

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.37 of 2033</u></p> <p>M.P. Nagare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.L. Kulkarni, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 3 and Shri B.A. Bandiwadekar, learned Advocate for Respondent No.5.</p> <p>2. Ld. Advocate for the applicant states that rejoinder will be filed during the course of the day.</p> <p>3. S.O. to 27.4.2022. Interim relief to continue.</p> <p align="center">Sd/- Sd/- ^{11/7}</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022</p> <p>(sgj)</p>

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

Tribunal's orders

Date : 11.04.2022

O.A.No.172 of 2016

D.S. KatkeApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.B. Kolpe, Advocate for the Applicant, Mr. A.J. Chougule, learned Presenting Officer for the Respondents No.1 to 4, Mr. Kamat, learned Advocate for Respondent No.5 and Mr. Bhushan A. Bandiwadekar, learned Advocate for Respondent No.7.

2. The Respondent No.4, Deputy Director of Health Services has issued the advertisement dated 22.08.2013 wherein 25 posts of Technicians, HEMR are advertised. The Applicant belonging to SC category applied in Open Category. His name as shown in the merit list at serial No.10 because 10 posts from Open Category were available for selection. He claims that though he was available, Respondent No.7 was selected for horizontal reservation giving benefits of sports category. Though the applicant is not eligible, neither he is having the certificate of sports and nor he claimed the post in sports category. It was informed to the Applicant that on account of recommendations made by Respondent No.5, the Managing Director & C.E.O. Maharashtra Knowledge Corporation Ltd Respondent No.7 was accommodated. It was mentioned in the Additional affidavit-in-reply filed by Respondent No.7 that the Applicant was not holding the necessary qualifications and experience as mentioned in the advertisement.

3. The learned Counsel Mr. Kolpe submits that thereafter the Department issued next advertisement on 22.02.2019 and the Applicant applied for the said examination and was appointed now by order dated 24.06.2021. However, the O.A. is filed pressing directions and orders to quash and set aside appointment order dated 06.12.2014 of Respondent No.7

4. At the request of learned Advocate Mr. M.B. Kolpe adjourned to 13.06.2022 at 12.00 p.m.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson


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	<p>Date: 11.04.2022</p> <p align="center">O.A. No.492 of 2021</p> <p>D.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Sur Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 18.04.2022.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p align="center">M. A. No.221 of 2022 in O.A.No.990 of 2021</p> <p>The Commissioner of Police, Pune Applicant (Ori. Respondent)</p> <p>Versus</p> <p>Shri Chinman V. Potdar ...Respondent (Ori. Applicant)</p> <p>1. Heard Shri A. J. Chougule, learned Presenting Officer for the Applicant (Ori. Respondent) and Shri G.A. Bandiwadekar , learned Counsel for the Respondent (Ori. Applicant).</p> <p>2. This M.A. is filed for permission to file affidavit in reply on record since O.A. is already proceeded without reply by order dated 16.03.2022.</p> <p>3. The matter pertains to appointment on compassionate ground and having found that despite enough chances, the Respondents have not filed reply, the matter was proceeded for hearing at the stage of admission without reply.</p> <p>4. Today, learned P.O. sought permission to file reply.</p> <p>5. In the interest of justice, M.A. is allowed and permission is granted to file affidavit in reply. It be taken on record.</p> <p>6. M.A. is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p align="center">O.A.No.990 of 2021</p> <p>Shri Chinman V. PotdarApplicant</p> <p>Versus</p> <p>The Commissioner of Police, Pune ...Respondent</p> <p>1. Heard Shri G.A. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondent.</p> <p>2. In view of the order passed in M.A.No.221/2022, permission is granted to file affidavit in reply.</p> <p>3. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder, if any.</p> <p>4. S.O. to 05.05.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p align="center"><u>CA No.20/2021 in OA No.55/2018 & OA No.56/2018</u></p> <p>A.T. Mane N.B. Kamble ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the applicants adjourned to 2.5.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</p>

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	<p align="center"><u>O.A. No.318 of 2022</u></p> <p>J.U. Rathod ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 18.4.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</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.193 of 2022</u></p> <p>B.S. Thakur ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.P. Dalvi, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this matter the applicant seeks permanency certificate after he has been compulsorily retired from service for want of validity of caste certificate. He seeks pensionary benefits and other benefits which are due to him. However, since he does not have caste certificate validated by caste scrutiny committee. The applicant belongs to ST category.</p> <p>3. The office objections, 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 20.6.2022. The respondents are directed to file reply.</p> <p>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</p>

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	<p align="center"><u>M.A. No.183 of 2022 in O.A. No.302 of 2022</u></p> <p>J.A. Magar & 19 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center"> Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022 </p> <p>(sgj)</p>

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	<p align="center"><u>M.A. No.184 of 2022 in O.A. No.302 of 2022</u></p> <p>J.A. Magar & 19 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. MA is filed for condoning the delay of 5 months. The cause of action arose on 23.10.2020. Hence the limitation expired on 23.10.2021. The OA is filed on 31.3.2022.</p> <p>3. The reasons given are that the applicants are retired persons and scatted in different places.</p> <p>4. Ld. CPO objects for condoning the delay.</p> <p>5. However, for the above reasons and the reasons mentioned in MA the delay is condoned and MA is allowed.</p> <p align="center"> Sd/- _____ Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022 </p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.302 of 2022</u></p> <p>J.A. Magar & 19 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief 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 21.6.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center"> Sd/- _____ Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022 (sgj) </p>

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	<p>Date : 11.04.2022</p> <p align="center">O.A.No.297 of 2022</p> <p>S.R. JadhavApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. V.B. Dhage, Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate for the Applicant O.A.No.297/2022 is to be separated from the group of matters.</p> <p>3. Adjourned to 28.04.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p style="text-align: center;">O.A.No.293 of 2022 (Caveat No.79/2022)</p> <p>S.A. ParabatraoApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A. Gharte, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 04.05.2022.</p> <p>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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. Adjourned to 04.05.2022..</p> <p style="text-align: center;">Sd/- _____ (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 11.04.2022</p> <p align="center">O.A.No.236 of 2022</p> <p>Dr. Yogesh Fegade & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Kranti L.C. learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Adjourned to 04.05.2022. Interim relief, if any to continue till next date.</p> <p align="center"> Sd/- (Medha Gadgil) Member(A) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson </p> <p>prk</p>

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	<p>Date : 11.04.2022</p> <p align="center">O.A.No.207 of 2022 with O.A.No.909 of 2021 with O.A.No.141 of 2022</p> <p>D.N. Gutte & 25 Ors. (O.A.207/2022) A.M. Chandanshiv (O.A.909/2021) V.S. Tengale (O.A.141/2022)Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant in O.A.207/2022, Mr. U.V. Bhosle, learned Advocate for the Applicant in O.A.No.909/2021 & O.A.No.141/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate and learned C.P.O. submits that today the matter is wrongly shown on board. However, the order dated 07.04.2022 shows today's adjournment. Concerned parties to take note the orders were not uploaded as M.A.T. website is not functioning.</p> <p>3. Adjourned to 02.05.2022. Interim relief to continue till next date.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 11.04.2022</p> <p align="center">O.A.No.681 of 2021</p> <p>S.K. KarjolApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. P.M. Tilak, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate Mr. Tilak submits that so far as prayer-A seeking directions against the Respondent no.2 to the Pay and Accounts Department to issued certificate to the Applicant as far as eligibility in respect of 7th pay commission is concerned.</p> <p>3. The same is issued. Hence, prayer-A no more exists. Respondent No.1 is directed to process the said application within a period of three months from today.</p> <p>4. In view of above, matter is disposed of.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p align="center"><u>O.A. No.77 of 2021</u></p> <p>D.D. Pujari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.D. Joshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that reply will be filed during the course of the day.</p> <p>3. Ld. Advocate for the applicant seeks time to file rejoinder.</p> <p>4. S.O. to 4.5.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</p>

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	<p><u>O.A. No.236 & 237 of 2021</u></p> <p>K. Suryakrishnamurty A.N. Padwal ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard M/s. Troy Legal and M/s. Law Counsellors, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. The respondents are directed to file their replies on or before 29.4.2022. If no reply is filed, matters will be proceeded without reply.</p> <p>3. Ld. Advocate for the applicant submits that MA No.198 of 2022 is filed to challenge corrigendum dated 31.1.2022, which is subsequent development.</p> <p>4. Reply be filed to MA also.</p> <p>5. S.O. to 29.4.2022.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022</p> <p>(sgj)</p>

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
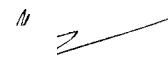
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	<p align="center"><u>O.As. No.213 of 2018 with O.A. No.214 of 2018</u></p> <p>A.A. Walvekar V.s. Suryawanshi ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.S. Pawar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 21.4.2022 by way of last chance.</p> <p align="center">Sd/-  Sd/- </p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022</p> <p>(sgj)</p>

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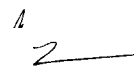
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	<p align="center"><u>M.A. No.128 of 2021 in O.A. No.212 of 2021</u></p> <p>V.G. Davari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 25.4.2022 by way of last chance.</p> <p align="center"> Sd/-  Sd/-  (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 11.4.2022 11.4.2022 (sgj) </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	<p align="center"><u>O.A. No.329 of 2022</u></p> <p>D.P. Deore ..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. An officer conversant with the matter from MPSC is directed to remain present. MPSC is directed to produce list of 10 candidates who have played international sports from the OBC category.</p> <p>3. Ld. Advocate for the applicant submits that MPSC is served on 7.4.2022.</p> <p>4. S.O. to 12.4.2022. Hamdast granted.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/- (Medha Gadgil) Member (A) 11.4.2022</td> <td align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</td> </tr> </table> </p> <p>(sgj)</p>	Sd/- (Medha Gadgil) Member (A) 11.4.2022	Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022
Sd/- (Medha Gadgil) Member (A) 11.4.2022	Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022		

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.214 of 2022 in O.A. No.327 of 2022</u></p> <p>S.N. Solanki & 8 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 11.4.2022</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</p> </div> </div> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.04.2022</u></p> <p align="center"><u>O.A 614/2014 with O.A 938/2016</u></p> <p>D.E Hirde V.V Chavan & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.A Desai, learned advocate for the applicant in O.A 614/2014 and Shri S.S Dere, learned counsel for the applicants in O.A 938/2016 and for the private Respondents No. 3, 4 and 5 in O.A 614/2014, Ms Swati Manchekar, learned C.P.O for the Respondents 1 & 2 and Shri C.T Chandratre, learned counsel for Respondent no. 4 in O.A 938/2016.</p> <p>2. Mr Desai finished his arguments. After going through the record and the judgment cited by the Parties, we keep this matter on 22.4.2022 for queries by the Tribunal.</p> <p>3. S.O to 22.4.2022. Part Heard.</p> <p align="center">Sd/- </p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/- </p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.320 of 2022</u></p> <p>A.V. More ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. 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 22.6.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022 </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A. No.319 of 2022</u></p> <p>S.S. Dhotre ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 22.6.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 11.4.2022 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 11.4.2022</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

**ORIGINAL APPLICATION NO.144 OF 2022
WITH O.A.NO.145 OF 2022 WITH O.A.NO.146 OF 2022 WITH
O.A.NO.167 OF 2022 WITH O.A.NO.203 OF 2022 WITH
O.A.NO.300 OF 2022 WITH O.A.NO.301 OF 2022 WITH
O.A.NO.321/2022**

A.H. Daphal (O.A.No.144/2022)
A.D. Nazirkar & Ors. (O.A.No.145/2022)
T.R. Andhale (O.A.146/2022)
S.B. Godase (O.A.167/2022)
A.M. Halasangi (O.A.203/2022)
S.J. Sawant (O.A.300/2022)
S.D. Shinde & Ors. (O.A.301/2022)
P.H. Phanse (O.A.321/2022)

.....Applicants

Versus

The State of Maharashtra

...Respondents

Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants in O.A.No.144/2022, O.A.No.145/2022, O.A.No.146/2022, O.A.No.300/2022, O.A.No.301/2022 and O.A.No.321/2022.

Mr. S.S. Dere, learned Advocate for the Applicants in O.A.No.167/2022 and O.A.No.203/2022.

Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

**CORAM : Justice Mridula Bhatkar, Chairperson
Ms. Medha Gadgil, Member (A)**

DATE : 11.04.2022.

PER : Justice Mridula Bhatkar, Chairperson

OPERATIVE ORDER

1. All the Original Applications are hereby allowed.
2. The candidature of the Applicants is to be considered in the further process of selection and the order of cancellation of their candidature is hereby quashed and set aside. They are allowed to participate in the further process.
3. Applicant, Shri Pankaj Lanu Phanse, in O.A.No.321/2022 has applied in two units and has appeared for examination in Thane and Mumbai. He is selected at Thane and his name appears in the wait list in Mumbai. Applicant Mr. Phanse is hereby directed to withdraw from one of his candidature i.e. Mumbai City.
4. The learned C.P.O. is directed to inform this operative order to the concerned Department.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

**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 align="center"><u>O.A.21/2022</u></p> <p>Shri M.V. Bhure ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.</p> <p>2. The Applicant is an employee of Maharashtra Public Service Commission, Mumbai. He has challenged the order dated 30.09.2021 issued by Secretary, MPSC which is regarding allocation of work to the staff of MPSC. The Applicant claims to be suffering from low vision. In its disability certificate dated 18.02.2022, it is shown 80% permanent disability. MPSC by order dated 30.09.2021 entrusted the work of Desk No.14 to the Applicant. Thereafter, the Applicant made representation for change of table/assignment. However, MPSC by letter dated 21.01.2022 rejected his application for change of assessment. However, it is clarified that having regard to the disability of the Applicant, directions are given to Joint Secretary (preliminary examination) to assign suitable work to the Applicant.</p> <p>3. Thus, it appears that directions are already issued to Joint Secretary to assign suitable work to the Applicant.</p> <p>4. The learned P.O. is, therefore, directed to clarify what kind of work is assigned to the Applicant in view of order dated 21.01.2022 passed by MPSC.</p> <p>5. On request of learned P.O, the matter be kept on tomorrow i.e. 12.04.2022 to clarify the situation and to know what kind of work is now given to the Applicant as directed by order dated 21.01.2022.</p> <p>6. S.O. to 12th April, 2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 11.04.2022</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

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DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A.201/2022 in O.A.26/2022

A.K. Pawar & Ors. ... Applicants

Vs.

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

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicants and Shri A.J. Chougule, learned P.O. for Respondents.

2. Today, learned P.O. has filed Affidavit-in-reply on behalf of Respondent No.2 to M.A. It is taken on record.

3. On the request of learned P.O, the matter is adjourned to tomorrow i.e. 12.04.2022 for hearing.

Sd/-

(A.P. Kurhekar)
 Member-J
 11.04.2022

(skw)

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p align="center">O.A.No.103 of 2022</p> <p>A. N. SayyadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted for filing reply on behalf of the Respondent No.3 but the same is not filed. Hence, I am not inclined to grant further time as sought by learned P.O.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 28.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p align="center">M.A. No.205 of 2022 in O.A.No.900 of 2021</p> <p>The State of Maharashtra & Ors.Applicants (Ori. Respondents)</p> <p>Versus</p> <p>Shri B. R. Girme ...Respondent (Ori. Applicant)</p> <ol style="list-style-type: none"> 1. Heard Smt. Kranti Gaikwad holding for Smt. Archana B.K., learned Presenting Officer for the Applicants (Ori. Respondents) and Shri R.S. Kadam, learned Counsel for the Respondent (Ori. Applicant). 2. This M.A. is filed for extension of time for compliance of order passed on 23.03.2022. 3. Learned Counsel for the Applicants (Ori. Respondents) submits that steps are being taken and file is under process. According to learned P.O. consultation with Government is necessary, and therefore, requested for two months time to comply the directions given by the Tribunal. 4. Learned Counsel for the Respondent (Ori. Applicant) submits that already enough time is availed. 5. By order dated 23.03.2022, the Tribunal has directed the Respondents to take necessary steps for absorption of the Applicant on equivalent post in terms of G.R. dated 15.09.2020 within two weeks from the date of order. 6. In view of above, two weeks time is granted from today for compliance of the order dated 23.03.2022 passed in O.A.No.900/2021. 7. Misc. Application is accordingly disposed of with no order as to costs. <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p style="text-align: center;">O.A.No.696 of 2021</p> <p>V.V. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 31.08.2021 passed by Respondent No.2 –Superintendent of Police, Satara whereby Applicant's request for transfer from Koyna Nagar Police Station has been rejected. 3. The Applicant is Police Constable and presently serving at Koyana Nagar Police Station, Dist. Satara. The Applicant is posted at Koyana Nagar Police Station on 27.09.2020. He made application on 19.10.2020 for transfer to Karad, Satara Head Quarter etc. on the ground of health. He is retiring in 2024. However, his request for transfer is rejected by SP, Satara by impugned order dated 31.08.2021. 4. Perusal of impugned order reveals that as much as 219 Police Constables applied for transfer and applications of all these Police Constables came to be rejected on the ground of administrative consideration. 5. Learned Counsel for the Applicant submits that now the General Transfer of 2022 are ensuing and Applicant be allowed to make representation afresh for consideration of SP, Satara and O.A. be disposed of. 6. In view of above, Original Application is disposed of with liberty to Applicant to make representation to SP, Satara afresh within two weeks from today and if any such representation is made, the Respondent No.2- SP, Satara should consider it appropriately in General Transfer of 2022 considering that Applicant is retiring in 2024. 7. No order as to costs. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 11.04.2022</p> <p align="center">O.A.No.990 of 2021</p> <p>Shri Chinman V. PotdarApplicant</p> <p>Versus</p> <p>The Commissioner of Police, Pune ...Respondent</p> <p>1. Heard Shri G.A. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondent.</p> <p>2. In view of the order passed in M.A.No.221/2022, permission is granted to file affidavit in reply.</p> <p>3. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder, if any.</p> <p>4. S.O. to 05.05.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 11.04.2022
	<p align="center">O.A.No.103 of 2021</p> <p>Rekha M. SatheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Deepak Lad holding for Shri V. Sangvikar , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Today M.A. No.222/2022 is filed for amendment. It is allowed. 3. Two weeks time is granted to file reply to amendment made in O.A. 4. S.O. to 26.04.2022. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.04.2022</p> <p align="center">M. A. No.222 of 2022 in O.A.No.103 of 2021</p> <p>Rekha M. SatheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Deepak Lad holding for Shri V. Sangvikar , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. This M.A. is filed for amendment of O.A. and to challenge the order dated 22.02.2022 for recovery of Rs.24,42,475/- issued by Respondents during the pendency of O.A. Earlier notice was issued for recovery of Rs.17,03,892/- for unauthorized occupation of service quarter. 3. The proposed amendment will not change the nature of O.A. 4. Allowed to amend Original Application. It being incorporated. Amendment be carried out within three days. 5. M.A. is accordingly allowed with no order as to costs. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.104 of 2022</p> <p>D.R. ChavareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed this O.A. seeking appointment of Safai Kamgar in terms of recommendation of Lad Page Committee. The Applicant's mother retired on 31.07.2017, and thereafter the Applicant made various representations which were not responded by the Respondents within reasonable time, and therefore O.A. is filed.</p> <p>3. On previous date, learned P.O. has tendered order dated 17.03.2022 issued by Respondent No.2 - Superintendent Engineer, Pune Irrigation Circle thereby appointing the Applicant on the post of Chowkidar. That day learned Advocate for the Applicant sought time to take instruction from the Applicant as to whether she is satisfied with the appointment order and to withdraw the O.A.</p> <p>4. Today, learned Advocate for the Applicant submits that his client had received appointment order on the post of Chowkidar and she is joining on the said post with liberty to challenge the same to the extent of post of Chowkidar.</p> <p>5. Learned Advocate for the Applicant further submits that the Applicant ought to have been appointed on the post of Safai Kamgar and not Chowkidar.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Whereas, as per learned P.O. presently there is no post of Safai Kamgar on the establishment in staffing pattern.</p> <p>7. Thus as of now, the Applicant is appointed on the post of Chowkidar and she is joining the said post.</p> <p>8. In view of above, O.A. is disposed of with liberty to challenge the order dated 17.03.2022, if permissible in law.</p> <p>9. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.21 of 2020</p> <p>D.G. HingeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Additional Affidavit of the petitioner along with Annual Confidential Report in question. It is taken on record.</p> <p>3. Adjourned for Final Hearing on 25.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 11.04.2022</p> <p align="center">O.A. No.80 of 2022</p> <p>S.J. NandgaonkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 06.05.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.67 of 2022</p> <p>S.R. KasarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav Bandiwadekar, learned Advocate instructed by Shri A.S. Gaikwad, 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 Affidavit-in-Rejoinder will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission</p> <p>4. S.O. to 05.05.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.50 of 2022</p> <p>M.A. KambleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Shri Smt. Punam Mahajan, learned Advocate for the Applicant is on leave note. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. On request of learned P.O. three weeks time is granted to file Affidavit-in-Reply. 4. S.O. to 02.05.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.18 of 2022</p> <p>V.K. BorhadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav A. Bandiwadekar, 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. two weeks time is granted to file Affidavit-in-Reply by way of most last chance.</p> <p>3. S.O. to 25.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p style="text-align: center;">O.A. No.294 of 2022</p> <p>P.P. JyotikarApplicant VersusRespondents. The State of Maharashtra & Ors.</p> <p>1. Heard Shri Chintamani Bhagoji, learned Advocate instructed by Shri S.M. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant has challenged posting order dated 20.12.2021 in favour of Respondent No.2 thereby posting her at Sasoon Hospital, Pune. The Applicant grievance is that she had sought Pune on the ground that her elder daughter is suffering from Congenital Deformity and her husband is also serving in Pune. On this ground she sought posting at Sasoon Hospital Pune. However, it was given to Respondent No.2.</p> <p>3. Basically, the Applicant and Respondent No.2 were promoted by order dated 06.10.2021 and the Applicant as well as Respondent No.2 was given posting at Nagpur. However, later posting order of Respondent No.2 is changed and she was given Pune by order dated 20.12.2021.</p> <p>4. Learned Advocate for the Applicant, sought permission to withdraw O.A. with liberty to file representation to the Respondent No.1 to consider her request at Pune in ensuing general transfer on the ground of family difficulties.</p> <p>5. Allowed to withdraw with liberty to make representation to the Respondent No.1 for transfer to Pune and if such representation is made, Respondent No.1 shall decide it appropriately considering family difficulties of the Applicant. Representation shall be made within two weeks from today.</p> <p>6. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center;">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p>O.A. No.322 of 2022</p> <p>J.S. SurveApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Gaurav Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The Applicant who is due to retire next year has filed this O.A. challenging order dated 07.04.2021 whereby direction were issued to recover excess payment. The Applicant apprehends recovery but no such actual recovery order is issued. 3. Issue notice before admission returnable on 05.05.2022. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. 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. 8. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 05.05.2022. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 11.04.2022</p> <p align="center">O.A. No.260 of 2022</p> <p>S.J. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant has challenged order dated 05.04.2016 issued by Respondent No.1 thereby cancelling initial order dated 22.04.2013 granting Deemed Date of Promotion of the post of Awal Karkoon. This O.A. is filed on 16.03.2022.</p> <p>3. As such, O.A. is not filed within the period of limitation, in view of challenge to the order dated 05.04.2016. Surprisingly, office has not scrutinized the matter and did not raise the issue of limitation. As such, there is failure on the part of concerned Officer to scrutinize the O.A. and to raise proper objection.</p> <p>4. I/C. Registrar is therefore directed to look into the matter and call explanation on the concerned officer for not scrutinizing O.A. properly and take further suitable action.</p> <p>5. On request of learned Advocate for the Applicant two weeks time is granted to file M.A.</p> <p>6. S.O. to 25.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 11.04.2022</p> <p align="center">O.A.No.106 of 2017</p> <p>R. V. Pawar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicants and Smt. Kranti Gaikwad holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This matter was before Division Bench and transferred to this bench recently and for the first time listed before this Tribunal today.</p> <p>3. O.A. being of 2017, it needs to be decided expeditiously.</p> <p>4. However, Smt. Kranti Gaikwad, learned P.O. submits that the matter is being conducted by Smt. Archana B.K. but she enable to remain present for a week due to demise of father.</p> <p>5. S.O. to 22.04.2022 for final hearing.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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: 11.04.2022</p> <p>M.A. No.122 of 2022 in O.A. No.1118 of 2019</p> <p>D.T. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, 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. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 25.04.2022.</p> <p style="text-align: right;">Sd/- vv (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 11.04.2022

M.A. No.216 of 2022 in O.A. No.330 of 2022

P.S. NarkeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. This M.A. is filed for condonation of delay of Twelve years caused in filing O.A. No.330/2022.

3. Issue notice before admission returnable on 05.05.2022.

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

5. 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 Miscellaneous Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. 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.

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

9. S.O. to 05.05.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date: 11.04.2022

M.A. No.215 of 2022 in O.A. No.328 of 2022

M. Venkatesh & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.N. Biradar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.

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

NMN

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

Tribunal's orders

Date: 11.04.2022

O.A. No.328 of 2022

M. Venkatesh & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.N. Biradar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicant has challenge orders dated 16.12.2021 and 19.01.2022 whereby claim of the Applicant for appointment on compassionate ground is rejected.

3. Issue notice before admission returnable on 06.05.2022.

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

5. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. 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.

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

9. S.O. to 06.05.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p>O.A. No.284 of 2022</p> <p>Y.A. InamdarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Nagesh Khedkar, learned Advocate holding for Shri S.K. Hande, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 05.05.2022. 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 Original Application. 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 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 05.05.2022. <p style="text-align: right;">Sd/- W (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p>O.A. No.159 of 2022</p> <p>D.S. RasamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged recovery order dated 11.01.2022 whereby direction were issued to the Department to recover sum of Rs.3,06,458/- (Rupees Three Lakhs Six Thousand Four Hundred and Fifty Eight Only) which was paid as excess payment to the Applicant. The Applicant stands retired from the Post of P.S.I. on 30.06.2019.</p> <p>3. Today learned P.O. has filed short Affidavit on behalf of Respondent No.3. It is taken on record.</p> <p>4. Learned P.O. submits that recovery was of Rs.3,06,458/- (Rupees Three Lakhs Six Thousand Four Hundred and Fifty Eight Only) was proposed from leave encashment amount of the Applicant. However, in view of decision of Hon'ble Supreme Court in (2015) 4 SCC 334 (State of Punjab and others Vs. Rafiq Masih (White Washer)) the Department have released entire leave encashment amount of Rs.5,08,032/- (Rupees Five Lakhs Eight Thousand and Thirty Two Only) without making and deduction.</p> <p>5. Learned Advocate for the Applicant submits that other retiral benefits are already received.</p> <p>6. As such, grievance of the Applicant no-more survives. O.A. is therefore disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- WV (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.04.2022</p> <p align="center">O.A. No.250 of 2022</p> <p>S.M. MundheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The present O.A. is filed for Deemed Date of Promotion. 3. The Applicant is promoted as Naib Tahasildar by order dated 30.06.2016 from the feeder cadre of Circle Officer. He got Deemed Date of Promotion in the cadre of Circle Officer w.e.f. 09.08.2004 which was granted to him by letter dated 21.09.2021. The Applicant contends that one Shri Binwade belonging to same category is given promotion on the post of Naib Tahasildar w.e.f. 22.07.2009. The Applicant therefore claims Deemed Date of Promotion w.e.f. 22.07.2009. 4. On previous date when the matter was taken up for admission it was noticed that the Applicant has not made application to the competent authority for Deemed Date of Promotion and learned Advocate for the Applicant was ask to take instruction in this behalf. 5. Today, learned Advocate for the Applicant submits that his client has made representation to the Respondent on 06.04.2022 claiming Deemed Date of Promotion w.e.f. 22.07.2009. He therefore, submits that O.A. be disposed of with direction to the Respondents to take appropriate decision on representation dated 06.04.2022.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Learned Advocate for the Applicant has tendered copy of representation dated 06.04.2022 and letter of the Applicant for withdrawal of O.A., these are taken on record and marked as letter 'X'.</p> <p>7. In view of above, Respondents are directed to take appropriate decision on the representation dated 06.04.2022 made by the Applicant for Deemed Date of Promotion within three months from today and decision as case may be shall be communicated to the Applicant within two weeks thereafter.</p> <p>8. O.A. is accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>