

**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 Comam, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 09.10.2023</p> <p align="center">O.A.No.302 of 2023</p> <p>S. D. WaghmareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Vaibhav Ugle, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant points out Affidavit in Reply dated 15.09.2023 of S. C. Imade, Deputy Assistant to DGP (Estt.II) form the office of Director General of Police, M.S. Mumbai. Learned Advocate also shows us ACRs of the year 2018-2019, 2019-2020 & 2020-2021. He submits that he was suspended by order dated 13.10.2017 issued by Assistant Police Commissioner, Navi Mumbai on account of offence registered against him under the provision of Section 7 of Prevention of Corruption Act, 1988. However, the suspension was revoked on 22.04.2019.</p> <p>3. We, therefore, direct learned C.P.O. to explain the mystery why in DPC for the year 2020-2021, 'NA' was written in 2019-2020 ACR.</p> <p>4. S.O. to 17.10.2023.</p> <p align="center"> Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson </p> <p align="left">vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date: 09.10.2023</p> <p style="text-align: center;"><u>O.A. No.1256 of 2023</u></p> <p>R.M. Mujawar ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that one of the 'Interim Relief' being sought is to restrain the 'Superintendent of Police, Sangli' or any other 'Subordinate Authority' from evicting the Applicant from the 'Police Quarter' occupied by him while working in the office of 'SDPO, Vita, District Sangli'.</p> <p>3. Learned Advocate for the Applicant further states that subsequent to his Transfer Order dated 17.05.2023 to MTS, Police Headquarters, Sangli, the Applicant has joined and thereafter has requested the 'Superintendent of Police, Sangli' by letter dated 25.09.2023 to allow him to retain for six months his 'Police Quarter' occupied by him when working in the office of S.D.P.O, Vita, District Sangli. However, request of the Applicant has not been accepted and he has been informed by Police Inspector, Police Station Vita, District Sangli on 21.09.2023 to vacate his 'Police Quarters'.</p> <p>4. Learned Advocate on instructions from the Applicant thereupon states that the Applicant is now willing to abide by the Home Department G.R. dated 18.11.2005; if he were to be allowed to retain his 'Police Quarter' occupied by him when working in the office of 'S.D.P.O, Vita, District Sangli'. Therefore; at this stage, instead of granting 'Interim Relief' as prayed for; it would suffice to inform the 'Superintendent of Police, Sangli' that if the Applicant was to make fresh representation in this regard within One Week; then appropriate decision be taken within One Week thereafter as per Home Department G.R. dated 18.11.2005.</p> |

Office Notes, Office Memoranda of Coram,
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5. No 'Interim Relief' can be granted at this stage. 'Interim Relief' is rejected.
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 25.10.2023.
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 25.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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Original Application No.

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FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>Date: 09.10.2023</p> <p>O.A. No.1062 of 2023</p> <p>S.B. KoliApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant on basis of contents of letter of Applicant dated 18.06.2023 submitted to the office of D.G.P. - Maharashtra State for seeking information under the 'Right to Information Act, 2005' states that earlier in several cases of 'Head Constables' who were initially appointed on the basis of 'Schedule Tribe' (S.T.) Caste Certificates and whose S.T. Caste Certificates were subsequently in validated by 'S.T. Caste Certificate Scrutiny Committee' but such 'Head Constable' were found to be holding validated 'S.B.C. Caste Certificates'; have been eventually promoted by the office of DGP Maharashtra State to the posts of P.S.I. However, it is only in the case of the Applicant who was promoted earlier on the order of D.G.P. - Maharashtra State dated 23.05.2023 that he was not given any 'Office Order' of promotion by the Commissioner of Police, Pune and allowed to join the post of P.S.I. The Commissioner of Police, Pune had instead referred the matter back to D.G.P. - Maharashtra State seeking advice as to whether the Applicant could be promoted to the post of P.S.I. as his 'S.T. Caste Certificate' had been declared invalid on 03.05.2014 by 'Scheduled Tribe Caste Scrutiny Committee, Pune Division, Pune.'</p> |

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|---|---|
| | <p>3. Learned P.O. states that the D.G.P. – Maharashtra State has taken all relevant information into account as received from the Commissioner of Police, Pune and then taken conscious decision to demote the Applicant to the post of 'Head Constable' and issued order on 05.10.2023.</p> <p>4. Leaned Advocate for the Applicant then submitted that as the Applicant now holds a valid 'S.B.C. Caste Certificate' since 26.08.2014 it may not have been considered by the 'D.G.P. – Maharashtra State' before arriving at the conscious decision to demote the Applicant to post of Head Constable. Further, as the office of D.G.P.- Maharashtra State has promoted several other Head Constables to the post of P.S.I. in the past based on their valid certificate of 'S.B.C. Caste Certificate'; therefore D.G.P. - Maharashtra State be informed to examine the claim made by Applicant.</p> <p>5. The D.G.P. - Maharashtra State may therefore forthwith verify the claim made by the Applicant in respect of other 'Head Constables' promoted to the post of P.S.I. based on valid 'S.B.C. Caste Certificate' and it is found to be factual then review decision taken on 05.10.2023 and decide about Applicant's promotion to post of P.S.I. on the basis of his valid 'S.B.C. Caste Certificate'. The office of D.G.P. - Maharashtra State to take appropriate decision in this regard within Two Weeks.</p> <p>6. The Subject of the O.A.No.1062/2023 being identical to O.A. No.1061/2023, it may be kept along with O.A. No.1061/2023 on 11.10.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">NMN</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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| | <p align="center"><u>O.A. No.1108 of 2023</u></p> <p>J.V. Shete ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply of respondent.</p> <p>3. S.O. to 26.10.2023 for filing rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.758 of 2023</u></p> <p>S.K. Sutar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 1.11.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p style="text-align: center;"><u>O.A. No.722 of 2023</u></p> <p>P.T. More ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kiran Upasani, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply of respondent no.3. 3. S.O. to 26.10.2023 for filing rejoinder.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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|---|---|
| | <p style="text-align: center;"><u>O.A. No.560 of 2023</u></p> <p>S.A. Kolap ..Applicant Vs. The State of Maharashtra & 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 files reply of respondent no.2. 3. Admit. 4. S.O. to 8.11.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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| | <p align="center"><u>O.A. No.474 & 475 of 2023</u></p> <p>U.A. Karande ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 17.10.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gavgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.372 of 2023</u></p> <p>S.V. Phadke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents. Applicant and his advocate both are absent.</p> <p>2. Ld. PO files reply of respondents no.2 to 4.</p> <p>3. Admit.</p> <p>3. S.O. to 3.11.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p style="text-align: center;"><u>O.A. No.268 of 2023</u></p> <p>M.A. Chopade & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Ganesh Masuakar holding for Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply.</p> <p>3. S.O. to 17.10.2023 for filing rejoinder.</p> <p style="text-align: right;">Sd/- (Medhā Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p style="text-align: center;"><u>O.A. No.783 of 2023</u></p> <p>S.B. Sasne ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply.</p> <p>3. S.O. to 30.10.2023 for filing rejoinder.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p style="text-align: center;"><u>M.A. No.431 of 2023 in O.A. No.783 of 2023</u></p> <p>S.B. Sasne ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant by this MA seeks condonation of delay of one year in filing the OA after the second order was passed on 4.4.2022.</p> <p>3. Ld. PO opposes the MA for condonation of delay.</p> <p>4. For the reasons mentioned in the MA, the delay is condoned. MA disposed off accordingly.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p style="text-align: center;"><u>M.A. No.415 of 2023 in O.A. No.384 of 2023</u></p> <p>V.D. Pimple ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that applicant has not served the department.</p> <p>3. Applicant to serve the department.</p> <p>4. S.O. to 27.10.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.1272 of 2023</u></p> <p>S.M. Gangurde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 31.10.2023. The respondents are directed to file reply.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

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| | <p style="text-align: center;"><u>O.A. No.1264 of 2023</u></p> <p>R.M. Mujawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 30.10.2023. The respondents are directed to file reply.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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O.A. No.1213 of 2023

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

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

2. Ld. PO to seeks instructions and file short affidavit as to whether there was DE against the applicant prior to retirement or after retirement.

3. S.O. to 16.10.2023. HOB.

Sd/-
(Medha Gadgil)
Member (A)
9.10.2023

(sgj)

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| | <p style="text-align: center;"><u>C.A.89/2023 in O.A.967/2022</u></p> <p>M.G. Sathe ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri B.A. Bandiwadekar, Learned Advocate for the Applicant and Smt. A.B. Kololgi holding for Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. The matter is fixed on 17th October, 2023 by way of last chance.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <table style="width: 100%;"><tr><td style="text-align: center;">(Medha Gadgil) Member-A 09.10.2023</td><td style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 09.10.2023</td></tr></table> <p>(skw).</p> | (Medha Gadgil) Member-A 09.10.2023 | (Mridula Bhatkar, J.) Chairperson 09.10.2023 |
| (Medha Gadgil) Member-A 09.10.2023 | (Mridula Bhatkar, J.) Chairperson 09.10.2023 | | |

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| | <p style="text-align: center;"><u>C.A.56/2023 in O.A.614/2014</u></p> <p>D.E. Hirde ...Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri C.T. Chandratre, Learned Advocate for the Applicant and Smt. A.B. Kololgi holding for Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO is filing Affidavit. It is taken on record.</p> <p>3. S.O. to 30th October, 2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member-A Chairperson 09.10.2023 09.10.2023</p> <p>(skw)</p> |

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| | <p align="center"><u>O.A. No.613 of 2019 with M.A. No.189 of 2022</u></p> <p>S.S. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO to find out when the Computer Certificate was made compulsory for giving promotion to the post of API and whether the applicant has submitted the said certificate to the Department.</p> <p>3. Ld. Advocate for the applicant submits that in the previous DPC of 2017 and thereafter in 2019; 2020 and 2021 this objection was never raised.</p> <p>4. It is to be noted that applicant was holding the certificate of MS-CIT in 2004 and he joined the service in 2011 and the earlier DPC were conducted in 2017, 2019, 2020 and 2021 and whether this objection was raised.</p> <p>5. S.O. to 10.10.2023.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 9.10.2023 9.10.2023</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.452 of 2022

D.A. Jadhav ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. Advocate for the applicant submits that applicant has served added respondent no.5 pursuant to order dated 31.7.2023.

3. Respondent No.1 is hereby directed to issue notice to the added respondent no.5 thereby informing that the above OA No.452/2022 is pending against him and he is required to appear before this Tribunal on 31.10.2023.

4. Ld. Advocate for the applicant submits that in spite of interim order dated 13.6.2022, the respondent no.2 has issued charge sheet. We have perused the order dated 13.6.2022 thereby granting interim relief. However, the said interim order was granted against MPSC that MPSC should not take any decision on the show cause notice.

5. The office of respondent no.2-DGP to take note that in all the final hearing and part heard matters the presence of department is a must. In number of matters it is noticed that nobody represents the office of Director General of Police / Home Department. This is a final and last warning. Hereafter if no representative or concerned officer is present to give instructions to the office of Ld. CPO, orders will be passed without necessary instructions from the office of DGP / Home Department.

6. The I/C Registrar is directed to send copy of this order to Smt. Sujata Saunik, Additional Chief Secretary, Home Department, Mantralaya, Mumbai and Shri Rajnish Seth, Director General of Police, MS, Mumbai to enable them to give them the necessary directions to their subordinate staff.

7. S.O. to 31.10.2023.

Sd/-

(Medha Gadgil)
Member (A)
9.10.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
9.10.2023

**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.1077/2016</u></p> <p>D.C. Girase ...Applicant</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Talekar, Learned Advocate for the Applicant and Smt. A.B. Kololgi, Learned Presenting Officer for the Respondents.</p> <p>2. The Ld. Advocate for the Applicant during the course of the arguments submits that he is not pressing the Prayer No.iii(a) i.e. amended prayer, which is as follows :-</p> <p align="center">iii a. Be pleased to direct Respondent No.2 to promote Applicant forthwith.</p> <p>3. The Ld. Advocate for the Applicant further submits that he has already filed another OA i.e. OA No.998/2021 for promotion of the Applicant to the post of Jailor (Group-I).</p> <p>4. As the Ld. Advocate for the Applicant is not pressing the prayer of promotion in this OA, the other prayers are only pertaining to his placement in the seniority list and it is to be fixed as per the date as 01.01.2012.</p> <p>5. S.O. to 16.10.2023. Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gaikil) (Mridula Bhatkar, J.) Member-A Chairperson 09.10.2023 09.10.2023</p> <p>(skw)</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>C.A.32/2023 in O.A.496/2020</u></p> <p>A.B. Baviskar & Ors. ...Applicants Vs. The State of Maharashtra & Ors. ...Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, Learned Advocate for the Applicants and Smt. A.B. Kololgi, Learned Presenting Officer for the Respondents. 2. The order dated 17.06.2021 is dismissed by this Tribunal is yet to be implemented. The said order of the Tribunal is confirmed by Hon'ble High Court in Writ Petition No.7234/2023 on 20.06.2023 3. The Ld. PO on instructions submits that the Department wants to file Review Petition before Hon'ble High Court and they are awaiting for opinion from Law & Judiciary. 4. It is difficult to wait further. 5. Issue Contempt Notices to Respondent No.1 - Mr. G. Malikarjun, Conservator of Forest & Director of Sanjay Gandhi National Park, Borivali, Respondent No.2 - Mrs. Revati Kulkarni, Deputy Conservator of Forest, Sanjay Gandhi National Park, Borivali and Respondent No.3 - Mr. Venu Gopal Reddy, Secretary, Revenue & Forest Department. 6. S.O. to 30th October, 2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Medha/Gadgil) (Mridula Bhatkar, J.) Member-A Chairperson 09.10.2023 09.10.2023</p> <p>(skw)</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 |
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| | <p align="center"><u>C.A.53/2023 in O.A.472/2021</u></p> <p>P.B. Chaudhari ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri U.V. Bhosle, Learned Advocate for the Applicant and Smt. A.B. Kololgi, Learned Presenting Officer for the Respondents. 2. The Ld. PO is directed to file Affidavit, as Shri Bhosle, Ld. Advocate for the Applicant submits that he has received his last pay Rs.87,400/- approximately. However, Ld. PO submits that he is entitled to get the pension fixed as per the fixation of Rs.84,500/-. 3. The Ld. PO tenders Affidavit explaining the absence of Respondent No.1. It is taken on record. 4. The Director to file Affidavit clarifying all these points in detail. 5. The Contemnors are further directed to give provisional pension till September/October, 2023 on or before 18th October, 2023. 6. S.O. to 20th October, 2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member-A Chairperson 09.10.2023 09.10.2023</p> <p>(skw)</p> |

| 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.452 of 2022</u></p> <p>D.A. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant has served added respondent no.5 pursuant to order dated 31.7.2023.</p> <p>3. Respondent No.1 is hereby directed to issue notice to the added respondent no.5 thereby informing that the above OA No.452/2022 is pending against him and he is required to appear before this Tribunal on 31.10.2023.</p> <p>4. Ld. Advocate for the applicant submits that in spite of interim order dated 13.6.2022, the respondent no.2 has issued charge sheet. We have perused the order dated 13.6.2022 thereby granting interim relief. However, the said interim order was granted against MPSC that MPSC should not take any decision on the show cause notice.</p> <p>5. The office of respondent no.2-DGP to take note that in all the final hearing and part heard matters the presence of department is a must. In number of matters it is noticed that nobody represents the office of Director General of Police / Home Department. This is a final and last warning. Hereafter if no representative or concerned officer is present to give instructions to the office of Ld. CPO, orders will be passed without necessary instructions from the office of DGP / Home Department.</p> <p>6. The I/C Registrar is directed to send copy of this order to Smt. Sujata Saunik, Additional Chief Secretary, Home Department, Mantralaya, Mumbai and Shri Rajnish Seth, Director General of Police, MS, Mumbai to enable them to give them the necessary directions to their subordinate staff.</p> <p>7. S.O. to 31.10.2023.</p> <p style="text-align: right;">Sd/-</p> <p>Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 9.10.2023 9.10.2023</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.

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

Date : 09.10.2023

O.A.No.133 of 2023

D. S. PatilApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri S. R. Deshpande, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O. submits that Affidavit-in-Reply has already filed.
3. Two weeks time is granted to file Affidavit-in-Rejoinder.
4. S.O. to 31.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Date : 09.10.2023 Tribunal's orders O.A.No.823 of 2023 |
|---|--|

P. B. Taware ...Applicant

Versus

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

1. Heard the Applicant in person and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos.to 3 and Shri B. A. Bandiwadekar, learned Advocate for Respondent No.4.
2. Learned C.P.O. submits that M.P.S.C. has yet to file Affidavit-in-Reply.
3. Today, the Applicant in Person has filed Affidavit-in-Rejoinder. It is taken on record.
4. Learned C.P.O. seeks time to file reply on behalf of Respondent No.1.
5. Time granted by way of last chance failing to which matter will be proceeded without Affidavit-in-Reply by M.P.S.C.
5. S.O. to 25.10.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 09.10.2023</p> <p>O.A.No.1029 of 2023</p> <p>S. S. PathanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that in this case Applicant Shir S. S. Pathan though given posting by way of Recruitment in Special Protection Unit (SPU), he is not relieved by Commissioner of Police, Mumbai.</p> <p>3. S.O. to 16.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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.

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Date : 09.10.2023 Tribunal's orders O.A.No.716 of 2023 |
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V. R. AwadeApplicant

Versus

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

1. Heard Shri R. V. Shinde, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. On request of learned C.P.O., two weeks time is granted.

3. S.O. to 20.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

vsm

**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 Ceram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 09.10.2023</p> <p align="center">O.A.No.724 of 2023</p> <p>V. B. MaingdApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri L. S. Dhas, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Original Application is admitted and be kept for final hearing.</p> <p>3. S.O. to 30.10.2023.</p> <p align="right">Sd/-</p> <p>Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 |
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Date : 09.10.2023

O.A.No.395 of 2023

Dr. Y. Shah & Ors.

....Applicants

Versus

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

1. Heard Shri K. Gidh, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O. submits that the M.P.S.C. wants to file Affidavit in Reply and seeks short adjournment to file the same.
3. Interim relief to continue till next date.
4. S.O. to 16.10.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

**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 Cosm, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p>Date : 09.10.2023</p> <p>O.A.No.219 of 2023</p> <p>S. K. KuteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. Devkhule, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned C.P.O. time is granted to verify the position in respect of the Applicant pursuant to the relief prayed by him</p> <p>3. S.O. to 16.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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 |
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| | <p>Date : 09.10.2023</p> <p>O.A.No.1180 of 2023 With O.A.1133 of 2023 With O.A.No.1134 of 2023</p> <p>R. A. Table K. M. Karande B. A. IngaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1: Heard Shri A.V. Sakolkar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. informs as per instructions that experts will be visiting to the office of M.P.S.C. today. Hence, seeks one week time.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 16.10.2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 09.10.2023</p> <p align="center">O.A.No.1241 of 2023</p> <p>Kiran KumarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant submits that the Applicant has deleted earlier prayer Clause 10(a) and 11 of the O.A. and has substituted other prayer clause of 10(a) and 11 at page 10A and 12A respectively. Amendments are carried out as per order dated 29.09.2023. 3. We are, therefore, directed the Respondents as to when they are going to complete the D.E. 4. Learned P.O. seeks time to file short Affidavit-in-Reply. The copy of reply is to be served before two days to Applicant. 5. S.O. to 17.10.2023. <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

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

Date : 09.10.2023

O.A.No.322 of 2023

With

O.A.No.360 of 2023

With

O.A.361 of 2023

With

O.A.370 of 2023

Dr. M. M. Patil & ORs.

....Applicants

Versus

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

1. Heard Shri S. S. Gite, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. On request of learned C.P.O. two weeks time is granted to file reply by way of last chance.

3. S.O. to 20.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>Date : 09.10.2023</p> <p>O.A.No.405 of 2023</p> <p>A. R. ChohanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. V. Dunbale, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. submitted that Affidavit in Reply is already filed.</p> <p>3. The matter is admitted with liberty to file Rejoinder.</p> <p>4. S.O. to 20.11.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p> |

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

Date : 09.10.2023

's orders

O.A.No.968 of 2023

S. N. Borse & Ors.

....Applicants

Versus

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

1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned Advocate for the Applicant submits that except Applicant No.3 Shri Pravin Pande all other Applicants are posted in Special Protection Unit (SPU) and only the Applicant No.3 Shri Pande is not posted in Special Protection Unit (SPU).
3. Learned Advocate Shri Dere referred to Para No.2.4 of Affidavit in Reply filed by Senior Deputy Assistant to Director General of Police. Mumbai dated 08.09.2023 which is as under :-

"2.4 It is further submitted that Applicant No.3 i.e. Shri P.P. Pande was promoted as Police Inspector on 14.03.2022 and was allotted Nagpur Division as per (Division Cadre Allotment Rules). The Special Protection Unit (SPI) comes under Kokan Division. Therefore, as he has not completed 3 years in Nagpur Division, it is not possible to post him in SPU, contrary to the Division Cadre Allotment Rules. The office of D.G. has directed to inform this division to the concerned Applicant No.3."

4. In Affidavit in Reply, the Government has stated that Applicant No.3 has given promotion as Police Inspector on 14.03.2022 at Nagpur Division and working in Nagpur Division and he has not completed three years tenure in Nagpur Division. The Special Protection Unit (SPU) comes under Kokan Division.

5. S.O. to 16.10.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

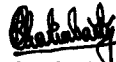

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 09.10.2023</p> <p>M. A. No.629 of 2023 in O.A.No.1258 of 2023</p> <p>N. N. Ambadekar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.</p> <p>5. M. A. No.629 /2023 is allowed. No order as to costs.</p> <p style="text-align: center;"> (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;"> (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">Sd/-</p> |

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

Tribunal's orders

Date : 06.10.2023

O.A.No.1257 of 2023

S. S. Kadav

....Applicant

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.

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

3. Issue notice before admission returnable on 06.11.2023.

4. 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.

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

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

8. S.O. to 06.11.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

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

Date : 06.10.2023
Tribunal's orders
O.A.No.1246 of 2023

V.M. AlgatApplicant

Versus

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

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 06.11.2023.

4. 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.

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

8. S.O. to 06.11.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 06.10.2023

O.A.No.1252 of 2023.

M. R. Batule

....Applicant

Versus

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

1. Heard Shri P. B. Kamble, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 20.10.2023.

4. 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.

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

8. S.O. to 20.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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

Date : 065.10.2023
Tribunal's orders

O.A.No.1259 of 2023

Dilip Kisan Jadhav

....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.
2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 27.10.2023.
4. 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.
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 Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.
8. S.O. to 27.10.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

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|---|--|
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Date : 06.10.2023 Tribunal's orders O.A.No.1266 of 2023 |
| | <p>R. A. DesaleApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant prays for directions to Respondent No.3 to accept the NCL Certificate of the Applicant from the OBC Category and select the Applicant for the post of Assistant Engineer from OBC NCL Category. Thus, refusal of the Applicant for considering him under OBC category is to be challenged in present O.A.</p> <p>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 20.10.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</p> <p>9. S.O. to 20.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 06.10.2023</p> <p>O.A.No.1261 of 2023</p> <p>V. H. Shipkule & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In present Original Application, all the applicants seek directions against the Respondent No.1 and 2 to consider Applicants' case for being appointed to the post of 'Assistant Public Prosecutor' against unfilled post which are earmarked for handicapped candidates in a particular category.</p> <p>3. Learned Advocate for the Applicants submits that Applicants have applied and participated in the recruitment process of Assistant Public Prosecutor which was initiated by issuing Advertisement No.01/22, dated 07.01.2022 by M.P.S.C. All the candidates have cleared the written examination and also appeared for the interview.</p> <p>4. Learned Advocate for the Applicants submits that</p> <p>(i) All the Applicants have applied under category of 'Locomotor Disability'.</p> <p>(ii) Exhibit 'C' discloses requisite educational qualification and experience for the post of 'Assistant Prosecutor' under various categories.</p> |

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p>(iii) In the said Advertisement, total 547 posts were advertised. Out of said 547 posts, 22 posts were reserved for candidates with disabilities mentioned in the said Advertisement.</p> <p>(iv) The Applicants have applied under the category of 'Locomotor Disability'.</p> <p>5. Learned Advocate for the Applicants submits that on 10.08.2023, the Respondent No.2 has declared final result. Thereafter, on 11.08.2023, the Respondent No.2 published the list of candidates who were held to be eligible for being recommended. In which, Applicants did not figure their names in the said list. On the same day, Respondent No.2 issued a corrigendum wherein it has been mentioned that total 11 candidates from Deaf/Hard Hearing, Autism/Intellectual disability categories were not available and therefore recommendations for the said posts could not have made. Thus, it is clear that 11 posts of 'Assistant Public Prosecutor' meant for handicapped candidates remained unfilled.</p> <p>6. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>7. Issue notice before admission returnable on 27.10.2023.</p> <p>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.</p> <p>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.</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 |
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| | <p>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.</p> <p>11. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</p> <p>12. S.O. to 27.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders. | Tribunal's orders |
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| | <p>Date : 09.10.2023</p> <p align="center">O.A.No.1258 of 2023</p> <p>N. N. Ambadekar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant seeks direction against the Respondents to hold and declare that the impugned advertisement dated 13.09.2023 issued by the Respondent No.3 as unconstitutional, illegal and bad in law and the Respondent No.3 be restrained from taking any further action in pursuance of said advertisement dated 13.09.2023. The main prayer of the Applicant is that G.R. dated 14.12.1971 issued by Respondent No.1 has become obsolete and there fire directions be given to the Respondents to revise and promulgate the Recruitment Rules.</p> <p>3. Learned C.P.O. submits that the last date of submitting online applications was on 03.10.2023. Hence, the date is over.</p> <p>4. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> |

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

Tribunal's orders

5. Issue notice before admission returnable on 19.10.2023.

6. 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.

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

8. 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.

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

10. S.O. to 19.10.2023 under 'Urgent Admission' caption.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

vvvvvvvvvv

(Mridula Bhatkar, J.)
Chairperson

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Date : 06.10.2023 Tribunal's orders O.A.No.1268 of 2023 |
| | <p>D. A. Ghumre & Ors.Applicants Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms T. D. Goswami, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to the order dated 05.10.2023 passed by this Tribunal, Shri Mandar Kulkarni, Tahsildar, Chandwad, District Nashik has filed short Affidavit in Reply on 06.10.2023 in respect of Exhibit 'F' (Page 38) i.e. declaring reservation of Police Patil as per Population Data certified by Gram Panchayat Members based on 'Census 2011' and Local Enquiry. The relevant paras and portion of the said short Affidavit in Reply is as under :-</p> <p align="center">"I say and submit that the document annexed by the Applicant at page 38 as Exhibit 'F' was prepared on the basis of information gathered by local staff, such as, Village Talathi, Village Gram Sevak and other local citizen of the said village. It was assumed by me that the information given by them was proper and cored and based on the census date. However, the Committee did not take into consideration the census date. I tender my unconditional apology for accepting the report given by the Local Committee without verifying it with the census data and same may be taken on record.</p> <p align="center">I further say that the village population information at Exhibit 'E', page 36 is correct and as per census report."</p> <p>3. As per the order dated 25.06.2007 passed by the Hon'ble High Court in W.P. No.4175/2007 and W.P. No.4202/2007, the Home Department G.R. dated 16.10.2008 was issued giving guidelines for providing reservation to different categories for the post of Police Patil which is to be based on 'Census Data' and 'Percentage of Population' of a particular 'Backward Class'.</p> |

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

Tribunal's orders

4. In Advertisement No.01/2023, dated 25.09.2023 at Sr. No.7, the Vacant Post of 'Police Patil' of village Nimbale, Tehsil Chandwad, District Nashik is shown reserved for Scheduled Caste (SC). This reservation is provided considering the 'Population Data' certified by Gram Panchayat Members and also Shri Mandar Kulkarni, Tahsildar, Chandwad, District Nashik on 25.09.2023 i.e. Exhibit 'F' (Page 38). However, the 'Certificate (दाखला) of 'Census of 2011' issued by Shri Mandar Kulkarni, Tahsildar, Chandwad, District Nashik on 27.09.2023 Exhibit 'E' (Page 36) should have been considered while providing the reservation for Scheduled Caste (SC) for the Vacant Post of 'Police Patil' of village Nimbale, Tehsil Chandwad, District Nashik as per the Affidavit in Reply dated 06.10.2023 and guidelines in Home Department G.R. dated 16.10.2008.

5. Hence, we are of the view that reservation provided for Scheduled Caste (SC) in respect of Village Nimbale, Tehsil Chandwad, District Nashik for the Vacant Post of 'Police Patil' is not based on factual data of 'Census 2011' disclosing correct 'Percentage of Population' belonging to Scheduled Caste (SC). In view of above, Advertisement No.01/2023, dated 25.09.2023 issued by the Respondent No.3 is quashed and set aside qua Village Nimbale, Tehsil Chandwad, District Nashik.

6. We also came across an interesting fact while comparing contents of Exhibit 'F' (Page 38) which is prepared on 25.09.2023, on the basis of Population from 'Census 2011' and based on 'Local Enquiry' and Exhibit 'E' (Page 36) which is prepared on 27.09.2023 as per population only from 'Census of 2011'. Total Population of Village Nimbale, Tehsil Chandwad, District Nashik remains identical at 1999, however, population of Scheduled Caste (SC) is shown to have doubled from 144 to 288 while that of Scheduled Tribe (ST) is shown doubled from 253 to 506.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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The Respondents are directed to take note of it as these are serious contraventions of guidelines in Home Department G.R. dated 16.10.2008.

7. Accordingly, Original Application is allowed with no order as to costs.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Date : 06.10.2023 Tribunal's orders |
| | <p align="center">O.A.No.1269 of 2023 With O.A. No.1270 of 2023</p> <p>V. K. Mengal S. K. BhadangeApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri L. S. Deshmukh, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. In present Original Applications, both the Applicants are from Tribal Development Department working as 'Primary Teacher'. They challenged the order dated 08.09.2023 issued by Respondent No.2- Additional Tribal Development Commissioner, Thane thereby terminating both of them without conducting enquiry. 3. Learned Counsel for the Applicants submits that Applicants have worked as 'Shikshan Sevak' for three years. Thereafter, as a 'Primary Teacher' for one year. 4. The Applicant in O.A. No.1269/2023 appointed on 08.08.2019 and the Applicant in O.A.No.1270/2023 appointed on 05.02.2020. Learned Counsel for the Applicants submits that the reasons for termination was given that there was miscalculation and they do not have requisite experience for getting additional marks at working in the same school on daily wages or contract basis. 5. In the meantime, learned C.P.O. is directed to file short Affidavit by the concerned department. |

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

Tribunal's orders

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

7. Issue notice before admission returnable on 27.10.2023.

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

12. S.O. to 27.10.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p style="text-align: center;"><u>O.A. No.452 of 2022</u></p> <p>D.A. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant has served added respondent no.5 pursuant to order dated 31.7.2023.</p> <p>3. Respondent No.1 is hereby directed to issue notice to the added respondent no.5 thereby informing that the above OA No.452/2022 is pending against him and he is required to appear before this Tribunal on 31.10.2023.</p> <p>4. Ld. Advocate for the applicant submits that in spite of interim order dated 13.6.2022, the respondent no.2 has issued charge sheet. We have perused the order dated 13.6.2022 thereby granting interim relief. However, the said interim order was granted against MPSC that MPSC should not take any decision on the show cause notice.</p> <p>5. The office of respondent no.2-DGP to take note that in all the final hearing and part heard matters the presence of department is a must. In number of matters it is noticed that nobody represents the office of Director General of Police / Home Department. This is a final and last warning. Hereafter if no representative or concerned officer is present to give instructions to the office of Ld. CPO, orders will be passed without necessary instructions from the office of DGP / Home Department.</p> <p>6. The I/C Registrar is directed to send copy of this order to Smt. Sujata Saunik, Additional Chief Secretary, Home Department, Mantralaya, Mumbai and Shri Rajnish Seth, Director General of Police, MS, Mumbai to enable them to give them the necessary directions to their subordinate staff.</p> <p>7. S.O. to 31.10.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 9.10.2023</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A) 9.10.2023</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1204 of 2023</p> <p>A.M. MullaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that the Applicant has reconsidered her decision to avail of balance of 'Maternity Leave' of 180 days and is now willing to join on the post of 'A.P.I. in 'A.C.B., Kolhapur Unit'.</p> <p>3. Learned P.O. states that Applicant was given 'Orderly Room' on 04.08.2023 by 'Dy. S.P. (HQ-1) ACB, Maharashtra State' and was informed that it will not be possible to keep the post of 'A.P.I. in 'A.C.B., Kolhapur Unit' vacant for her till the 'Maternity Leave' of 180 days gets over on 02.12.2023. However, they are willing to consider her request of not being able to join at 'A.C.B. Mumbai Unit' and now allow her request to join on the post of A.P.I. at 'A.C.B., Kholapur Unit.'</p> <p>4. Learned P.O. accordingly submits that time be granted for her request to be considered by 'P.E.B.' of the 'Specialized Agency' and cancellation of her 'Trasfer Order' dated 29.08.2023 to 'A.C.B. Mumbai Unit.'</p> <p>5. S.O. to 17.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="left">NMN [P.T.O.]</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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| | <p style="text-align: center;"><u>O.A. No.1169 of 2022</u></p> <p>K.A. Devkate ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.V. Shinde, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that though this Tribunal has passed order on 19.6.2023 that matter to proceed without reply and it fixed today for hearing, she states that she has received the parawise comments today and will be filing affidavit in reply.</p> <p>3. For this inordinate delay, we saddle a cost of Rs.1/- on the Public Health Department, which is to be paid by the Public Health Department.</p> <p>4. S.O. to 17.10.2023.</p> <p style="text-align: center;">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 9.10.2023 9.10.2023</p> <p>(sg)</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 |
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| | <p><u>M.A.624/2023 in M.A.608/2023 in</u> <u>O.A.1210/2023 with M.A.625/2023 in</u> <u>M.A.362/2023 in O.A.829/2023</u></p> <p>Y.A. Nandre & Ors. A.V. Polkey & Ors. ...Applicants Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri G.B. Solanke, Learned Advocate for the Applicants and Ms. S.P. Manchekar, Learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the Applicants submits that there no private Respondents in these O.As and already O.A.No.719/2023 is pending before MAT, Aurangabad Bench where there is same identical issue in respect of applicability of old pension scheme.</p> <p>3. In view of submission as no private party is involved as Respondents, M.As are allowed.</p> <p style="text-align: right;">Sd/- √(Mridula Bhatkar, J.) Chairperson 09.10.2023</p> <p>(skw)</p> |

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|---|---|
| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1129 of 2023</p> <p>T.N. DaundkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for the Respondent No.3. Shri S. Deshpande, learned Advocate for the Respondent No.2 is absent.</p> <p>2. On request of learned P.O. 'Two Weeks' time is granted to file 'Affidavit-in-Reply' on behalf of the Respondent ^{No 1} to the amended copy of O.A.</p> <p>3. Interim Relief to continue till next date.</p> <p>4. S.O. to 26.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> |

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| | <p>Date: 09.10.2023</p> <p>O.A. No.1096 of 2023 with O.A. No.1097 of 2023</p> <p>S.S. KhotApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Dnyanesh Patil, learned Advocate holding for 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 in O.A. No.1096/2023.</p> <p>2. On request of learned P.O. last chance is granted to file Affidavit-in-Reply on behalf of the Respondent.</p> <p>3. Learned Advocate for Respondent No.4 has filed Affidavit-in-Reply on behalf of Respondent No.4. It is taken on record.</p> <p>4. Interim Relief to continue till next date.</p> <p>5. S.O. to 26.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1081 of 2023</p> <p>R.D. GhunkikarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. 'One Week' time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. 'Interim Relief to continue till next date.'</p> <p>4. S.O. to 16.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1030 of 2023</p> <p>K.J. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one final last chance is granted to file 'Affidavit-in-Reply' on behalf of Respondent, and if 'Affidavit-in-Reply' is not filed within next date then the matter will proceed without 'Affidavit-in-Reply' for Final Hearing.</p> <p>3. S.O. to 26.10.2023.</p> <p align="right">Sd/- (<u>Debashish Chakrabarty</u>) Member (A)</p> <p align="center">NMN</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.717 of 2023 with O.A. No.718 of 2023</p> <p>U.L. Gadage & Ors. B.A. Pawar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that no information has been yet furnished by the 'Superintendent of Police, Palghar' with respect to the direction given by the Tribunal on 08.09.2023.</p> <p>3. Learned P.O. submits that she will be filing 'Short Affidavit' regarding direction given by the Tribunal on 08.09.2023 in Para 2.</p> <p>4. S.O. to 16.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.690 of 2023</p> <p>S.D. DoiphodeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents. Shri V.V. Golambade, learned Advocate for the Respondent No.2 is absent.</p> <p>2. Learned Advocate for the Applicant submits Affidavit-in-Rejoinder will be filed during the course of the day. Statement in accepted. It be taken on record.</p> <p>3. 'Interim Relief' to continue till next date.</p> <p>4. O.A. is admitted and kept for Final Hearing.</p> <p>5. S.O. to 19.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> |

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| | <p>Date: 09.10.2023</p> <p>O.A. No.1267 of 2023</p> <p>K.B. BhagatApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The 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 26.10.2023. 4. 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. 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 <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. Learned P.O. to file Affidavit-in-Reply and is also directed to attach the file noting to the Affidavit-in-Reply. 9. S.O. to 26.10.2023. <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.868 of 2023</p> <p>N.N. Chavan,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.P. Kharkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. 'One Week' time is granted to file 'Affidavit-in-Reply' on behalf of Respondent.</p> <p>3. 'Interim Relief' to continue till next date.'</p> <p>4. S.O. to 16.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p> |

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|---|--|
| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1215 of 2023 (SUO MOTO - FOR SPEAKING TO THE MINUTES)</p> <p>A.G. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. During the hearing it is transpired that in Para 3, Fourth Line of Order dated 25.09.2023, it is wrongly stated that, learned P.O. further states that there were certain complaints against him on the basis of which reports were sent by 'Deputy Commissioner, of Police, Bhiwandi to 'Commissioner of Police, Thane'. It should be corrected as learned P.O. further states that there were certain complaints against him on the basis of which reports were sent by 'Police Inspector, Bhiwandi' to 'Deputy Commissioner, of Police, Bhiwandi' who further forwarded it to 'Commissioner of Police, Thane'. 3. In view of above, Order dated 25.09.2023 in O.A. No.1215/2023 be corrected accordingly. 4. On request of learned P.O. 'Two Weeks' time is granted to file Affidavit-in-Reply on behalf of the Respondent by way of last chance. 5. S.O. to 26.10.2023. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="right">[P.T.O.]</p> <p align="center">NMN</p> |

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| | <p>Date: 09.10.2023</p> <p align="center">O.A. No.1145 of 2023</p> <p>V.S. LambhateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents, Shri M.D. Lonkar, learned Advocate for the Respondent No.3 and Shri K.R. Jagdale, learned Advocate for the Respondent No.4.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record. Learned P.O. further seeks 'One Week' time to file 'Affidavit-in-Reply' on behalf of Respondent No.1.</p> <p>3. Learned Advocate for Respondent No.4 seeks Two Weeks time to file 'Affidavit-in-Reply' on behalf of Respondent No.4.</p> <p>4. Time as prayed is granted respectively to learned P.O. and learned Advocate for Respondent No.4 to file Affidavit-in-Reply .</p> <p>5. 'Interim Relief' to continue till 'Next Date'.</p> <p>6. S.O. to 17.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> |