded today, i.e., on 9.2.2024. Para 7 of the said order reads as under:-</p> <p style="padding-left: 40px;">“In view of the above, we direct the Respondents to regularize the services of the applicants working as Protection Officers from the Konkan Division, within a period of three weeks from the date of this order. The regularization will be subject to passing of the Departmental Examination.”</p> <p>3. However, in para 7 following words are required to be included. Learned C.P.O submits to the order of the Court.</p> <p>4. Thus para 7 of the order dated 2.2.2024 should read as under:-</p> <p style="padding-left: 40px;">“In view of the above, we direct the Respondents to regularize the services of the applicants working as Protection Officers from the Konkan Division, within a period of <b>four weeks</b> from the date of this order <b>with consequential service benefits</b>. The regularization will be subject to passing of the Departmental Examination.”</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 style="text-align: center;">Akn</p>



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	<p>Date: 09.02.2024</p> <p>O.A. No.940 of 2023</p> <p>Y.M. Shaikh .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms.Preeti Walimbe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 23.02.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 09.02.2024</p> <p>O.A. No.1096 of 2023 with O.A. No.1097 of 2023</p> <p>S.S. Khot .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.S. Raktade, learned Advocate for the Applicant, Smt K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri R. Shinde, learned Advocate for the Respondent No.4.</p> <p>2. 'Interim Relief' to continue till 'Next Date' in O.A. No.1097/2023.</p> <p>3. S.O. to 23.02.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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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.As. No.412 &amp; 413 of 2020</u></p> <p>V.V. Tamhankar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. I.d. PO files reply dated 9.2.2024 of respondent no.2 &amp; 3 in OA No.412/2023 and the same is taken on record.</p> <p>3. S.O. to 15.2.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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	<p style="text-align: right;"><u>O.A. No.1124 of 2023</u></p> <p>A.H. Ghadage ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Kiran Upasani, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. I.d. PO files reply dated 31.1.2024 of respondent no.4.</p> <p>3. S.O. to 1.3.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.898 of 2023</u></p> <p>S.M. Deshmukh &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 23.2.2024. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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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.278 of 2023</u></p> <p>R.K. Bhosale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 15.3.2024 for final hearing with liberty to file rejoinder.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.1051 of 2019</u></p> <p>P.S. Mane ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Prachi Hendre holding for Shri V.V. Joshi, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Reply and rejoinder are filed.</li><li>3. Admit.</li><li>4. S.O. to 23.2.2024 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medhā Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>M.A. No.66 of 2024 in O.A. No.1148 of 2023</u></p> <p>P.V. Walke ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant has filed this MA for amending the OA by adding para 6.6 as mentioned in the MA.</p> <p>3. Ld. PO submits to the order of the Court.</p> <p>4. MA is allowed. Amendment be carried out within one week and amended copy be served on all the respondents.</p> <p>5. OA is adjourned to 23.2.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sg)</p>



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	<p style="text-align: center;"><u>M.A. No.25 of 2024 in O.A. No.54 of 2019</u></p> <p>G.A. Tilekar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Savita T. Suryavanshi, learned Advocate for the Applicant and Shri A.J. Chougule holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that MA No.693/2022 was filed in which she was allowed to delete the prayers. Ld. Advocate submits that the present MA is filed to add the same prayers.</p> <p>3. Ld. PO objects the amendment.</p> <p>4. For the reasons mentioned in the MA and in the facts and circumstances of the case the MA is allowed. Amendment be carried out within two weeks and amended copy be served on all the respondents.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p>(sgj)</p>

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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 data-bbox="836 824 1437 862"><u>M.A. No.622 of 2023 in O.A. No.984 of 2023</u></p> <p data-bbox="738 888 1469 966">A.A. Sasane ..Applicant Vs.</p> <p data-bbox="738 966 1502 1030">The State of Maharashtra &amp; Ors. ..Respondents</p> <p data-bbox="738 1043 1534 1159">Heard Smt. Archana B.K., learned Presenting Officer for the Respondents. Applicant and his advocate both the absent.</p> <p data-bbox="738 1184 1526 1275">2. Ld. PO files reply dated 9.2.2024 of respondent no.1 and the same is taken on record.</p> <p data-bbox="738 1300 1063 1352">3. S.O. to 23.2.2024.</p> <p data-bbox="1209 1416 1421 1584">Sd/- (Medha Gadgil) Member (A) 9.2.2024</p> <p data-bbox="730 1558 795 1610">(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>M.A. No.577 of 2023 in O.A. No.1156 of 2023</u></p> <p>D.A. Mangaonkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. P.H. Hendre, Ld. Advocate for the applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files sur-rejoinder dated 9.2.2024 of respondents no.1, 2 &amp; 3 and the same is taken on record.</p> <p>3. S.O. to 23.2.2024.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.2.2024</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.140 of 2024

K.V. Sane ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, 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. Issue notice before admission returnable on 1.3.2024. 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)  
9.2.2024

(sgj)

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

Tribunal's orders

O.A. No.138 of 2024

M.M. Kulkarni ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.B. Kadam, 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. Issue notice before admission returnable on 23.2.2024. 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)

9.2.2024

(sgj)

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

Tribunal's orders

O.A. No.117 of 2024

S.S. Thakur ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., 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. Issue notice before admission returnable on 1.3.2024. 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)

9.2.2024

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.220 of 2017</u></p> <p>S.S. Hingmire ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Shri B.A. Bandiwadekar, Ld. Advocate for the applicant is absent.</p> <p>3. S.O. to 14.2.2024.</p> <p style="text-align: center;"><i>sd/-</i> (Medha Gadgil) Member (A) 9.2.2024 (sg)</p> <p style="text-align: center;"><i>sd/-</i> (Mridula Bhatkar, J.) Chairperson 9.2.2024</p>

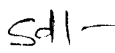
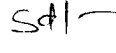
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.760 of 2017</u></p> <p>S.R. Yadav ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Ld. Advocate for the applicant is absent.</p> <p>2. This is a matter of promotion of the applicant in view of GR dated 15.12.2017 who is facing one DE and one criminal case. At the outset the Ld. CPO submits that DPC was conducted as per directions given by this Tribunal by order dated 26.4.2023 while disposing of the MA. DPC was held and case of the applicant was considered. Ld. CPO informs that at the time of DPC a decision was taken not to give promotion to the applicant as he was found not eligible for promotion on account of pendency of DE and criminal case.</p> <p>3. S.O. to 15.2.2024.</p> <p align="center">             (Medha Gadgil)            Member (A)            9.2.2024            (sgj)         </p> <p align="center">             (Mridula Bhatkar, J.)            Chairperson            9.2.2024         </p>



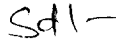
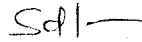
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.398 of 2017</u></p> <p>H.B. Desai &amp; 7 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Ld. Advocate for the applicants is absent.</p> <p>2. Ld. CPO seeks time to take instructions.</p> <p>3. S.O. to 16.2.2024.</p> <p style="text-align: center;"> (Medha Gadgil) Member (A) 9.2.2024</p> <p style="text-align: center;"> (Mridula Bhatkar, J.) Chairperson 9.2.2024</p> <p>(sgj)</p>

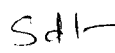
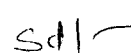
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A. No.840 of 2017 with M.A. No.412 of 2018</u></p> <p>P.V. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Savita Suryavanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time.</p> <p>3. S.O. to 23.2.2024.</p> <p style="text-align: center;"> (Medha Gadgil) Member (A) 9.2.2024</p> <p style="text-align: center;"> (Mridula Bhatkar, J.) Chairperson 9.2.2024</p> <p>(sgj)</p>

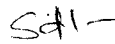
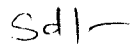
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.796 of 2017 with M.A. No.288 of 2018</u></p> <p>Pradeep V. Chavan ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Savita Suryavanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. I.d. Advocate for the applicant tenders letter dated 31.1.2024 of the applicant seeking permission to withdraw the above matter as the applicant is promoted to the post of PSI by order dated 26.7.2023. The said letter dated 31.1.2024 of the applicant is taken on record and marked as Court Exhibit-1 for identification.</p> <p>3. Leave granted. OA and MA are allowed to be withdrawn and disposed off as such.</p> <p align="center">             (Medha Gadgil)            Member (A)            9.2.2024            (sgl)         </p> <p align="center">             (Mridula Bhatkar, J.)            Chairperson            9.2.2024         </p>

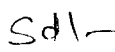
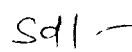
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.915 of 2017</u></p> <p>Bhagwan R. Ghaytad ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Shri Girish Dinakar Kusane. Id. Advocate files Vakalatnama on behalf of the applicant in the above matter and the same is taken on record. He states that he wants to file MA for amendment.</p> <p>3. S.O. to 23.2.2024.</p> <p align="center">             (Medha Gadgil)            Member (A)            9.2.2024            (sgj)         </p> <p align="center">             (Mridula Bhatkar, J.)            Chairperson            9.2.2024         </p>

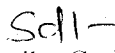
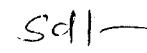
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.As. No.914/17, OA.928/17, OA.758/17 with MA.290/18, OA.759/17 with MA.287/18, OA.799/17 with MA.289/18, OA.1067/17 with MA.487/17</u></p> <p>D.V. Patil G.D. Kamble P.K. Homkar S.K. Borekar P.B. Jadhav R.R. Kharat ..Applicants Vs. ..Respondents The State of Maharashtra &amp; Ors.</p> <p>Heard Ms. Prachi Hendre holding for Shri V.V. Joshi, learned Advocate for the Applicants in OA.914/17, OA.928/17, OA.759/17 with MA.287/18 and Ms. Savita Suryavanshi, learned Advocate for the Applicants in OA.758/17 with MA.290/18, OA.799/17 with MA.289/18, OA.1067/17 with MA.487/17 and Ms. S.P. Manchekar learned Chief Presenting Officer for the Respondents.</p> <p>2. In the above matters the applicants who are PSI were given ad hoc promotion and subsequently they were reverted to the post of ASI as in the process of regular promotion other persons were found eligible.</p> <p>3. Ld. CPO seeks time.</p> <p>4. S.O. to 23.2.2024.</p> <p align="center">             (Medha Gadgil)            Member (A)            9.2.2024            (sgj)         </p> <p align="center">             (Mridula Bhatkar, J.)            Chairperson            9.2.2024         </p>

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

Tribunal's orders

O.A. No.1622 of 2023  
(OA No.356/2023-Aurangabad)

S.P. Jare ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri V.B. Wagh, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 & 2 and Shri K.G. Salunkhe, learned Advocate for Respondent No.3.

2. This matter was initially transferred from Aurangabad Bench on the ground that one of the Member (A) has recused from the matter.

3. This is a matter before Division Bench. However, considering the vacancy of Member (J) at Principal Bench, Mumbai and so also considering the workload at Principal Bench and as the Tribunal is dealing with the matters of year 2017, it is necessary to transfer this matter to Aurangabad Bench. So also the Advocates appearing in this matter are from Aurangabad Bench.

4. In view of the above I invoke the powers under Section 25 of the Administrative Tribunals Act, 1985 and transfer this matter to Aurangabad Bench. Ld. Advocate for the applicant may carry the matter to Aurangabad Bench personally. Ld. Advocate for both the sides are present. Thus it is not necessary to give notice to the other side.

5. This matter may be placed before Shri Justice P.R. Bora, Hon'ble Vice-Chairman, Aurangabad Bench on 13.2.2024 and he will assign the matter to DB which is to be constituted of Hon'ble Member (J) and Smt. Medha Gadgil, Hon'ble Member (A) who will join on videoconferencing.

6. S.O. to 22.2.2024 at 3.00 p.m. at Aurangabad Bench.

*Sd/—*  
(Mridula Bhatkar, J.)  
Chairperson  
9.2.2024

(sgj)