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

### Tribunal's orders

Date: 09.08.2023

### O.A.No.773/2023 to O.A.No.781/2023

S.D. Gunjal & Ors.

....Applicants

Vs
The State of Maharashtra & Ors. ....Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer along with Ms. K.S. Gaikwad and Mr. A.J. Chougule, learned P.O. for

 $the \ Respondents.$ 

- 2. Learned P.O. Ms. Archana has submitted that the Applicants in O.A.No.773/2023 to O.A.No. 781/2023 are similarly situated as Applicants in O.A.No.855/2023 and O.A.No.869/2023. Hence same order dated 04.08.2023 passed in O.A.No.855/2023 and O.A.No.869/2023 be passed in the present group of O.As.
- 3. In view of above, following order is passed:
  - (i) Learned P.O. submits that pursuant to order dated 19.07.2023 of this Tribunal, approval of Hon'ble Minister was taken and thereafter fresh order dated 21.07.2023 was issued. Hence, the said order dated 21.07.2023 is required to be challenged.
  - (ii) Learned Counsel for the applicants submit that no approval of the Hon'ble Home Minister is taken.
  - (iii) Be that as it may, as the order dated 21.7.2023 is not the subject matter of these Original Applications, the same are hereby dismissed.

Sd/-

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(Mridula Bhatkar, J.) Chairperson

prk

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate	)	
	$v\epsilon$	ersus
The S	State of Mal	narashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda of Co Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		Date: 09.08.2023
•		O.A.No.807 of 2023
		V.P. JadhavApplicant
		Vs The State of Maharashtra & OrsRespondents.
		1. Heard Mr. C.T. Chandratre, learned
		Advocate for the Applicant, Mr. A.J. Chougule,
		learned Presenting Officer for the Respondents and
		Mr. B.A. Bandiwadekar, learned Advocate for
		Respondent No.4
		2. Today learned P.O. has filed reply.
		3. Learned Advocate Mr. Bandiwadekar seeks
		time to file reply.
		4. Time granted. Adjourned to 30.08.2023.
		Sd/-
		/ (Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	D	ISTRICT
			Applicant/s
(Advocate	)		
	versus	•	
	The State of Maharas	shtra and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda Appearance, Tribunal's ord directions and Registrar's	ers or	Tribunal's	orders
	09.08	.2023	
		O.A 322, 360, 36	51 and 370/2023
	Dr M.	M Patil & Ors	Applicants
	The S	Vs. tate of Maharashtra &	Ors Respondents
	Respo Sinha	ants, Smt K.S Gaik ndents 1 & 2 and Shr	ikh, learned advocate for the twad, learned P.O for the i Sanjay Sinba and Siddhant & Solomen Partners for
	2. reply.	Last chance is giver	n to the Respondents to file
	per th three	I to the equivalence in the policy of FSSAL We weeks the issue regal equalification as the r	now as stand of FSSAI with respect of qualification is as direct FSSAI to decide within rding equivalence in respect results are to be declared by
	4.	S.O to 30.8.2023.	.1 h
	\$	Sd/-	Sd/-
		aá Gadgil) ber (A)	(Mridula Bhatkar, J.) Chairperson

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			
	O.A. No.670 of 2021 with M.A. No.392/2021			
	A.S. Chandanwale (OA.670/2021)Applicant Dr. S.D. Nanandkar (MA.392/2021)Intervener Vs.			
	The State of Maharashtra & Ors Respondents			
	Heard Ms. Neha Kachi i/b. Talekar & Associates, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.  2. Shri B.A. Bandiwadekar, learned Advocate for Intervener in MA.392/2021 is not present.			
	3. Ld. Advocate for the applicant seeks time.			
	4. S.O. to 6.9.2023 at the request of Ld. Advocate for the applicant.			
	Sd/-			
	(Medha Gadgil) (Mridula Bhatkar, J.)  Member (A) Chairperson  9.8.2023 9.8.2023			

Original Application No.	of 20		DISTRICT
			Applicant/s
(Advocate	)		
	versu	s	
Th	e State of Mahara	shtra and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal'	s orders
	09.08	3.2023	
		<u>O.A</u>	37/2021
		Γ.B Naik Vs. State of Maharashtra	Applicant & Ors Respondents
			andiwadekar, learned advocate Archana B.K, learned P.O fo
	2.	Admit. Place for fi	nal hearing on 30.8.2023.
	,	Sd/-	Sd/-
	(Med	ha Gadgil) aber (A)	(Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	DISTRIC	DISTRICT		
			Applicant/s		
(Advocate	)				
	versus				
T)	he State of Maharashtra	and others			
11	ne State of Manarashira	and owners	D 1 1/		
			Respondent/s		
(Presenting Officer		)			
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	s or	Tribunal's order	rs		
	09.08.202	3			
		O.A 121/2021			
	Dr P.N Kar	nble Vs.	Applicant		
	The State of	of Maharashtra & Ors	Respondents		
	for the app Responder	plicant, Ms Archana B its no 1 & 3 and M	dekar, learned advocate J.K, learned P.O for the Is Neha Kochi learned Is for Respondent no. 2		
	2. Lea way of last		file affidavit in reply by		
	3. S.C	o to 23.8.2023.	Sd/-		
	Sd/-		Su/-		
	(Medha)Ga Member (		Mridula Bhatkar, J.) Chairperson		

Original Application No.	of 20	DISTRI	CT
			Applicant/s
(Advocate	)		
	versus		
Т	he State of Maharashtr	a and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda o Appearance, Tribunal's order directions and Registrar's or	es or	Tribunal's orde	ers
	09.08.202	23	
		O.A 248/2	023
		vs.	•
		of Maharashtra & Ors	
	the applic	ard Shri M.D Lonka cant and Ms Swati M spondents.	r, learned advocate for anchekar, learned C.P.O
	2. Let be filed to		that affidavit in reply will
	3. S.	O to 30.8.2023.	, 9 /
	Sd/-	11	Sd/-
	(Medha G Member		(Mridula Bhatkar, J.) Chairperson
	i		

Original Application No.	of 20	D	ISTRICT
			Applicant/s
(Advocate	)		
	versus		
The	State of Maharas	htra and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda of C Appearance, Tribunal's orders of directions and Registrar's orde	or	Tribunal's	orders
	09.08.	2023	
		O.A 67	1/2023
	The Standard The S	unts and Ms Archarndents.  Learned P.O submit on the Respondents.  Learned counsel is the Respondents.  S.O to 13.9.2023.	lge, learned advocate for the na B.K, learned P.O for the sthat copy of the O.A is not directed to serve copy of the
	(Medh	Sd/- a Gadgil) per (A)	Sd/-  (Mridula Bhatkar, J.)  Chairperson

Original Application No.	of 20	DISTRIC	Т
			Applicant/s
Advocate	)		
	versus		
Th	ne State of Maharashta	ra and others	
			Respondent/s
Presenting Officer		)	
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's order	s
	09.08.20	23	
		O.A 707/20	<u>23</u>
	Dr A.O D	ahad Vs. e of Maharashtra & Ors	Applicant Respondents
	the appli	eard Shri M.D Lonkar icant and Ms Swati Mar espondents.	, learned advocate for achekar, learned C.P.O
	2. A	dmit. Place for final hea	ring on 23.8.2023.
	 Sd	V-	Sd/-
	(Medha ( Member	<b>O</b> ,	Mridula Bhatkar, J.) Chairperson

Original Application No.	f 20	DISTRIC	т
			Applicant/s
(Advocate	)		
	versus		
The State	of Maharashtra aı	nd others	
			Respondent/s
(Presenting Officer		.)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's order	s
	09.08.2023		
		O.A 824/20	23
	1. Heard the applicant Respondents counsel for R  2. M.P.S and as to interview.	Vs. Maharashtra & Ors I Shri C.K Bhangoj ts, Smt K.S Gaikwa I to 3 and Shri tespondents no 4 & 5	i, learned advocate for ad, earned P.O for the Ashok Misal, learned
	(Medha Gad Member (A)	<i>o ,</i>	Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20		DISTRICT	
21.G.II.a. 1.2p p.2				Applicant/s
Advocate	)			
	vers	sus		
$\operatorname{Th}$	e State of Maha	rashtra and others		
				Respondent/s
(Presenting Officer		)		
Office Notes, Office Memoranda of of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribun	al's orders	
	09	.08.2023		
	<u>M.</u>	A 288/2023 in O.A	671/2022	with M.A 409/2022
		M Chavan Vs. e State of Maharasht	.ra & Ors	Applicant Respondents
	1. Su Sw	Heard Shri M F ryavanshi, learned a rati Manchekar, learr	dvocate for t	olding for Ms Sativa the applicant and Ms r the Respondents.
	be lib	plication dated 9.8.2 allowed to withdra	2023, prayir w the Origi Original App	am files copy of the ng that the applicant inal Application with plication. The said marked as Exh.I.
		sposed of as withd	n & Origina Irawn with	al Application stands liberty to file fresh
	Oı	riginal Application.  Sd/-		Sd/-
		ledha Gadgil) Iember (A)	/ (M	ridula Bhatkar, J.) Chairperson

Original Application No.	of 20	District	Applicant/s
(Advocate			
	versus	,	
Th	e State of Maharashtr	a and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's orders	
	09.08.20	23	
		M.A 302/2023 in O.A	489/2023
	M.C Char		Applicant
	The State	Vs. of Maharashtra & Ors	Respondents
	1. He for the ap	eard Shri B.A Bandiwad oplicant and Smt K.S Ga ondents.	ekar, learned advocate ikwad, learned P.O for
	Misc App filing the on 13.8. That wa within of Tribunal of the 10.1.202 the periodes	earned counsel for the ablication is filed seeking Original Application. The 2019, when the impugiss confirmed in appeal one year he was supported to the Hon'ble Seeking of the Hon'ble Seeking and 11.12.2021 to be while computing the potthus submitted that thu	delay of 10 months in he cause of action arose ned order was passed on 10.12.2020. Thus besed to approach the d-19 Pandemic, in view Supreme Court dated ition (C) No. 3 of 2020 31.5.2022 needs to be period of delay. Learned
	3. I- condone disposed	9 0 1	Application stand
		'n	M. M. Sd/-
	S	6d/-	
	(Medhä Membe		Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20		DISTRICT	Applicant/s
		`		
(Advocate		)		
		ersus		
The St	tate of M	harashtra and oth	ers	
				Respondent/s
(Presenting Officer	•••••••	)		
Office Notes, Office Memoranda of Cora Appearance, Tribunal's orders or directions and Registrar's orders	am,	Tri	ibunal's orders	
			O.A 489/202	23
		M.C Changale		Applicant
		Vs. The State of Mahar	ashtra & Ors	Respondents
		1. Heard Shri for the applicant a the Respondents.	B.A Bandiwad nd Smt K.S Ga	lekar, learned advocate nikwad, learned P.O for
		2. The applipunishment of redpost.	icant challer Iuction in time	nges the order of e scale of pay of lower
		3. Issue notic 6.9.2023.	ce before adr	nission returnable on
		Respondent intim authenticated by	ation/notice o Registry, alon vate service is hat the case m	nd directed to serve on f date of hearing duly g with complete paper allowed. Respondents ay be taken up for final n hearing.
		of the Maharashti	ra Administrati the questions	ordered under Rule 11 ive Tribunal (Procedure) such as limitation and
		be served and	acknowledgen with affidavit ne week. App	post, courier notice to nent be obtained and of compliance in the olicant is directed to file ce.
		or service report before returnable	on affidavit : le date, the ll be placed nes under the on the s meous Appli	ected within seven days in not filed three days Original/Miscellaneous on board before the caption 'for Dismissal subsequent date the ications shall stand
		8. S.O to 6.9	0.2023.	. 2. <b>/</b> / Sd/-
	-	Sd/-		

(Medha Gadgil) Member (A)

(Mridula Bhatkar, J.)

Chairperson

Original Application No.	of 20	Dis	STRICT Applicant/s
(Advocate		)	
		versus	
Т	he State of N	Maharashtra and others	
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda o Appearance, Tribunal's order directions and Registrar's or	rs or	Tribunal's o	orders
		09.08.2023	
		C.A 67/2023 in O.A 993/2 O.A 995/2019	2019 with C.A 68/2023 in
		V.D Kalsait S.Y Raypure	Applicants
		Vs. The State of Maharashtra &	Ors Respondents
		1. Heard Smt Punam for the applicants and Smt the Respondents.	Mahajan, learned advocate K.S Gaikwad, learned P.O fo
		2. Learned P.O prays f granted for compliance of th	for time. Two weeks' time in the order of this Tribunal.
		3. S.O to 23.8.2023.	
	ı	Sd/-	Sd/-
		(Medhă Gadğil) Member (A)	/ (Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	DISTRICT
Oliginar 1-pp-10011-1-1		Applicant/s
(Advocate		)
	v	ersus
The S	State of Ma	harashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda of Cor Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		Date: 09.08.2023
		O.A.No.406/2023
		S.M. PatilApplicant
		The State of Maharashtra & OrsRespondents.
		1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. D.B. Khaire, learned Advocate for the Respondent No.2.
		2. Today I have come across two letters dated 05.12.2022 and 05.01.2023. Copies of these letters are furnished to the learned Advocate to inquire with the Applicant whether reply to those letters were given by him and explain as to what action was taken by him to be explained by learned Advocate Mr. Bandiwadekar.
		3. Learned P.O. is directed to come with the record of minutes of meeting of the Hon'ble Chief Minister in respect of Mankoli Road.
		4. Adjourned to 10.08.2023.  Sd/-

(Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate	)	
	versu	8
The S	State of Mahara	shtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda of Co Appearance, Tribunal's orders or directions and Registrar's orders	Ì	Tribunal's orders
·		Date: 09.08.2023
		O.A.No.733 of 2023
	,	V.J. ManeApplicant
	,	Vs The State of Maharashtra & OrsRespondents.
		1. Heard Ms. Punam Mahajan, learned
		Advocate for the Applicant and Ms. K.S. Gaikwad,
		earned Presenting Officer for the Respondents.
		2. Reply is filed.
		3. Admit. Place for Final hearing.
		4. Adjourned to 29.08.2023. Interim relief, if
		any, to be continued till next date.
		Sd/-
		/ (Mridula Bhatkar, J.) Chairperson
		prk

Original Application No.	of 20	Distric	ст Applicant/s
Advocate	)		
	versı	vs	
	The State of Mahar	ashtra and others	
			Respondent/s
(Presenting Officer		) <sub>.</sub>	
Office Notes, Office Memorand Appearance, Tribunal's of directions and Registrar's	rders or	Tribunal's orde	ers
	D	ate: 09.08.2023	
		O.A.No.708 o	of 2023
		.S. Naik Vs	Applicant
	TI	ne State of Maharashtra & O	orsRespondents.
	1.	Heard Ms. R.S. Sinhas r the Applicant and Mr. A	sane, learned Advocate
	Pr	esenting Officer for the Resp	ondents.
	2.	Reply is filed.	
	3.	Admit. Place for Final l	hearing.
	4.	Adjourned to 28.08.202	
			Sd/-
	prk	/ (Mridu Cha	ıla Bhatkar, J.) irperson

Original Application No.	of 20	DISTRICT	Applicant/s
(Advocate	)		
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Tì	ne State of Mal	narashtra and others	•
			Respondent/s
(Presenting Officer		)	
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	sor	Tribunal's orders	
			· · ·
		Date: 09.08.2023 O.A.No.632 of	2023
		R.K. Pawar	Applicant
		Vs The State of Maharashtra & O	rsRespondents.
		1. Heard Ms. Purva Pradice holding for Mr. D.B. Khaire, the Applicant, Ms. Archana B Officer for the Respondents a Ahmed, learned Advocate of the Gharte, learned Advocate for the second secon	learned Advocate for .K. learned Presenting and Mr. Ansari Faiyaz holding for Mr. A.A.
		2. Learned Advocate Mr. that he has filed reply.	Ahmed has submitted
		3. Learned P.O. Ms. Arc. reply.	hana seeks time to file
		4. Time granted by wallearned P.O. to file reply.	ay of last chance to
		5. Adjourned to 28.08.20	023. Sd/-
•		/	idula Bhatkar, J.)

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate	)	
	ver	rsus
The S	State of Mah	arashtra and others
		Respondent/s
(Presenting Officer	······	)
Office Notes, Office Memoranda of Con Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		Date: 09.08.2023
		M.A.No.510/2023 (Mumbai) in O.A.No.1037/2022 (Nagpur)
		S.S. KhanApplicant
		The State of Maharashtra & OrsRespondents.
		1. Heard Ms. A. Chaware, learned Advocate for
		the Applicant and Ms. K.S. Gaikwad, learned
		Presenting Officer for the Respondents.
		2. M.A.No.510/2023 is moved by learned
•		Advocate seeking transfer of O.A.No.1037/2022
	ļ	which is pending before the M.A.T. Bench Nagpur to
		M.A.T. Mumbai under Section 25 of the Administrative Tribunals Act, 1985 on the ground
		that no Division Bench is available at M.A.T. bench
		Nagpur since March, 2023.
		3. Learned C.P.O. M.A.T. Bench Nagpur is
		directed to furnish the copy of O.A. to C.P.O.'s office
		at M.A.T., Mumbai and also to M.A.T. Mumbai.
		4. Adjourned to 30.08.2023.
		Sd/-
		11.
		(Mridula Bhatkar, J.)
-	}	Chairperson

### (G.C.P.) J 2959 (A) (50,000—3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate	)	
	ver	rsus
7	The State of Mah	arashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda Appearance, Tribunal's ord directions and Registrar's	ers or	Tribunal's orders
		Date: 09.08.2023
		O.A.No.419 of 2023  S.B. AtkaleApplicant  Vs  The State of Maharashtra & OrsRespondents.
		1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.
		2. Reply is filed.
		3. Admit. Place for Final hearing.
		4. Adjourned to 31.08.2023.
		Sd/-
		/ (Mridula Bhatkar, J.) Chairperson
		prk

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate	)	
	ve	rsus
5	The State of Mah	arashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda Appearance, Tribunal's ord directions and Registrar's	ers or	Tribunal's orders
		Date: 09.08.2023
		O.A.No.506 of 2023
		N.K. MujawarApplicant Vs The State of Maharashtra & OrsRespondents.
		1. Heard Mr. C.T. Chandratre, learned
		Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.
		2. Reply is filed.
		3. Admit. Place for Final hearing.
		4. Adjourned to 31.08.2023.
		Sd/-
		/ (Mridula Bhatkar, J.) Chairperson
		prk

Original Application No.	of 20	DISTRICT
Oliginal Lippinous		Applicant/s
(Advocate	)	
	ve	rsus
T	he State of Mah	narashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda o Appearance, Tribunal's order directions and Registrar's or	s or	Tribunal's orders
		Date: 09.08.2023
		O.A.No.615 of 2023
		D.G. PilankarApplicant
		The State of Maharashtra & OrsRespondents.
		1. Heard Mr. M.D. Lonkar, learned Advocate for
		the Applicant and Ms. K.S. Gaikwad, learned
		Presenting Officer for the Respondents.
		2. Reply is filed.
		3. Admit. Place for Final hearing.
		4. Adjourned to 31.08.2023.
	į	Sd/-
		(Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate	)	
	ve	ersus
The S	State of Mal	harashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memoranda of Con Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		Date: 09.08.2023
•	ļ	O.A.No.423/2023 to O.A.No.426/2023
		A.M. Kamble & OrsApplicants
		Vs The State of Maharashtra & OrsRespondents.
		1. Heard Ms. Punam Mahajan, learned
		Advocate for the Applicants and Mr. A.J. Chougule,
	į	learned Presenting Officer for the Respondents.
		2. Learned Advocate Ms. Mahajan has
		submitted that by order dated 31.07.2023 Applicant
		in O.A.No.425/2023 Mr. K.G. Wamane and
		Applicant in O.A.No.426/2023 Mr. S.D. Biranje are
		transferred to Pune. However, these two applicants are not relieved by the Superintendent of Police,
		Mumbai.
		3. At the request of learned P.O. adjourned to
		10.08.2023. Sd/-
		/ (Mridula Bhatkar, J.)

Chairperson

Original Application No.	of 20	District Applicant/s
Advocate	)	
	ve	rsus
	The State of Mah	narashtra and others
		Respondent/s
(Presenting Officer		)
Office Notes, Office Memorand Appearance, Tribunal's or directions and Registrar's	ders or	Tribunal's orders
		Date: 09.08.2023
		O.A.No.810 of 2023
		R.B. Vishnav & OrsApplicants Vs
		The State of Maharashtra & OrsRespondents.
		1. Heard Mr. V. Golambade, learned Advocate for the Applicants and Ms. Archana B.K. learned Presenting Officer for the Respondents
		<ol> <li>Learned Advocate prays for permission to file</li> <li>M.A. seeking amendment in O.A.</li> </ol>
		3. Permission granted.
		4. Adjourned to 25.08.2023. At the request of learned Advocate O.A.No.810/8023 is to be tagged along with O.A.No.911/2023.
		′ (Mridula Bhatkar, J.)

Chairperson

Original Application No.	of 20	DISTRICT
Oliginal Pression		Applicant/s
(Advocate	)	
	$v\epsilon$	ersus
The	State of Mal	narashtra and others
		Respondent/s
(Presenting Officer	•••••	)
Office Notes, Office Memoranda of Co Appearance, Tribunal's orders or directions and Registrar's order	•	Tribunal's orders
		Date: 09.08.2023
		O.A.No.852 of 2023
		R.A. GalpilleApplicant Vs The State of Maharashtra & OrsRespondents.
		1. Heard Mr. Bhushan A. Bandiwadekar,
		learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents
		2. Adjourned to 10.08.2023 for reporting compliance.
		Sd/-
		/ v (Mridula Bhatkar, J.) Chairperson

Original Application No.	of 20	Dis	TRICT Applicant/s	
Advocate	)			
	$v\epsilon$	ersus		
The	State of Mal	narashtra and others		
			Respondent/s	
Presenting Officer		)		
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's o	Tribunal's orders	
		Date: 09.08.2023		
		O.A.No.897 of 2023		
		Dr. A.R. Phadnis Vs The State of Maharashtra	Applicant & OrsRespondents.	
		Advocate for the Appli learned Presenting Office	nam Mahajan, learned icant, Ms. Archana B.K, or for the Respondents and od Advocate for Respondent	
		2. Learned P.O. seek	s time to file reply.	
		3. Learned Advocate time to file reply on behal	e Mr. Gaikwad also seeks f of Respondent No.2.	
		4. Time granted. Ad	journed to 23.08.2023.	
		,	Sd/-	
		/	Mridula Bhatkar, J.) Chairperson	

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### FARAD CONTINUATION SHEET NO.

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Tribunal's orders

#### O.A. No.759 of 2023

R.N. Kaningdhwaj

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

- Ld. Advocate submits that the applicant who is 2. working as Office Superintendent seeks promotion to the post of Administrative Officer. He is challenging the seniority of respondent no.3 and also the recommendation list dated 27.12.2022 issued by respondent no.1. applicant was appointed on 16.5.1990 on compassionate ground and respondent no.3 was also appointed on the same date. Private respondent no.3 is served. Respondent no.3 was given promotion to the post of Senior Clerk on 12.8.2013 whereas applicant was given promotion to the post of Senior Clerk on 5.7.2014. He had submitted his caste validity certificate on 28.10.2013. He states that he was appointed on compassionate ground and the question of caste validity does not arise. As per the seniority list of 1.1.2013 the applicant was senior to respondent no.3. The applicant is at Sr. No.136 and respondent no.3 is at Sr. No.137. The applicant was promoted to the post of Senior Assistant on 20.12.2019 and respondent no.3 was promoted to the post of Senior Assistant on 26.8.2016.
- 3. Ld. PO submits that matter of deemed date of the applicant is under consideration and the DPC was held on 4.8.2023 and a decision will be taken shortly.

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

Tribunal's orders

- 4. Ld. Advocate for the applicant prays for interim relief and states that one post of Administrative Officer should be kept vacant. However, as the DPC is held, we are unable to grant relief of keeping one post vacant. However, we direct that promotions granted as per DPC will be subject to outcome of this OA and this should be mentioned in the promotion order. However, the decision regarding deemed date should be taken expeditiously within three weeks from today.
- 5. S.O. to 20.9.2023 for filing reply.

Sd/-

Sd/-

(Medha Gadgil) Member (A) 9.8.2023 (Mridula Bhatkar, J.) Chairperson 9.8.2023

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

### Tribunal's orders

### O.A. No.948 of 2023

B.S. Sathe

.. 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 17.8.2023. 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) 9.8.2023 Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders

#### Tribunal's orders

### O.A. No.989 of 2023

V.D. Badami

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri M.D. Lonkar, learned Advocate with 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 22.8.2023. 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) 9.8.2023

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### Tribunal's orders

M.A. No.550/2019 in O.A. No.989 of 2019 with M.A. No.300/2022 in O.A. No.484 of 2022

D.L. Navghane

D.D. Kasab

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Ms. P.H. Hendre, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. Ld. Advocate for the applicants seeks time.
- 3. S.O. to 6.9.2023.

Sd/-

(Medhal Gadgil) Member (A) 9.8.2023

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### Tribunal's orders

### M.A. No.42 of 2023 in O.A. No.84 of 2023

S.E. Gangtire & Ors.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Ms. P.H. Hendre, learned Advocate for the Applicants and Shri A.J. Chougule, learned 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.
- 3. OA adjourned to 6.9.2023.

Sd/-

(Medha/Gadg/l) Member (A) 9.8.2023

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### M.A. No.118 of 2023 in O.A. No.206 of 2023

R.H. Phadtare & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Ms. P.H. Hendre, learned Advocate for the Applicants and Shri A.J. Chougule, learned 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.
- 3. OA adjourned to 6.9.2023.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

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

#### Tribunal's orders

### O.A. No.251 of 2023

A.D. Veer

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Ms. Purva Pradhan holding for Shri D.B. Khaire, 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 6.9.2023. 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 Gadgif) Member (A) 9.8,2023

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### M.A. No.222 of 2023 in O.A. No.251 of 2023

A.D. Veer

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Ms. Purva Pradhan holding for Shri D.B. Khaire, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. This MA is filed for condoning delay of 1 year and 7 months in filing the OA. Ld. Advocate for the applicant submits that applicant was suffering from heart attack and other medical ailments and therefore unable to approach this Tribunal.
- 3. Ld. PO opposes condoning the delay.
- 4. However, for the reasons mentioned in the MA the delay is condoned. MA is allowed.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

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Tribunal's orders

### O.A. No.521 of 2023

R.S. Gaikwad

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. Ld. PO seeks time to file reply.
- 3. S.O. to 30.8.2023 by way of last chance.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

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Tribunal's orders

### O.A. No.935 of 2023

K.B. Khedkar

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. Ld. Advocate for the applicant by way of interim relief prays for staying the suspension order dated 13.7.2023.
- 3. Ld. PO seeks time to file reply and produce the file.
- 4. Ld. Advocate for the applicant submits that she has served the respondents and prays that service of notice on respondents be waived.
- 5. Service of notice on respondents is waived.
- 6. Reply be served on Ld. Advocate for the applicant in advance.
- 7. S.O. to 23.8.2023. Ld. PO to produce the file on the next date. HOB.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

(sgj)

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Tribunal's orders

### O.A. No.953 of 2022

A.A.K. Shaikh

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. Reply is already filed.
- 3. Admit.
- 4. S.O. to 22.8.2023 for final hearing.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

(sgj)

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

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#### Tribunal's orders

### O.A. No.1110 of 2022

V.R. Pingle

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

2. Ld. Advocate for the applicant produced letter dated 17.4.2023 from Under Secretary, Home Department to Additional Commissioner of Police (Administration), Mumbai wherein it is stated as under:

"तसेच, श्रीमती विनता राजेंद्र पिंगळे यांनी त्यांचे पती के. राजेद्र पिंगळे यांनादेखील पोलीस उपनिरीक्षक पदावर आश्वासीत प्रगती योजनेचा लाभ देण्याबाबत मा. महाराष्ट्र प्रशासकीय न्यायधिकरण, मुंबई येथे मूळ अर्ज क्र.१९१०/२०२२ दाखल केला असल्याचे संदर्भ क्र.२ च्या पत्रान्वये आपण कळविले आहे. सदर मूळ अर्जाच्या अनुषंगाने उपरोक्त परिच्छेदात नमूद बाब सरकारी वकील मा. महाराष्ट्र प्रशासकीय न्यायधिकरण, मुंबई यांच्या निदर्शनास आणावी व त्याबाबतचा अनुपालन अहवाल शासनास सादर करावा, हि विनंती."

- 3. Ld. PO to take instructions and apprise this Tribunal whether the case of the applicant can be covered.
- 4. S.O. to 30.8.2023.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

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Date: 09.08.2023

C. A. No.3 of 2023 in O.A.No.950 of 2019 with M.A. No.516 of 2019 with C.A.4/2023 in O.A.1018 of 2019 with M.A.561 of 2019

S. K. Inamke

G. F. Patil

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

- Heard Smt. P. H. Hendre, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
- Learned P.O. submits that proposal is forwarded to A.G. but in one matter, the A.G. has raised certain objections and department is going to comply it. She, therefore, sought two weeks' time for full compliance of the order of Tribunal.
- 3. S.O. to 22.08.2023.

Sd/-

Sd/-

(Debashish Chakrabarty) Member (A)

(A.P. Kurhekar) Member(J)

A./C.A. No.

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### FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram, pearance, Tribunal's orders or Tribunal's orders ections and Registrar's orders. Date: 09.08.2023 O.A.No.999 of 2017 P. S. Mahamuni & Ors. ....Applicants Versus The State of Maharashtra & Ors. ...Respondents. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. Learned C.P. O. requested for short adjournment or. the ground that concerned person from the department is not available today for taking instructions. S.O. to 21.08.2023.

Sd/-

(Debashish Chakrabarty) Member (A)

Sd/-

(A.P. Kurhekar) Member(J)

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	Date: 09.08.2023	
	O.A.No.775 of 2017	
	S. N. RaktateApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	<ol> <li>The Applicant and his Counsel are absent. Smt Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> </ol>	
	2. Today, the matter is for final hearing but Applicant	
	and his Counsel are absent.	
	3. In the interest of justice, the matter is adjourned to	
	give one opportunity to Applicant and his Counsel.	
	4. S.O. to 05.09.2023.	
	Sd/- Sd/-	
	(Debashish Chakrabarty) (A.P. Kurhekar)  Member (A) Member(J)	

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### FARAD CONTINUATION SHEET NO.

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Tribunal's orders

Date: 09.08.2023

O.A.No.877 of 2017

S. P. Singh

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- Heard Shri K. R. Jagdale, learned Counsel along with the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
- 2. Learned P.O. submits that she needs to call concerned person from Maharashtra Sadan, New Delhi for hearing of the matter since she wants to take detail instructions about D.E. She, therefore, sought time.
- 3. Learned Counsel for the Applicant raised grievance of non-payment of leave encashment. He submits that Applicant made application for leave encashment but not paid.
- Learned P.O. is directed to take instructions about grievance of non-payment of leave encashment and to apprise the Tribunal on next date.
- S.O. to 06.09.2023.

Sd/-

Sd/-

(Debashish Chakkabarty) Member (A)

(A.P. Kurhekar) Member(J)

\./C.A. **No**.

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Tribunal's orders

Date: 09.08.2023

O.A.No.479 of 2020

K. P. Salunkhe

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
- 2. Learned P.O. submits that Respondent No.3-Commissioner, Social Welfare has passed the order and sought one day time to file it on record along with short affidavit.
- 3. The matter be kept on 11.08.2023 for hearing.
- 4. Learned P.O. is also directed to file short Affidavit explaining in what manner amount of Rs.8,14,367/- as shown in page no.60A is deducted from the Applicant.
- 5. S.O. to 11.08.2023.

Sd/-

(A.P. Kurhekar) Member(J)

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	Date: 09.08.2023		
	O.A. No.400 of 2017		
	V.B. Ghogare & Ors., Versus	Applicant	

- 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Smt Archana B.K., learned Presenting Officer for the Respondents and Shri A.V. Bandiwadekar, learned Advocate for the Respondent Nos.5 to 18.
- 2. Today Shri A.V. Bandiwadekar, learned Advocate for the Respondents Nos.5 to 18 has filed Affidavit-in-Reply on behalf of Respondent Nos.17 & 18. It is taken on record.
- 3. Since pleading is complete, Admitted for Final Hearing with liberty to file Rejoinder, if any.
- 4. S.O. to 06.09.2023.

Sd/-

.1/^ Sd/-

(Debashish Chakrabarty) Member (A)

(A.P. Kurhekar) Member (J)

NMN

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	Date: 09.08.2023	
	C.A. No.45 of 2022 in O.A. No.65 of 2020	
	S.P. Kapdne	Applicant
	Versus The State of Maharashtra &	OrsRespondents.
	Applicant and his Advocate both are absent.	
	<ol> <li>Shri A.J. Chougule, learned Presenting Officer f the Respondents is present.</li> </ol>	
	3. Learned P.O. submits that in Writ Petition file against the order passed by the Tribunal, Hon'ble Hig Court granted add interim stay till next date and matter is fixed on 12.09.2023.	
	4. In view of above, hearing of Contemporate proceeding is adjourned to 14.09.2023.	
	Sd/-	Sd/-
	(Debashish Chakrabarty)	(A.P. Kurhekar)  Member (I)

NMN

Member (A)

Member (J)

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Tribunal's orders

Date: 09.08.2023

C. A. No.69 of 2022 in O.A.No.339 of 2020

M. V Mohite & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt Kranti Gaikwad, learned Presenting Officer for the Respondents.
- 2. Today, learned P.O. has filed Affidavit of Shri Rajagopal Devara, Additional Chief Secretary about time schedule for completion of process in terms of order passed by the Tribunal on 08.08.2023.
- 3. We have gone through the Affidavit and found that Respondent is taking long time to complete the process. It needs to be shortened.
- 4. Learned Counsel for the Applicant sought time to take instructions from the Applicant on Affidavit in Reply filed by contemnor today.
- 5. S.O. to 22.08.2023.

Sd/-

∖∖ Sd/-

(Debashish Chakrabart y)
Member (A)

(A.P. Kurhekar)
Member(J)

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Tribunal's orders

### O.A. No.536 of 2021

S.B. Sonawane

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

- Not on board. Taken on board at the request of Ld. Advocate for the applicant.
- Ld. Advocate for the applicant submits that the above matter is fixed on 17.10.2023 and he requests for preponement.
- S.O. to 8.9.2023 at the request of Ld. Advocate for the applicant.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

Sd/-

(Mridula Bhatkar, J.) Chairperson 9.8.2023

(sgj)

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Advocate		.)		
	τ	versus		
Th	e State of Ma	harashtra and others		
			•••	. Respondent/s
Presenting Officer	•••••	)		
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's	orders	
		09.08.2023		
		O.A 94	6/2016	
		Shri V.B Salunkhe		. Applicant
		Vs. The State of Maharashtra &	Ors	. Respondents
		1. Heard Smt Punam for the applicant and Ms C.P.O for the Respondents.	Mahajan, Swati M	learned advocate anchekar, learned
	:	2. The applicant prays to call the record and part 18.8.2016 and after examinate pleased to hold and deed be quashed and set aside, that he is entitled for proceed the order of promotion of the content of the promotion of the content and further direct that the order of promotion of the content of the con	proceeding ning its lo are it as il The applomotion to e Respond	gs of order dated egality and validity legal and the same icant further prays the post of Head lent no. 2, to issue
		<ol> <li>Learned counsel for the applicant states that the applicant has been promoted to the post of Head Cler by order dated 17.8.2021. Hence, the original cause action no longer survives. However, the applicant seek deemed date of promotion from 9.11.2015.</li> <li>In view of the above, we direct the applicant make representation regarding grant of deemed date promotion to the post of Head Clerk w.e.f 9.11.2015 the Respondents within a period of two weeks and the Respondents are directed to take decision on the sam within a period of 3 months and communicate the decision to the applicant within two weeks thereafter.</li> </ol>		
		5. Original Application of.	accordin	gly stands disposed
•			iA	9 (
	1	Sd/-	1,000	Sd/
		(Medha Gadgil) Member (A)	(Mri	dula Bhatkar, J.) Chairperson

Original Application No.	of 20		DISTRICT	Applicant/s
				Application
(Advocate	)			
	vei	rsus		
T	he State of Mah	arashtra and others		
				Respondent/s
(Presenting Officer		)		
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	s or		al's orders	
directions and negistral 5 of	000	0.08.2023	987/2023	
		T Jadhav	1 901/2020	Applicant
		Vs.		
	TI	ne State of Maharashti	ra & Ors	Respondents
		Heard Shri B.A r the applicant and P.O for the Responder	Ms Swati	kar, learned advocate Manchekar, learned
		The applicant is ub Divisional Officer, gainst him.	seeking pro pending d	emotion to the post of departmental enquiry
	3.	Issue notice b 9.2023.	efore admi	ssion returnable on
	a b a	espondent intimation uthenticated by Regis ook of O.A. Private	/notice of stry, along service is a he case may	llowed. Respondents be taken up for final
	R	f the Maharashtra Ad	ministrative questions s	rdered under Rule 11 Tribunal (Procedure) uch as limitation and
	p F	e served and ackn roduced along with	owledgemer affidavit o eek. Applic	ost, courier notice to it be obtained and f compliance in the ant is directed to file
	0 1: A C	r service report on a pefore returnable da application shall be	affidavit in ate, the C placed o nder the ca the sul	ted within <b>seven</b> days not filed <b>three</b> days briginal/Miscellaneous no board before the ption <b>'for Dismissal'</b> esequent date the tions shall stand
	}	3. S.O to 6.9.2023	3.	Sd/-
	<b>3</b>	Sd/-	1	Jul
	(	Medha (Gadg/1)	(IM	Iridula Bhatkar, J.)

Member (A)

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Chairperson

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

#### Tribunal's orders

#### 09.08.2023

#### O.A 992/2023

Shri S.D Javir & Ors

... Applicants

Vs.

The State of Maharashtra & Ors

... Respondents

- None present for the applicants Heard Ms Swafi
  Mauchekar, learned C.P.O for the Respondents.
- The applicants are claiming promotion to the post of Education Officer and equivalent posts in the Maharashtra Education Services, Group-A Administrative Branch) and also prays that the impugned seniority list dated 21.7.2023 and consequent impugned communication dated 24.7.2023 vis-à-vis proposal dated 1.8.2023 be quashed and set aside.
- 3. Issue notice before admission returnable on 13.9.2023.
- Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 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.
- 7. 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 tismissed."
- s. S.O to 13.9.2023.

Sd/-

(Medha Gadgil) <sup>[/</sup> Member (A)

Sd/-

(Mridula Bhatkar, J.) Chairperson

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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

## M.A. No.364 of 2023 in O.A. No.619 of 2023

The State of Maharashtra & Ors.

.. Applicants

Vs.

R.D. Pardhi & Ors.

..Respondents

Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Applicants-original Respondents and Smt. Punam Mahajan, learned Advocate for the Respondents-original Applicants.

- Dy. Collector, Pune is directed to remain present in the Court tomorrow.
- S.O. to 10.8.2023. 3.

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

Sd/-

(Mridula Bhatkar, J.) Chairperson 9.8.2023

(sgj)

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

## O.A. No.1196 of 2019

A.D. Dhongade

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- Ld. Advocate for the applicant tenders a Praecipe dated 9.8.2023 along with application of the applicant dated 3.8.2023 requesting for withdrawal of the above OA with liberty to file fresh OA at proper time. Praecipe & application are taken on record and marked Court Exhibit-1 for identification.
- In view of the above, OA is allowed to be withdrawn with aforesaid liberty and disposed off as such.

Sd/-

Sd/-

(Medha Gadgil) Member (A) 9.8.2023

(Mridula Bhatkar, J.) Chairperson 9.8.2023

(sgj)

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

#### Tribunal's orders

#### 09.08.2023

#### O.A 927/2023

M.J Gaikwad

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

- I. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
- The applicant seeks deemed date of appointment in the cadre of Junior Clerk w.e.f 16.8.2006. Learned counsel for the applicant states that the applicant is alive and some facts in the synopsis are wrongly typed. Learned counsel is directed to substitute the Synopsis in the Original Application.
- 1. Issue notice before admission returnable on 5.9.2023.
- Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 8. In case notice is not collected within **seven** days or service report on affidavit 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."

S.O to 6.9.2023.

Sd/-

Sd/-

(Medha Gadgil) Member (A) (Mridula Bhatkar, J.) Chairperson

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\$ 2260(B) (50,000—2-2015)

ISpl.- MAT-F-2 E.

# HE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

A./C.A. No.

of 20

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i Application No.

of 20

## FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram, ppearance, Tribunal's orders or rections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

C. A. No.65 of 2023 in O.A.No.301 of 2023

P. L. Tambe

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
- 2. This Contempt Application is filed on the allegation that Respondents have not implemented the order passed by the Tribunal on 17.03.2023 in O.A.No.301/2023.
- 3. The perusal of order dated 17.03.2023 reveals that Applicant was working as Awal Karkoon at Yeola, Dist. Nashik since 2018 and was due for transfer in 2021 or 2022 but was not transferred though he gave options.
- 4. In O.A., he raised grievance that options given by him were given to some others on political influence. He, therefore, filed O.A.No.301/2023.
- 5. O.A.No.301/2023 was disposed of with liberty to the Applicant to make representation to Collector, Nashik giving his options and options were to be considered in general transfer of May, 2023. The Respondents thereafter transferred the Applicant by order dated 11.05.2023 and posted him as a Circle Officer, Vadangli, Tahsil Office, Sinnar which was not in his options given in application. He, therefore, filed this C.A.

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

#### Tribunal's orders

- 6. The Tribunal in O.A.301/2023 all that directed to make representation and it was for the Respondents to consider it in appropriate manner. It is in pursuance of it, the Respondents passed transfer order dated 11.05.2023. He is aggrieved because of not giving any one of the options given by him in representation. We do not think that this could be contempt of order dated 17.03.2023. Representation made by Applicant is considered and if he is aggrieved by order dated 11.05.2023, he can challenge the same independently in accordance to law.
- 7. In view of above, C.A. is disposed of. No order as to costs.

Sd/-

(Debashish Chakrabartay) Member (A) Sd/-

(A.P. Kurhekar) Member(J)

A./C.A. No.

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## FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram,
 ppearance, Tribunal's orders or
 rections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

O.A.No.1176 of 2022

N. S. Tikhe

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Smt. V. Bait , learned Counsel for the Applicant and Smt. Kranti GAikwad, learned Presenting Officer for the Respondents. Shri A. Deskhmukh, learned Counsel for Resp. Nos.37 to 39, 41 to 49 and 51 is absent. Shri U. V. Bhosale, learned Counsel for Resp. Nos.25 and 32 is present.
- 2. Shir U. V. Bhosale, learned Counsel for Resp. Nos.25 and 32 submits that he is adopting reply filed by the Respondent Nos.1 and 2 and do not wish to file separate affidavit in reply.
- 3. Since pleading is complete, O.A. be kept for final hearing.
- 4. S.O. 24.08.2023.

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Sd/-

Sd/-

(Debashish Chakrabart y)
Member (A)

(A.P. Kurhekar)
Member(J)

A./C.A. No.

of 20

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of 20

## FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram, ppearance, Tribunal's orders or sections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

O.A.No.1268 of 2022

B. D. Kamble & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and S. P. Manchekar, learned Chief Presenting Officer for the Respondents. Shri Shetty with Shri S. S. Dere, learned Counsels for Resp. Nos.3 to 42 are absent.
- 2. On request of learned C.P.O. two weeks' time is granted to file reply as a last chance.
- 3. S.O. to 30.08.2023.

Sd/-

Sd/-

(Debashish Chakrabart y)
Member (A)

(A.P. Kurhekar) Member(J)

: 2260(B) (50,000—2-2015)

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# HE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

A./C.A. No.

of 20

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of 20

## FARAD CONTINUATION SHEET NO.

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#### Tribunal's orders

Date: 09.08.2023

C. A. No. 42 of 2021 in O.A.No.678 of 2020 with O.A.679 of 2020 with O.A.680 of 2020

S. S. Mujawar

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
- 2. The perusal of record reveals that the Tribunal had issued show cause notice to the contemnors by order dated 22.11.2021 but till date no reply is filed and matter was simply adjourned in the meantime because of statement made by learned Counsel for the Applicant before the Hon'ble High Court that he will not proceed with contempt till next date. Thus, it appears that there is no continuation of stay order.
- 3. In view of above, one week time is granted to learned P.O. to file reply to show cause notice and also to clarify about stay to the order passed by the Tribunal by Hon'ble High Court, if any.
- 4. S.O. to 21.08.2023.

Sd/-

Sd/-

(Debashish Chakrabartay)

Member (A)

(A.P. Kurhekar) Member(J)

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

#### Tribunal's orders

Date: 09.08.2023

C. A. No.2 of 2023 in O.A.No.476 of 2022

Dr. A. M. Kadhikhaye

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. Shri D. K. Lokhande, leanred Counsel for Respondent No.3 is present.
- This Contempt Application is filed for disobedience of the order passed by the Tribunal in O.A.476/2022 on 11.10.2022 whereby Respondents were directed to release retiral benefits within two weeks and failing to which Respondents were directed to pay interest at the rate applicable to GPF from the date of default till the date of actual payment.
- 3. Learned Counsel for the Applicant fairly stated that retirement benefits are paid and what remains is interest part. He clarified that retirement benefits itself were paid much belatedly and, therefore, Respondents are liable to pay interest after expiration of two months i.e. 11.12.2022 till the date of payment.
- Learned P.O. and Shri Lokhande, learned Counsel for Respondent No.3 submit that now proposal is in process for calculating interest and sought two weeks' time to take further steps.
- In view of above, two weeks' time is granted for payment of interest.
- S.O. to 23.08.2023.

Sd/-

Sd/-

(Debashish Chakrabart y) Member (A)

(A.P. Kurhekar) Member(J)

2260(B) (50,000—2-2015)

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# HE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

A./C.A. No.

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Notes, Office Memoranda of Coram, ppearance, Tribunal's orders or rections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

C. A. No.62 of 2023 in O.A.No.194 of 2022

S. A. Shinde

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
- 2. Learned Counsel for the Applicant submits that Affidavit in Rejoinder will be filed to the reply filed by contemnor and same will be filed during the course of the date. Statement is accepted. It be taken on record.
- 3. S.O. to 24.08.2023 for hearing.

Sd/-

Sd/-

(Debashish Chakrabart∎y) Member (A)

(A.P. Kurhekar) Member(J)

A./C.A. No.

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## FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram, ppearance, Tribunal's orders or rections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

O.A.No.1230 of 2022 With M.A.No.48 of 2023

B.M. Sonar & Ors. A. V. Charate & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. Shri S. M. Deokar, learned Counsel for intervenor is absent.
- 2. In O.A., Respondent No.1 has already filed reply and pleading is complete.
- 3. M.A.48/2023 is filed by Shri Deokar, learned Counsel for permission to join as intervenor as a Respondent but he is absent.
- 4. Since, pleading in O.A. is complete, It be kept for final hearing.
- 5. Intervention application will be considered at the time of final hearing, if necessary.
- 6. S.O. to 23.08.2023.

Sd/-

Sd/-

(Debashish Chakrabart**y**) Member (A)

(A.P. Kurhekar) Member(J)

A./C.A. No.

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Application No.

of 20

## FARAD CONTINUATION SHEET NO.

Notes, Office Memoranda of Coram, ppearance, Tribunal's orders or rections and Registrar's orders

Tribunal's orders

Date: 09.08.2023

O.A.No.1024 of 2022 with O.A.763 of 2022 with O.A.No.1053 of 2022 with C.A. No.08 of 2021 in O.A.848 of 2018

Y. A. Ahire & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants in O.A.1024/2022 & 1053/2022, Shri M. D. Lonkar, learned Counsel for the Applicants in O.A.No.763/2022, Shri Ansari F. Ahmed holding for Shri A. A. Gharate, learned Counsel for Private Respondent in O.A.No.763/2022 and in C. A. No.08/2021 in O.A.848/2018 and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. Shri Ansari F. Ahmed holding for Shri A. Gharate, learned Counsel for the Respondent Nos.8 to 13 in O.A.763/2022 undertakes to file Vakalatnama as well as Affidavit in Reply during the course of the day. Statement is accepted. It be taken on record.
- 3. On request of learned P.O., two weeks time is granted to file reply in O.A.No.1024/2022 by way of last chance.
- 4. S.O. to 23.08.2023.

Sd/-

Sd/-

(Debashish Chakrabartly)
Member (A)

(A.P. Kurhekar) Member(J)

A./C.A. No.

of 20

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of 20

### FARAD CONTINUATION SHEET NO.

Potes, Office Memoranda of Coram, spearance, Tribunal's orders or rections and Registrar's orders	Tribunal's orders  Date: 09.08.2023		
	O.A.No.309 of 2	2022	
	Dr. V. S. Abnave	Appiicant	
	Versus		
	The State of Maharashtra & Ors.	Respondents.	
	<ol> <li>Heard Smt. Punam Mahajan, learned Cour Applicant and Shri A. J. Chougule holding for S Gaikwad, learned Presenting Officer for the Respo</li> </ol>		
	2. On request of learned P.C	D., two weeks' time i	
	granted to file reply by way of last cha	ance.	

3. S.O. to 23.08.2023.

Sd/-

(Debashish Chakrabartay)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)