| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal's orders   |  |
|---|---|--|
|   | Date : 10.10.2019   |  |
|   | O.A.No.797 of 2019  |  |
|   | Dr. B. V. JagtapApplicant<br>Versus   |  |
|   | The State of Maharashtra & OrsRespondents.  |  |
|   | 1. Heard Shri A. V. Bandiwadekar, learned Counsel for<br>the Applicant and Ms S. P. Manchekar, learned Chief<br>Presenting Officer for the Respondents.   |  |
|   | 2. The Applicant has challenged the transfer order dated 03.08.2019 whereby he was transferred from the post of Medical Superintendent, Rural Hospital, Mahad, Dist. Raigad to Medical Superintendent, Rural Hospital, Dhebewadi, Dist. Satara. In transfer order, he is shown transferred on his request. However, the Applicant contends that he never made any such request and the transfer order is <i>ex-facie</i> illegal.   |  |
|   | 3. The Tribunal has perused the file tendered by<br>learned P.O. at the time of considering interim relief and it<br>was noticed that the Applicant is shown transferred along<br>with other officials on their representation or request.<br>However, no such request or representation of the Applicant<br>was forthcoming in the file. Besides, there was no approval<br>of Civil Services Board for such mid-term transfer. The<br>Tribunal has specifically mentioned this aspect while granting<br>interim relief and implementation of transfer order was<br>stayed. |  |
|   | 4. Enough chances were granted to the learned C.P.O.<br>for filing reply or to show that Applicant has in fact made any<br>such request for transfer. However, besides enough chances,<br>neither reply is filed nor it is shown that there was any<br>application of the Applicant for request transfer.   |  |
|   | 5. Suffice to say, the Respondents could not justify the transfer order.  |  |
|   | 6. In view of above, it is explicit that impugned<br>transfer order is bad in law and interim relief granted by the<br>Tribunal needs to be confirmed.  |  |
|   | 7. In view of above, interim relief granted by this Tribunal on 19.08.2019 is made absolute.  |  |
|   | 8. Original Application is accordingly disposed of with no order as to costs.   |  |
|   | (A.P. Kurhekar)<br>Member(J)  |  |
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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 Rogistrar's orders

Tribuo d's orders.

#### 10.10.2019

#### C.A 43/2017 in O.A 315/2017

Shri S.N Salunkhe Vs. ... Applicant

The Stare of Maharashtra 🐨 Ors 🚬 📖 Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Issue notice returnable on 07.11.2019.

3 Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

4. Applicants are 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. Respondents are put to notice that the case would 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with atfidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.

7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.

8. Issue notice returnable on 7.11.2019.

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Sd/-

(A.P. Kurhekar) Member (J) (P.N Dixit) Vice-Chairman (A)

| Office Notes, Office Memoranda of Caram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Frikus, s  | ê bortiges  |
|---|--|---|
|   | 10.10.2019   |   |
|   | C.A 33/2019 is   | a O.A 752/2018  |
|   | Dr R.V Solanke<br>Vs.<br>The State of Maharashtra & s                | Applicant<br>Ors Respondents                                  |
|   | 1. Heard Ms Prachi Mea<br>applicant and Ms Swati Maa<br>Respondents. | stry, learned advocate for th<br>chekar, learned C.P.O for th |
|   | 2. Learned CPO files in<br>request four weeks' time for a            | ply <b>expla</b> ining the delay and<br>deciding the appeal.  |
|   | 3. S.O to 26.11.2019.  |   |
|   | Sd/-   | Sd/-  |
|   | (A.P. Kurhekar)<br>Member (J)  | (P.N Dixit)<br>Vice-Chairman (A)                              |
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| Office Notes, Office Momoranda of Corain,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribe & Scilers   |   |  |
|--|---|---|--|
|  | 10.10.2019  |   |  |
|  | M.A 544/2019 in O.A 977/2019  |   |  |
|  | K.G Dhanyjijay & Ors<br>Vs.   | Applicants  |  |
|  | The State of Maharashtra $\approx 0$  | rs Respondents  |  |
|  | 1. Heard Shri J.V Petil<br>applicants and Ms Swap Ma<br>the Respondents.  | , learned advocate for the<br>inchekar, learned C.P.O for |  |
|  | 2. The present Misc Application is filed to sue jointly as the cause of action arose is the same.                     |   |  |
|  | <ol> <li>M.A to sue jointly is allowed subject to payment on<br/>necessary court fees if not already paid.</li> </ol> |   |  |
|  | Sd/-  | Sd/- *  |  |
|  | (A.P. Kurhekar)<br>Member (J)   | (P.N <sup> </sup> Dixit)<br>Vice-Chairman (A)             |  |
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# 10.10.2019 Tribunal's orders 0.A 975/2019 with 0.A 976/2019 with 0.A 977/2019

1. Heard Shri J.V Patil, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2 Issue notice returnable on 20.11.2019.

3 Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

4. Applicants are 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. Respondents are put to notice that the case would 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.

b The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with amdavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.

7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.

8. The appointment of the selected candidates will be subject to the outcome of this Original Application.

9. S.O to 20.11.2019

Sd/-

Sd/-

(A.P. Kurhekar) Member (J) (P.N Dixit) Vice-Chairman (A)

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MA/RA/CA No

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Original Application No. of 20

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders   | Tribus dis orders  |  |
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| 1. Στο το αφοροιογραφικό διαθεί (φόρου) του στο στο του διαθεί φοροιο του αφορότου στο δελάγουμαι του του πορο<br>προγραφικό του του διαθεί του διαθεί του του διαθεί του του διαθεί του διαθεί του του διαθεί διαθεί του του δια<br>πορο του διαθεί του διαθεί του διαθεί του διαθεί του του διαθεί του διαθεί του του διαθεί του διαθε<br>Είστα διαθεί του διαθεί τ | 10.10.2019   | <ul> <li>Constraints (1997) - Constraints (1997</li></ul> |
|   | M.A 555/2019 in O.A 999/2019   |  |
|   | Shri N.V. Thokar   | Applicant  |
|   | Vs.<br>The State of Maharashtra ->>  | Ors Respondents  |
|   | <ol> <li>Heard Shn P.S Bhavake, learned advocate for tapplicants and Ms Neelima Gohad, learned P.O for trapplicants and Ms Neelima Gohad, learned P.O for transport to the sequence of the</li></ol> |  |
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|   | i uic manarashtra Administ   | e is ordered under Rule 11 of<br>trative Tribunal (Procedure)<br>tions such as limitation and<br>en.   |
|   | produced along with affici   | one by hand delivery/ speed<br>edgement be obtained and<br>avit of compliance in the<br>applicants are directed to file<br>otice.  |
|   | <ul> <li>7. In case notice is not collected within 7 day service report on affidavit is not filed 3 days b returnable date, Original Application shall s dismissed without reference and papers be consignerecord.</li> <li>8. Issue notice returnable on 19.11.2019.</li> <li>Sd/-</li> </ul>   |  |
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|   |  | Sd/-   |

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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| Office Notes, Office Memoranda of Corain,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tributal   |   |
|--|--|---|
|  | 10.10.2019   |   |
|  | C.A 17/2017 in   | O.A 586/2016                                  |
|  | Dr S.S Chappalwar<br>Vs  | Applicant                                     |
|  | vs.<br>The State of Maharashtra $\gtrsim 0$  | rs Respondents                                |
|  | <ol> <li>Heard Shri B.A Bondiwadekar, learned advocate<br/>for the applicant and Ms Swati Manchekar, learned C.P.G<br/>for the Respondents.</li> </ol> |   |
|  | 2. S.O to 22.10.2019. No   | further extension.                            |
|  | 0  |   |
|  | Sd/-   | Sd/-  |
|  | (A.P. Kurhekar)<br>Member (J)  | (P.N <sup>i</sup> Dixit)<br>Vice-Chairman (A) |
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| Office Notes, Office-Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | triban og 2  | <ul> <li>CEESSER</li> </ul>                                |
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| a a second a   | 10.10.2019   | an an anna an an anna an an an an an an                    |
|   | O.A 993, 994, 99   | 05 & 996/2019  |
|   | Shri V.D.Kalsait (O.A.993<br>Shri S.A. Varawade (O.A. 994<br>Shri S.Y.Raypure (O.A.995<br>Shri S.P.Tadavalekar (O.A.996<br>Vs  | V 2019]<br>V 2019]   |
|   | The State of Maharashtra & O   | rs Respondents   |
|   | <ol> <li>Heard Smt Punam Ma<br/>the applicants and Ms Kranti<br/>the Respondents.</li> </ol>   | hajan, learned advocate for<br>S. Gaikwad, learned P.O for |
|   | <ol> <li>Issue notice returnative on 19.11.2019.</li> <li>Tribunal may take the case for final di-<br/>this stage and separate notice for final disposal<br/>be issued.</li> <li>Applicants are authorized and directed to<br/>Respondents intimation/notice of date of hear<br/>authenticated by Registry: along with comple-<br/>book of O.A. Respondents are put to notice that<br/>would be taken up for final disposal at the<br/>admission hearing.</li> </ol> |  |
|   |  |  |
|   |  |  |
|   | 5. This infimation/nother<br>the Maharashtra Administra<br>Rules, 1988, and the questio<br>alternate remedy are kept oper  | ons such as limitation and                                 |
|   | 6. The service may be do<br>post/courier and acknowled<br>produced along with affida-<br>Registry within one week. Ap<br>affidavit of compliance and dot   | vit of compliance in the plicants are directed to file     |
|   | 7. In case notice is not collected within a<br>service report on affidavit is not filed 3 da<br>returnable date, Original Application sha<br>dismissed without reference and papers be con-<br>record.   |  |
|   | 8. Issue notice returnable   | on 19.11.2019.   |
|   | Sd/-   | Sd/-   |
|   | (A.P. Kurhekar)<br>Member (J)  | (P.N Dixit)<br>Vice-Chairman (A)                           |
|   |  |  |

(Advocate ......)

versus

#### The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....) Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders Date : 10.10.2019 M.A.No.475 of 2019 in O.A.No.925 of 2017 with M.A.No.476 of 2019 in O.A.No.925 of 2017 ..... Applicant D.K. Gunjal Versus The State of Maharashtra & Ors. ..... Respondents Heard Shri C.T. Chandratre, learned Advocate for the 1. Applicant, Ms. S.P. Manchekar, learned C.P.O. for the Respondents and Shri M.D. Lonkar, learned Advocate for Respondents No.7, 11, 19, 21, 24, 26,42, 45, 52, 53, 31, 15, 54 and 55. Learned Advocate Shri C.T. Chandratre for the 2. Applicant submits that he may be allowed to withdraw the M.A.No.476 of 2019 and substitute the same. Accordingly, learned Advocate for the Applicant is 3. permitted to withdraw toe M.A. and to file fresh M.A. 4. Adjourned to 07.11.2019. Registrar is directed that the matter be tagged along 5. with O.A.No.830 of 2019 on next date. Sd/-Sd/-(A.P. Kurhekar) (P.N. Dixit) Vice-Chairman Member(J) pek

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

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### FARAD CONTINUATION SHEET NO.

| Office Notes. Office Memoranda of Coram.<br>Appearance, Tribanal's orders or<br>directions and Registrar's orders   | <u>10.10.2019</u><br>Tribaud" ~ 5   | i ders   |
|---|---|--|
| 2. A set of the set | <u>C.A 40/2019 in 0.</u>  | A 392/2016   |
|   | D.D Kamble  | Applicant  |
|   | Vs.<br>The State of Maharashtra & Ors   | Respondents  |
|   | 1. Heard Shri B. Deshmul<br>the applicant and Smt Kranti S<br>for the Respondents.  | kh, learned advocate for<br>, Gaikwad, learned C.P.O |
|   | <ol> <li>Issue notice returnable on 07.11.2019.</li> <li>Tribunal may take the case for final disposal this stage and separate notice for final disposal need be issued.</li> </ol>           |  |
|   |   |  |
|   | 4. Applicants are authorize<br>Respondents intimation/notice<br>authenticated by Registry, 4k<br>book of O.A. Respondents are<br>would be taken up for final<br>admission hearing.            | ong with complete paper                              |
|   | 5. This intimation/notice is ordered under Rule 1<br>the Maharashtra Administrative Tribunal (Procedu<br>Rules, 1988, and the questions such as limitation<br>alternate remedy are kept open. |  |
|   | 6. The service may be don<br>post/courier and acknowledg<br>produced along with affiday<br>Registry within one week. App<br>affidavit of compliance and noti                                  | it of compliance in the object of file               |
|   | 7. In case notice is not a service report on affidavit as returnable date, Original dismissed without reference as record.  | Application shall stand                              |
|   | 8. Issue notice returname   | on 7.11.2019.  |
|   | Sd/-  | Sd/-   |
|   | (A.P. Kurhekar)<br>Member (J)   | (P.N Dixit)<br>Vice-Chairman (A)                     |
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Original Application No. of 20

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| Office Notes, Office Memoranda of Corain,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Terikatanak s   | urders   |
|--|---|--|
|  | 10.10.2019  |  |
|  | C.A 42/2017 in C  | A 314/2017   |
|  | Shri J.J. Patil<br>Vs   | Applicant  |
|  | The State of Maharashtra & Ors  | s Respondents  |
|  | 1. Heard Shri K.R Jagdale<br>applicant and Ms Swati Marsche<br>Respondents.   | e, learned advocate for the<br>ekar, learned C.P.O for the |
|  | 2. Issue notice returnable of   | on 7.11.2019.  |
|  | 3. Tribunal may take the this stage and separate notice be issued   | case for final disposal at<br>for final disposal need not  |
|  | 4. Applicants are authorize<br>Respondents intimation/notice<br>authenticated by Registry, all<br>book of O.A. Respondents are<br>would be taken up for final<br>admission hearing. | ong with complete paper put to notice that the case        |
|  | 5. This intimation/notice is<br>the Maharashtra Administrat<br>Rules, 1988, and the question<br>alternate remedy are kept open.   | is such as limitation and                                  |
|  | 6. The service may be done<br>post/courier and acknowledg<br>produced along with affidavi<br>Registry within one week. App<br>affidavit of compliance and not a                     | t of compliance in the -<br>licants are directed to file - |
|  | <ol> <li>In case notice is not conservice report on affidavit is<br/>returnable date. Original a<br/>dismissed without reference an<br/>record.</li> </ol>                          | Application shall stand                                    |
|  | 8. Issue notice returnable o  | n 7.11.2019.   |
|  | Sd/-  | Sd/-   |
|  | (A.P. Kurhekar)<br>Member (J)   | (P.N Dixit)<br>Vice-Chairman (A)                           |
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The State of Maharasinen and others

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| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions, and Registrar's orders | Teoninal's<br>(), 3, No.256 of 2019 wit  | s orders<br><u>h O.A. No.237 of 2019</u>                           |
|--|--|--|
|  | Dr. S.D. Kulkarni<br>Dr. P.D. Snendge<br>V s   | Applicants   |
|  | The State of Maharashur & Or   | s  |
|  | Heard Shri A., Pa<br>Applicants and Ms. S.P.<br>Presenting Officer for the Resp                    | war, learned Advocate for<br>Manchekar, learned Chief<br>oondents. |
|  | 2. At the request of 1.d. CPO adjourned to 6.1 filing reply. No further strension will be granted. |  |
|  | Sd/-   | Sd/-   |
|  | (A.P. Kurhekar)<br>Member (J)<br>10.10.2019  | (P.N. Dixi)<br>Vice-Chairman (A)<br>10/10,2019                     |
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# The State of Maharashtra and others

..... Respondentes

Presenting Officer...... Office Notes. Office Memoranda of Coram, Terbunal's orders Appearance, Tribunal's orders or directions and Registrar's orders M.A. No.489 of 2019 with O.A. No.873 of 2019 ...Applicant . Yadav K.V -Vs.Respondents The State of Maharashtra & Ors. Hoard Shri P.L. Satankar, learned Advocate for applicant and Ms. Newluna Gohad, learned Presenting Officer for the Respondence. Ld. Advocate ceks adjournment for making necessary corrections in this MA. At his request adjourned to 21.11.2019. ŝ. Sd/-Sd/-(PN. Dixit) (A.P. Kurhekar) Vice-Chairman (A) Member (J) 10.10.2019 10.10.2019 (52)

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The State of Mahara-ntra and others.

..... Respondent/s

Presenting Officer. ......

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

Tribunal's orders

Date : 10.10.2019

M.A.No.289 of 2019 in O.A.No.512 of 2019

G.T. Garud ...... Applicant Versus The State of Maharashtra & Ors. ..... Respondents

 Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.

2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents prays for time to file reply in M.A. and O.A. both

Time granted. Adjourned to 05.11.2019.

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Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

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| urginal Application No.   | of 20                          |  | Distration  | Applicant/-  |
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| Presenting Officer.   |                                |  |   |  |
| Office Notes, Office Memoranda of ( 9<br>Appearance, Tribunal's orders or<br>directions and Registrar's order |                                | True<br>1. <u>1. No. 507 of 2</u> 4                        | anal's orders<br>19 with O.A. No                      | 5.846 of 2019  |
|   |                                | lunke & Ors.   |   | Applicants   |
|   |                                | V∝<br>te of Maharashtr∍                                    | & Ors.  | Respondents  |
|   | Applies                        | Heard Shri N.F<br>mts and Ms.<br>ing Officer for the       | S.P. Mancheka   | imed Advocate for<br>ar, learned Chief   |
|   | jointly.<br>reasons<br>granted | the Applicants stated in the MA                            | are similarly s<br>leave to suc joi<br>Applicants pay | seeking leave to soc<br>atuated and for the<br>ntly as prayed for as<br>mg requisite court-<br>if accordingly. |
|   |                                | N.   |   | Sd/-   |
|   | (sg))                          | <b>Sd/-</b><br>(A.P. Karhekar)<br>Member (J)<br>10.10.2019 | (P.N.<br>Vice-Cha<br>10,10                            | bixit)<br>irman (A)  |
|   |                                |  |   |  |
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| office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal - orde  | yrs   |
|---|--|---|
|   | <u> 0.</u> No.  84   | 6 01 2019   |
|   | V.P. Salunke & Ors.<br>Vs  | Applicants  |
|   | The State of Maharashtri & Or  | sRespondents  |
|   | Heard Shri N.F. Desh<br>Applicants and Ms. S.P.<br>Presenting Officer for the Resp   |   |
|   | 2. Issue notice returnable e   | on 20.11.2019.  |
|   | <ol> <li>Tribunal may take the stage and separate notice for issued.</li> </ol>  | case for final disposal at this<br>r final disposal need not be |
|   | 4. Applicant is authorize<br>Respondents intimation notice<br>authenticated by Registry, alo<br>of <b>O</b> .A. Respondents are put<br>be taken up for final dispos-<br>hearing. | ng with complete paper book<br>to notice that the case would    |
|   | 5. This initiation obtice<br>the Maharashtra Administrativ<br>1988, and the questions suc<br>remedy are kept open.   |   |
|   | posticourier and ack-sowled produced along with affidavit  |   |
|   | <ol> <li>In case notice is not co<br/>if service report on affidavit<br/>returnable date. DA shall stan<br/>to Tribunal and papers by cons</li> </ol>                            | id dismissed without reference                                  |
|   | °<br>Sd/-  | Sd/-  |
|   | (A.P. Kurhekar)<br>Member (J)<br>10.10.2019  | (P.N. Dixit)<br>Vice-Chuirman (A)<br>10.10.2019                 |
|   | (581)  |   |
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(Spl. 3634) 2.4.

### IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

SLA RAKLA NO.

of 20

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Orward Application No. of 20

# FARAD CONTINUATION SHEET NO.

| 10.10.2019<br>TribuT<br>C.A 35/2019 in  |   |
|---|---|
| Dr R.V Solanke  | Applicant   |
| Vs.<br>The State of Maharashtra & O   | irs Respondents   |
| <ol> <li>Heard Ms Prachi Mest<br/>applicant and Ms Swati Mone<br/>Respondents</li> </ol>        | try, learned advocate for the<br>chekar, learned C.P.O for the  |
| 2 Learned CPO submits<br>also produced communication<br>decision has been taken as<br>Tribunal. |   |
| 3. In view of the same in C.A therefore stands disposed   | nothing survives in the C.A.<br>Lof.  |
| Sd/-  | Sd/-  |
| (A.P. Kurhekar)<br>Member (J)   | (P.N.Dixit)<br>Vice-Chairman (A)  |
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|   | C.A 35/2019 in<br>Dr R.V Solanke<br>Vs.<br>The State of Maharashtra & G<br>1. Heard Ms Prachi Mes<br>applicant and Ms Swati Mand<br>Respondents<br>2 Learned CPO submits<br>also produced communication<br>decision has been taken as<br>Tribunal.<br>3. Ir view of the same<br>C.A therefore stands disposed<br>SC/-<br>Var<br>(A.P. Kurhekar) |

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| Other Notes, Office Memoranda of Coram,<br>Appearance, TribunaPs orders or<br>directions, and Registrar's orders | I s'iksar  | ts orders  |
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|  | <u>10.10.2019</u>                                      |  |
|  | C.A 34/2019  | n O. <mark>A 835/2018</mark>   |
|  | Dr R.V Sölanke<br>Vs.<br>The State of Maharashtra &    | Applicant<br>Ors Respondents   |
|  |  | stry, learned advocate for the<br>schekar, learned C.P.O for the                           |
|  | also produced communicate                              | ts apology for the delay. She<br>on whereby decision has been<br>given by this Tribunal on |
|  | 3. In view of the same<br>C A therefore stands dispose | nothing survives in the C.A.<br>-d of.   |
|  | Sd/-   | Sd/-   |
|  | (A.P. Kurhekar)<br>Member (J)                          | (P.N <sup> </sup> Dixit)<br>Vice-Chairman (A)  |
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oughed Application No. of 20

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| 10.10.2019<br>C.A. 36/2019 in O.A. 834/2018<br>Dr. R.V. SolankeApplicant<br>Vs.<br>The State of Maharashtra & OrsRespondents<br>1. Heard Ms Prachi Mestry, learned advocate for the<br>applicant and Ms Swari Mouchekar, learned C.P.O for the<br>Respondents<br>2. Learned CPO submers apology for the delay. She<br>also produced communication dated 7.10.2019, whereby<br>decision has been taken e - per directions given by this<br>Tribunal<br>3. In view of the same mothing survives in the C.A.<br>C.A. therefore stands disposed of.<br>Sd/-<br>(A.P. Kurhekar) (P.N.Dixit)<br>Wice-Chairman (A) | the Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Iriban i .  | 913er5                   |
|---|--|---|--------------------------|
| Dr R.V. Solanke Applicant<br>Vs.<br>The State of Maharashtra & Ors Respondents<br>1. Heard Ms Prachi Mestry, learned advocate for the<br>applicant and Ms Swati Manchekar, learned C.P.O for the<br>Respondents<br>2. Learned CPO submits apology for the delay. She<br>also produced communication dated 7.10.2019, whereby<br>decision has been taken corper directions given by this<br>Tribunal.<br>3. In view of the same nothing survives in the C.A<br>C A therefore stands disposed of.<br>Sd/-<br>(A.P. Kurhekar) (P.N Dixit)<br>Vice-Chairman (A)   |  | 10.10.2019  |                          |
| Vs.<br>The State of Maharashtra & Ors Respondents<br>1. Heard Ms Prachi Mestry, learned advocate for the<br>appleant and Ms Swati Mattchekar, learned C.P.O for the<br>Respondents<br>2. Learned CPO submits apology for the delay. She<br>also produced communication dated 7.10.2019, whereby<br>decision has been taken corper directions given by this<br>Tribunal.<br>3. In view of the same nothing survives in the C.A<br>C A therefore stands disposed of.<br>Sd/-<br>(A.P. Kurhekar)<br>Member [J] (P.N Dixit)<br>Vice-Chairman (A)  |  | C.A 36/2019 in (  | D.A 834/2018             |
| <ul> <li>applicant and Ms Swati Manichekar, learned C.P.O for the Respondents</li> <li>2. Learned CPO submits apology for the delay. She also produced communication dated 7.10.2019, whereby decision has been taken <i>e</i> - per directions given by this Tribunal.</li> <li>3. In view of the same nothing survives in the C.A C A therefore stands disposed of.</li> <li>Sd/-</li> <li>(A.P. Kurhekar)</li> <li>(P.N Dixit)</li> <li>Vice-Chairman (A)</li> </ul>   |  | Vs.   |                          |
| also produced communication dated 7.10.2019, whereby<br>decision has been taken c - per directions given by this<br>Tribunal.<br>3. In view of the same nothing survives in the C.A<br>C A therefore stands disposed of.<br>Sd/-<br>(A.P. Kurhekar) (P.N Dixit)<br>Wember (J) Vice-Chairman (A)   |  | applicant and Ms Swati Matter                                       |                          |
| C A therefore stands disposed of.<br>Sd/-<br>(A.P. Kurhekar)<br>Member (J)<br>Sd/-<br>Vice-Chairman (A)   |  | also produced communication<br>decision has been taken <i>c</i> + p | dated 7.10.2019, whereby |
| Sd/-Sd/-(A.P. Kurhekar)(P.N Dixit)Member (J)Vice-Chairman (A)   |  |   |                          |
| (A.P. Kurhekar) (P.N Dizit)<br>Member (J) Vice-Chairman (A)   |  |   | Sd/-                     |
|   |  | Member (J)  | (P.N Dixit)              |
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ongo ad Application No.

#### of 20

### FARAD CONTINUATION SHEET NO.

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

#### 10.10.2019

#### C.A 37/2019 in O.A 322/2017

Dr P.W Khandezod ... Applicant Vs. The State of Maharashtra & Ors ... Respondents

1. Heard Shn B.A Bandiwadekar, learned advocate for the applicant, Smt K.S. Gaikwad, learned P.O. for Respondents no. 1 & 2 and Ms G.G. Gavli, learned advocate for Respondent no. 3.

2. Learned advocate for Respondent no. 3 submits affidavit

3. S.O to 5.11.2019 for intimating progress.

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 $\langle \cdot \rangle$ Sd/-

Sd/-

(A.P. Kurhekar) Member (J)

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(P.N<sup>i</sup> Dixit) Vice-Chairman (A)

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# FARAD CONTINUATION SHEET NO.

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal's or   |                                  |
|---|---|----------------------------------|
|   | 10.10.2019  |                                  |
|   | C.A 38/2019 in O.A  | 634/2017                         |
|   | Shri S.D Sutar<br>Vs.<br>The State of Maharashtra & Ors   | Applicant<br>Respondents         |
|   | <ol> <li>Heard Shri A.G Ambetkar<br/>the applicant and Ms Swatt Manch<br/>the Respondents.</li> </ol> | , learned advocate for           |
|   | 2. S O to 17.1.12019 to intim<br>matter.  | nate the progress of the         |
|   | Sd/-  | Sd/- 🦈                           |
|   | (A.P. Kurhekar)<br>Member (J)   | (P.N'Dixit)<br>Vice-Chairman (A) |
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..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders Date : 10.10.2019 O.A.No.912 of 2019 with M.A.No.527 of 2019 ....Applicant Y. T. Daunde Versus ...Respondents. The State of Maharashtra & Ors. Heard Shri A. V. Bandiwadekar, learned Counsel for 1. the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent No.1 and Shri M. D. Lonkar, learned Counsel for the Respondent No.2. Today, learned Counsel for the Applicant has filed 2. Affidavit-in-Rejoinder. It is taken on record. Learned Counsel for the Applicant has tendered the 3. order passed by the Commissioner dated 04.10.2019 whereby the Applicant has been posted as Assistant Commissioner (Food), Zone-6, Thane for the time being. He further pointed out that the Applicant has already made representation dated 23.09.2019 to confirm his posting at the said place or to transfer him in Zone-5. Learned C.P.O. for the Respondents submits that the 4. Government will take appropriate decision on the representation made by the Applicant after elections. In view of above, the matter is adjourned to 5. 07.11.2019. Hamdast and steno copy is granted. 6. S.O. to 07.11.2019. 7. Sd/-(A.P. Kurhekar) Member(J)

#### versus

#### The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders Date: 10.10.2019. O.A.No.942 of 2019 with O.A.No.943 of 2019 P. S. Pawar ....Applicants A. C. Shinde Versus ...Respondents. The State of Maharashtra & Ors. Heard Shri A. V. Bandiwadekar, learned Counsel 1. for the Applicants, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent Nos.1 & 2 and Shri C. T. Chandratre, learned Counsel for the Respondent No.3 in O.A. No.942/2019. Today, learned P.O. has filed reply on behalf of 2. the Respondent Nos.1 and 2 in both the Original Applications. It is taken on record. On request of learned Counsel for the 3. Respondent No.3, one week's time is granted for filing reply. S.O. to 17.10.2019. 4. Sd/-٩ (A.P. Kurhekar) Member(J) vsm

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders Tribunal's orders Date : 10.10.2019

O.A.No.627 of 2019

P. B. Pawar

....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms  $\tilde{N}$ . G. Gohad, learned Presenting Officer for the Respondents.

2. In the present O.A., the Applicant has challenged the suspension order dated 26.02.2019 whereby the Applicant is kept under suspension in view of registration of crime against him.

3. Learned P.O. for the Respondents on instructions from Shri Sanjeev Dhuri, Under Secretary, Rural Dev. Department submits that the matter was placed before the Review Committee. In meeting dated 21.09.2019, the Review Committee has recommended to revoke the suspension and to reinstate the Applicant in service. She submits that further orders are accepted after elections are over.

 In view of above, the matter is adjourned awaiting further orders.

5. S.O. to 04.11.2019.

Sd/-

(A.P. Kurhekar) Member(J)

vsm

Date: 10.10.2019.

O. A. No.992 of 2019

Dr. P. N. Chaudhari

....Applicant

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. Issue notice before admission returnable on 14.11.2019.

3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

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

7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 14.11.2019.

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

vsm

#### Tribunal's orders

Date : 10.10.2019.

#### R.A. No.19 of 2019 in O.A.No.817 of 2019

The State of Maharashtra & Ors. ....Applicants (Ori. Respondents) Versus

S. R. Karande ...Respondent (Ori. Applicant)

1. Heard Ms S. P. Manchekar, learned Chief Presenting Officer holding for Shri A. J. Chougule, learned Presenting Officer for the Applicants (Ori. Respondents) and Ms Iswarya Subbiah holding for Shri K. Gidh, learned Counsel for the Respondent (Ori, Applicant).

2 Issue notice before admission returnable on 14.11.2019.

3 Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

Applicant is authorized and directed to serve on 4. Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of R.A.. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Review Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 14.11.2019.

9. Since, learned Counsel for the Respondent (Ori. Applicant) is present, service of review is dispensed with. Original Applicant should file reply in R.A. on the next date.

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

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vsm

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

Tribunal's orders

10.10.2019

#### O.A 978/2019

Shri D.B Jadhav & Ors ... Applicants Vs.

The State of Maharashtra & Ors .... Respondents

1. Heard Shri P.S Bhavake, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. Issue notice returnable on 20.11.2019.

3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

4. Applicants are 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. Respondents are put to notice that the case would 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.

7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.

8. Respondents are directed to file a short affidavit clarifying the reason as to why the applicants were held ineligible to appear for the examination.

9. S.O to 20.11.2019.

r h NY Sd/-

(A.P. Kurhekar)

Member (I)

(**P.N Dixit**)

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(G.C.P.) J 2959 (A) (50,000-3-2017)

ISpl.- MAT-F-2 E.

| Original Application No.   | of 20                          | DISTRICT  | )  |
|--|--------------------------------|---|--|
|  |                                |   | Applicant/s                                    |
| (Advocate  | )                              |   |  |
|  | versu                          | 8   |  |
| The Sta  | ate of Mahara                  | shtra and others  |  |
|  |                                |   | Respondent/s                                   |
| (Presenting Officer  |                                | )   |  |
| Office Notes, Office Memoranda of Coran<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders |                                | Tribunal's orders<br>I.A. No.338 of 2019 in O.A. N  |  |
|  | M.M. Dh                        |   | Applicant                                      |
|  |                                | s.<br>e of Maharashtra & Ors.   | Respondents                                    |
|  | the Appl<br>Officer fo<br>2. A | eard Shri B.A. Bandiwadekar<br>icant and Ms. Neelima Goh<br>or the Respondents.<br>It the request of Ld. Advoo<br>d to 4.11.2019. | ad, learned Presenting                         |
|  | aujourne                       |   | <b>-</b>                                       |
|  |                                | Vice-0  | Sd/-<br>N. Dixit)<br>Chairman (A)<br>).10.2019 |
|  | (sgj)                          |   |  |
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(Spl. MAT F 2 E.

| Original Application No.   | of 20                              | DISTRICT   | Applicant/s                                    |
|--|------------------------------------|--|--|
| (Advocate  | )                                  |  |  |
|  | versus                             |  |  |
| The Sta  | te of Maharas                      | shtra and others   |  |
|  |                                    |  | Respondent/s                                   |
|  |                                    | )  |  |
| (Presenting Officer  |                                    | ······   |  |
| Office Notes, Office Memoranda of Coram<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders |                                    | <b>Tribunal's orders</b><br>A. No.239 of 2019 in O.A. N  | 0.436 of 2019                                  |
|  | B.K. Kalel<br>Vs                   |  | Applicant                                      |
|  |                                    | of Maharashtra & Ors.  | Respondents                                    |
|  | for Shri M<br>Ms. Neel<br>Responde | eard Shri M.B. Kadam, learn<br>V.V. Joshi, learned Advocate<br>ima Gohad, learned Presen<br>nts.<br>the request of Ld. Advoc | for the Applicant and<br>nting Officer for the |
|  | adjourned                          | to 4.11.2019.  |  |
|  |                                    | Vice-O   | Sd/-<br>N. Dixit)<br>Chairman (A)<br>.10.2019  |
|  | (sgj)                              |  |  |
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(G.C.P.) J 2959 (A) (50,000-3-2017)

{Spl. MAT-F-2 E.

| Original Application No.  | of 20                        | District  |  |
|---|------------------------------|---|--|
|   |                              |   | Applicant/s  |
| (Advocate   | )                            |   |  |
|   | versus                       |   |  |
| The Stat  | e of Maharashtr              | a and others  |  |
|   |                              |   | Respondent/s                                       |
| (Presenting Officer   |                              | )   | -  |
| · · · · · · · · · · · · · · · · · · ·   |                              |   |  |
| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders |                              | Tribunal's orders<br>O.A. No.367 of 201                         | 9  |
|   | A.S. Chavan<br>Vs.           |   | Applicant  |
|   |                              | Aaharashtra & Ors.  | Respondents  |
|   | Applicant an Officer for the | Shri M.D. Lonkar, lean<br>d Ms. Neelima Gohad<br>e Respondents. | , learned Presenting                               |
|   | 2. At the adjourned to 4     | e request of Ld. Advoc<br>4.11.2019 for filing rejoin           | ate for the applicant der.                         |
|   | 3. S.O. admission.           | to 4.11.2019 for heari  | ng at the stage of                                 |
|   |                              |   | Sd/-   |
|   |                              | Vice-C  | N. <sup>1</sup> Dixit)<br>Chairman (A)<br>.10.2019 |
|   | (sgj)                        |   |  |
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(G.C.P.) J. 2260(B) (50,000--2-2015)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

of 20

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunai's orders  |
|---|--|
|   |  |
| · · ·   | 10.10.2019   |
|   | <u>M.A 545/2019 in O.A 978/2019</u>  |
|   | Shri D.B Jadhav & Ors Applicants<br>Vs.<br>The State of Maharashtra & Ors Respondents                                      |
|   | The State of Maharashtra & Ors Respondents   |
|   | 1. Heard Shri P.S Bhavake, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned P.O for the Respondents. |
|   | 2. The present Misc Application is filed to sue jointly since the cause of action arose is the same.                       |
|   | 3. M.A to sue jointly is allowed subject to payment of necessary court fees if not already paid.                           |
|   |  |
|   | Sd/-   |
|   | (A.P. Kurhekar)(P.N Dixit)Member (J)Vice-Chairman (A)Akn   |
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(G.C.P.) J 2260(B) (50,000--2-2015)

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

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IN

Original Application No.

of 20

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | 'Tribunal's d  | orders   |
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|   | <u>10.10.2019</u>  |  |
|   | <u>M.A 551/2019 in O</u>   | A 991/2019   |
|   | Shri B.N Bastewad & Ors<br>Vs.<br>The State of Maharashtra & Ors                 | Applicants<br>Respondents                              |
|   | 1. Heard Smt Punam Maha<br>the applicants and Ms Swati M<br>for the Respondents. | ajan, learned advocate for<br>Ianchekar, learned C.P.O |
|   | 2. The present Misc Applica since the cause of action arose is                   | tion is filed to sue jointly the same.                 |
|   | 3. M.A to sue jointly is allow necessary court fees if not alread                | ved subject to payment of<br>y paid.                   |
|   | N<br>Sd/-  | Sd/-   |
|   | (A.P. Kurhekar)<br>Member (J)<br>Akn   | (P.N Dixit)<br>Vice-Chairman (A)                       |
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| Apr | Notes, Office Memoranda of Co<br>pearance, Tribunal's orders or<br>octions and Registrar's order | e .    | 10.10.2019 Tril   | bunal's orders  |                      |
|     |  |        | <u>0.</u>   | A 991/2019  |                      |
|     | · · ·  |        | Shri B.N Bastewad & Or  | rs Applicants   |                      |
|     |  | -      | Vs.<br>The State of Maharasht   | ra & Ors 🛛 Respondents  |                      |
|     |  |        |   | am Mahajan, learned advocate<br>Swati Manchekar, learned C.   |                      |
|     |  |        | 2. Issue notice retu  | rnable on 22.10.2019.   |                      |
| · . |  |        |   | ake the case for final disposa<br>notice for final disposal need  |                      |
|     |  |        | Respondents intimation<br>authenticated by Regis<br>book of O.A. Responde | uthorized and directed to serve<br>n/notice of date of hearing of<br>stry, along with complete pa<br>nts are put to notice that the o<br>or final disposal at the stage | duly<br>aper<br>case |
| ч.  |  |        | the Maharashtra Adn   | notice is ordered under Rule 1<br>ninistrative Tribunal (Procedu<br>questions such as limitation a<br>pt open.  | ure)                 |
|     |  | -      | post/courier and ack<br>produced along with                               | be done by hand delivery/ sp<br>nowledgement be obtained a<br>affidavit of compliance in<br>ek. Applicants are directed to<br>and notice.                               | and<br>the           |
|     |  |        | service report on affic<br>returnable date, Ori                           | s not collected within 3 days<br>lavit is not filed 3 days be<br>ginal Application shall sta<br>rence and papers be consigned   | fore<br>and          |
|     |  | 1      | 8. Respondents are para 6.17.   | e directed to file reply referring  | g to                 |
|     | •  |        | 9. S.O to 22.10.201   | 9.  |                      |
|     |  |        | sd/-  | Sd/-  | -                    |
|     | ·  |        | (A.P. Kurhekar)<br>Member (J)   | (P.N Dixit)<br>Vice-Chairman (A   |                      |
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DISTRICT Original Application No. of 20 ..... Applicant/s (Advocate .....) versus The State of Maharashtra and others ..... Respondent/s (Presenting Officer.....) Office Notes, Office Memoranda of Coram, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders Date : 10.10.2019 O.A.No.1019 of 2015 J. V. Patil & Ors. ....Applicants Versus The State of Maharashtra & Ors. ...Respondents. Heard Smt. Punam Mahajan, learned Counsel for the 1. Applicants, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent Nos.1 to 3 and Ms Mansha Khemka with Ms Bhagyashree Upadhyay, learned Counsels for Respondent Nos.5, 6 and 7. Respondents Nos.4 and 8 are served but absent, nobody appears on their behalf. 2. Today, learned P.O. for the Respondent has filed reply on behalf of the Respondent No.3 to the counter Affidavit dated 30.08.2018 filed by the Applicants. It is taken on record. 3. This matter is High Court remanded matter with directions to decide expeditiously. Hence, the matter is adjourned for final hearing with directions that no further time will be given. 4. S.O. to 22.10.2019. 5 Sd/-(A.P. Kurhekar) Member(J) vsm

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| Original Application No.   | of 20   | Dist  | FRICT  |
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|  |   |   | Applicant/s  |
| (Advocate  | )   |   |  |
|  |   |   |  |
|  | vers  | us  |  |
| The  | State of Mahai                                  | ashtra and others   |  |
|  |   |   | Respondent/s   |
| (Presenting Officer  |   | )   |  |
| Office Notes, Office Memoranda of Con<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders |   | Tribunal's or<br>O.A. No.850 of   |  |
|  | B.M. Do   | 0   | Applicant  |
|  |   | √s.<br>e of Maharashtra & Ors.  | Respondents  |
|  | the App   | Heard Smt. Punam Mahaja<br>licant and Ms. Neelima C<br>for the Respondents.   |  |
|  | office of<br>instructi<br>9.10.201<br>raised ir | Foday Shri Kailash Verulka<br>of Public Health Departmons Ld. PO produces<br>9. However, the letter is no<br>the OA viz. nonpayment<br>g allowance. | ent is present. On his<br>a communication dated<br>ot pertaining to the points |
|  |   | The respondents are directed vithin two weeks as claimed  |  |
|  | 4. S  | S.O. to 5.11.2019.  |  |
|  |   |   | Sd/-   |
|  | (sgj)   | Vic   | (P.N. <sup>•</sup> Dixit)<br>ce-Chairman (A)<br>10.10.2019                     |
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| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders  | Tribunal's orders   |
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| directions and negistrar's orders  |   |
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|  | <u>O.A. No.568 of 2019</u>  |
| و بر این ۱۹۹۹ کار دارد.  | Ashok D. Sawant Applicant   |
| <ul> <li>Reference of the second se</li></ul> | The State of Maharashtra & Ors  |
|  | Heard Shri M.D. Lonkar, learned Advocate for th   |
| eerija oo liigaa tooloo ja   | Applicant and Shri S.D. Dole, learned Presenting Officer for the<br>Respondents.  |
|  | 2. The applicant is before this Tribunal with the prayer quash the impugned order dated 22.3.2019 (Exhibit A page 5) issued by respondent no.2 (Commissioner of Police, Mumbai) at considering him for promotion to the rank of Police Hea Constable. The impugned order states that in the year 2010-201 the applicant was having B+ in his ACR. However, he was promoted on 10.6.2016. As he would complete 3 years in the post by June, 2019 he would be considered for promotion to the rank of Head Constable thereafter.  |
|  | 3. During hearing the Ld. Advocate for the applicant of instructions produces communication from respondent no (Home Department) enclosing order by appellate authority date 9.7.2019. The relevant portion of the same reads as under:   |
|  | २) वादी श्री. अशोक द-ताराम सावंत, पोलीस नाईक क्र.१९८९१, तत्का. नं<br>मरीन ड्राईव्ह पोलीस ठाणे मुंबई यांना शिस्तमंज प्राधिकारी यांनी अंतिम आदेश<br>दिलेली "पोलीस नाईक पदाच्या मुळ वेतनावर ३ वर्ष ठेवणे" ही शिक्षा रद करुव<br>त्याऐवजी पोलीस शिपाई पदाच्या मूळ वेतनावर एक वर्ष ठेवण" ही शिक्षा देण्य<br>येत आहे.  |
|  | 4. He also submits revised orders from Addition<br>Commissioner of Police, South Region dated 11.5.2017 where<br>the leave granted to him has been regularized as Earne<br>Leave/Commuted Leave. Considering both these orders tendered<br>during hearing, respondent no.2 is directed to revise h<br>consideration for being promoted as Naik and thereafter as Hea<br>Constable. It appears that the impugned order issued on 22.3.201<br>has not taken into account the communication dated 11.5.2017 the<br>Additional Commissioner of Police as well as the order issued to<br>appellate authority dated 9.7.2019. |
|  | 5. In view of the above, the OA is allowed and impugned<br>order is quashed and set aside. The revised order for h<br>promotion as Police Naik and Police Head Constable should<br>prepared within a period of four weeks from today and<br>communicated to the applicant within two weeks thereafter. Norder as to costs.  |
|  | Sd/   |
|  | (P.N. Dixit) •<br>Vice Chairman (A)   |
|  | Vice-Chairman (A)<br>10.10.2019   |
|  | (sgj)   |

### IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

of 20

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| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal's ord                              | ers                 |
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|   |   |                     |
|   | Date : 10.10.2019.                          |                     |
|   | D.A.No.451 of 2                             | 018                 |
|   | S. B. Bhat                                  | Applicant           |
|   | Versus                                      |                     |
|   | The State of Maharashtra & Di               | sRespondents        |
|   | 1. Heard Shri A. V. Band                    | iwadekar, learneo   |
|   | Counsel for the Applicant                   |                     |
|   | Gaikwad, learned Presenting<br>Respondents. | Officer for the     |
|   | 2. The matter pertains                      | to punishment       |
|   | imposed in D.E. which pertains              |                     |
|   | per office order.                           |                     |
|   | 3. In view of above, Regist                 | tran is directed to |
|   | examine the matter and                      | place it before     |
|   | appropriate bench.                          |                     |
|   | Sd/-  | <del>م</del> ت.     |
|   | (A.P. Kurt                                  | iekar)              |
|   | Membe                                       | •                   |

### (G.C.P.) J 2959(B) (50,000-3-2017)

## IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Original Application No.

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal's orders   |
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|   |   |
|   | Date : 10.10.2019.  |
|   | O.A.No.189 of 2018  |
|   | S. D. PatilApplicant  |
|   | Versus  |
|   | The State of Maharashtra & DrsRespondents.  |
|   | 1. The Applicant and his Counsel are absent.<br>Heard Smt. Kranti Gaikwad, learned Presenting<br>Officer for the Respondents. |
|   | 2. The matter pertains to appointment for Police  |
|   | Patil and today, it is fixed for final hearing. However,  |
|   | the Applicant and his Counsel both are absent.  |
|   | 3. Perusal of record reveals that they are not  |
|   | attending the matter regularly.   |
|   | 4. Thus, the Applicant appears not interested in  |
|   | the matter.   |
|   | 5. In view of above, Original Application is  |
|   | dismissed in default.   |
|   | Sd/-  |
|   | (A.P. Kurhekar)<br>Member(J)  |
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### IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribunal's orders  |
|---|--|
|   |  |
|   | Date : 10.10.2019.   |
|   | O.A.No.981 of 2018   |
|   | S. S. GargoteApplicant   |
|   | Versus -   |
|   | The State of Maharashtra & OrsRespondents.   |
|   | <ol> <li>Heard Shri A. R. Joshi, learned Counsel for<br/>the Applicant and Ms N. G. Gohad, learned<br/>Presenting Officer for the Respondents.</li> <li>Present O.A. is filed for interest on</li> </ol> |
|   | delayed payment which pertains to Bench No.1 in  |
|   | terms of recent office order.<br>3. In view of above, Registrar is directed to   |
|   | examine the matter and place it before appropriate bench.  |
|   | Sd/-   |
| vsm   | (A.P. Kurhekar)<br>Member(J)   |
|   |  |
|   |  |
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders

### O.A. No.962 of 2019

M.N. Korade Vs .. Applicant

Heard Shri M.D. Lonkar, learned Advocate for Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 25.11.2019.

3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

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. Respondents are put to notice that the case would 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

7. In case notice is not collected within seven days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.

Sd/-(P.N. Dixit) Vice-Chairman (A) 10.10.2019

(sgj)