

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

Tribunal's orders

Date : 11.07.2022

C.A.No.45 of 2022 in O.A.No.65 of 2020

S.P. KapdneApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.E. Bhosale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 30.08.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Adjourned to 30.08.2022.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 11.07.2022

**M.A.No.64 of 2022 in O.A.No.647 of 2020 with
O.A.No.647 of 2020**

A.R. DesaiApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

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

2. M.A.No.64/2022 has been filed on the basis of the order passed by this Tribunal dated 19.10.2021 in M.A.No.443/2021 in O.A.No.647/2020 wherein Respondent was directed to send requisition for remaining 22 vacant posts and Respondent No.2, M.P.S.C. was directed to send the list of candidates as the life of waiting list was extended for 6 months i.e. after 02.10.2021.

3. Pursuant to the order dated 19.10.2021 passed in M.A.No.443/2021 learned Advocate for the applicant presses for interim relief in the pending O.A.647/2020. Learned Advocate further argued that there are three clear vacancies in the office of Respondent-State.

3. However, the applicant could not fulfill the criterion of cut-off marks of the open category. We find no merit in the case therefore matter is disposed of.

4. In view of the facts that three out of total four applicants have already been recommended on 27.12.2022, the case of Applicant is not recommended, M.A. and O.A. both are disposed of.

Sd/-

(Medha Gadgil)^M
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Date : 11.07.2022

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

O.A.No. 304 of 2022
Tribunal's orders

S.D. Koli

.....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.B. Solanke, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. The original certificate which was tendered by learned Advocate to the officer from the Department for verification is handed over back to learned Advocate Mr. Solanke

3. Adjourned to 14.07.2022.

Sd/-

Sd/-

(Medha Gadgil)
Member(A)

(Mridula Bhatkar, J.)
Chairperson

prk

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="846 444 1073 477">Date: 11.07.2022</p> <p data-bbox="1078 517 1344 550">O.A. No.311 of 2022</p> <p data-bbox="846 599 1576 710">A.A. Khedekar,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol data-bbox="846 791 1576 1092" style="list-style-type: none">1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.2. Admit, with liberty to file Rejoinder.3. S.O. to 18.07.2022, H.O.B. <p data-bbox="1024 1167 1084 1201">Sd/-</p> <p data-bbox="1409 1167 1469 1201">Sd/-</p> <p data-bbox="971 1278 1170 1351">(Medha Gadgil) Member (A)</p> <p data-bbox="1279 1278 1588 1351">(Mridula R. Bhatkar, J.) Chairperson</p> <p data-bbox="862 1395 911 1417">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. of 20 DISTRICT Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.07.2022</p> <p>O.A.No.627 of 2022</p> <p>A.D. GusingeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant challenges cancellation of his appointment order dated 24.06.2022 and prays for directions that the Respondents No.2 and 3 to allow Applicant to join on the post of Police Constable, Pimpri, Chinchwad and grant all consequential service benefits such as Seniority, Fixation of pay etc.</p> <p>3. Applicant has participated in the recruitment process of the post of Police Constable in the year 2019 and was selected for the same. At that time applicant was already working in Prison Department. On 19.04.2022 Applicant has requested Respondent No.4, Deputy Inspector General of Prison, Central Prison, Aurangabad to relieve him from his present services so that he could join at Police Headquarters, Pimpri, Chinchwad. In this case the resignation was accepted on 22.06.2022 and was received by him on 28.06.2022 where upon he immediately approached the Pimpri, Chinchwad Headquarters for joining. However the cancellation order from the Pimpri Police Commissioner was served on the Applicant on 28.06.2022.</p> <p style="text-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

4. ~~It is seen that in this case the delay was~~ caused for acceptance of the resignation of the applicant by the Prison authorities and so there was no fault on the part of the Applicant. Moreover Clause 26 of the list of Terms and Conditions reads as below :

“२६. नियुक्ती आदेशातील ते उमेदवार सध्या शासकीय निम शासकिय रोवेत कार्यरत आहेत अशा उमेदवारांनी त्यांच्या रोवेचा राजीनामा मंजुरीबाबतचे आदेश व कार्यमुक्तीचे आदेश या कार्यालयारा सादर केल्या नंतरच त्यांना या आस्थानेवर हजर करून घेण्यात येईल.”

5. This is a clear case where the applicant was not able to join for no fault of him. Hence, Original Application is allowed with following order :-

- (a) Impugned order of cancellation of appointment dated 24.06.2022 is hereby quashed and set aside.
- (b) Respondents No.2 and 3 are directed to allow the Applicant to join on the post of Police Constable, Pimpri, Chinchwad Police Headquarters
- (c) Applicant is directed to join his service on or before 15.07.2022.

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
---	-------------------

O.A.951/2021

Shri S.Y. Pawar ... Applicant

Vs.

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

1. Heard Shri G.B. Pawar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.

2. The learned P.O. sought permission to file Affidavit-in-reply on behalf of Respondent No.2, since matter is already proceeded without reply.

3. In the interest of justice, allowed to file Affidavit-in-reply.

4. Adjourned for hearing to 28th July, 2022 at the stage of admission.

Sd/-

^w
(A.P. Kurhekar)
Member-J
11.07.2022

(skw)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No.665 of 2022</p> <p>G.B. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged impugned order dated 22.03.2022 whereby recovery in respect of excess payment made to the Applicant during the ^{period} pendency of his service is sought and his pay has been revised.</p> <p>3. Applicant stands retired on 31.08.2021 and recovery order has been issued after his retirement. He is Group 'C' employee. As such, the recovery is <i>prima-facie</i> impermissible in view of the decision of Hon'ble Supreme Court in (2015) 4 SCC 334 (State of Punjab and others Vs. Rafiq Masih (White Washer)).</p> <p>4. Learned Advocate for the Applicant is therefore directed to take instructions from his client as to whether O.A. is restricted to the recovery only or he is challenging re-fixation of pay also.</p> <p>5. Learned P.O. submits that if challenge is to the extent of recovery only Tribunal may dispose of the petition in view of the Judgment in Rafiq Masih's case (cited supra).</p> <p>6. On request of learned Advocate for the Applicant two days time is granted to take instructions so that O.A. can be disposed of with suitable direction.</p> <p>7. S.O. to 13.07.2022.</p> <p style="text-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. _____ 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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 11.07.2022</p> <p style="text-align: center;">O.A. No.660 of 2022</p> <p style="text-align: center;">Dr. Y.M. KokadwarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant is serving as Medical officer. He was initially attached to Central Prison, Arthur Road, Mumbai and by order dated 25.05.2022 he was transferred to District Prison, Byculla, Mumbai. While he was serving at Central Prison, Arthur Road, Mumbai he was allotted assigned quarter. After transfer he continued to stay in the said quarter since he was not allotted quarter at District Prison Byculla. 3. It is on the above background, Superintendent of Police, Central Prison, Mumbai had issued notice dated 27.05.2022 directing the Applicant to vacate the service quarter else he will be liable to pay penal rate at Rs.150/- per month and thereafter again issued notice of recovery dated 29.06.2022 directing the Applicant to pay penal charge of Rs.91,260/- (Ninety One Thousand Two Hundred and Sixty Only) and continue to pay penal rate of Rs.88,500/- (Eighty Eight Thousand and Five Hundred Only) per month. The Applicant has challenged this notice in the present O.A. 4. Thus what transpires that the Applicant is not allotted quarter at District Prison, Byculla, and therefore he had no other choice except to continue the previous quarter allotted by Central Prison, Mumbai. This being the position it is for the concerned authorities to see that quarter is allotted to the Applicant at District Prison, Byculla. <p style="text-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

5. Learned P.O. submits that issue will be resolved within two weeks.
6. In view of above, two weeks time is granted to take necessary steps for the allotment of quarter to the Applicant and till then there shall be no coercive action in pursuance of impugned notice.
7. S.O. to 25.07.2022.
8. Steno Copy granted.

Sd/-
(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
	<p>Date: 11.07.2022</p> <p style="text-align: center;">O.A. No.626 of 2022</p> <p>J.R. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer holding for Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged present O.A. claiming Deemed Date of Promotion for the post of Deputy R.T.O. w.e.f. 26.08.2015 and made representation dated 29.11.2021 (Page 50 of P.B.) but still it is not decided. The Applicant has therefore approached this Tribunal. 3. On previous date when the matter was taken up for admission, learned P.O. was directed to appraise the Tribunal about the status of the Applicant. Today, learned P.O. on instruction submits that representation is still pending. She further submits that Department will have to finalize the seniority list first and thereafter representation will be decided. 4. Since, representation for Deemed Date of Promotion is pending with Respondent No.1, it would be appropriate to direct him to decide the representation within stipulated period so that if the Applicant is aggrieved he can approach the Tribunal. 5. In view of above, O.A. is disposed of with direction to the Respondent No.1 to decide the representation dated 29.11.2021 within three months from today in accordance to law and decision as the case may be, shall be communicated to the Applicant within two weeks thereafter. 6. If the Applicant felt aggrieved he can avail legal remedy. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.366 of 2022</p> <p>A.T. GhodkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record. No separate Reply is filed on behalf of remaining Respondent Nos.1 &3. Learned P.O. submits that their Reply is not required.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 01.08.2022.</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. _____ of 20____

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.615 of 2022</p> <p>S.K. SonawaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged suspension order dated 30.09.2021 issued by Respondent – The Additional Commissioner of Police whereby he was suspended in contemplation of D.E. 3. Learned Advocate for the Applicant has pointed out that though period of 90 days is over no D.E. is initiated and the Applicant is subjected to prolong suspension of more than 10 months. 4. This O.A. was taken up for admission on previous date i.e. 04.07.2022 and having found that there is no initiation of D.E. for long time P.O. was directed to take instruction and to file short Affidavit so that O.A. could be disposed of. 5. Today, learned P.O. again requested for one week time to file short Affidavit. 6. On request of learned P.O. one week time is granted to file short Affidavit. <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No.407 of 2022</p> <p>P.B. ManchekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. 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 Applicant has challenged order dated 01.04.2022 issued by Respondent No.2 – The Controller, Legal Metrology, State of Maharashtra whereby the charge of the Applicant is withdrawn attributing suspicion in his functioning and performance.</p> <p>3. Learned Advocate for the Applicant sought to contend that there is no provision for withdrawal of charge and to keep the Government servant without work for long time. He has further pointed out that observation casting ⁱⁿ impugned communication are totally unwarranted and it amount to punitive order.</p> <p>4. Learned P.O. sought one week time to appraise the Tribunal as to how impugned order dated 01.04.2022 is legal and valid. Indeed, in similar situation in connected matter Respondent No.2 has withdrawn similar order in respect of Shri A.K. Khairnar.</p> <p>5. S.O. to 18.07.2022.</p> <p style="text-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. _____ 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">Date: 11.07.2022</p> <p align="center">O.A. No.365 of 2022</p> <p>A.A. KotkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed the present O.A. because of refusal of Respondent No.4 to relieve him for his transfer and posting with Respondent No.2, Water Resources Department.</p> <p>3. Today, learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 4 and also tendered letter dated 07.07.2022 issued by Respondent No.4 – Commissioner of Soil and Water Conservation Department giving no objection for his Transfer in Water Resources Department as applied by the Applicant.</p> <p>4. Thus the grievance of the Applicant stands redressed.</p> <p>5. In view of above, O.A. has become infructuous and is disposed of with no order as to costs.</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 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><u>11.07.2022</u></p> <p><u>M.A 148/2022 in O.A 879/2021</u></p> <p>Rekha T. Jagtap ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Sachin Hande, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. At the request of learned counsel for the applicant to serve the copy of the Misc Application on the office of the learned C.P.O, matter adjourned to 25.7.2022.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.312 of 2022 with O.A. No.577 of 2022</p> <p>R.N. More & Ors., S.S. Bhagat & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned C.P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.08.2022, H.O.B.</p> <p align="center">Sd/- (Medhā Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p style="text-align: center;">O.A. No.453 of 2022</p> <p>C.R. Sawant,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned C.P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.08.2022.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.) Chairperson</p> </div> </div> <p style="margin-top: 20px;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>O.A 957/2017</u></p> <p>Shri A.M Khan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Affidavit in reply has been filed.</p> <p>3. Admit. Place for final hearing on 29.8.2022.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>O.A 496/2021</u></p> <p>Shri R.H Kazi ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Swai Manchekar , learned C.P.O for the Respondents.</p> <p>2. Admit, with liberty to the learned counsel for the applicant to file rejoinder, if any.</p> <p>3. Place for final hearing on 29.8.2022.</p> <p style="text-align: right;">Sd/- <i>MB</i> <i>ll</i></p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) <i>ll</i> Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>O.A 747/2021</u></p> <p>Shri A.V Kamble & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri V.P Potbhare, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Admit with liberty to the learned counsel for the applicant to file rejoinder, if any.</p> <p>3. Place for final hearing on 29.8.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 11.07.2022
	<p>O.A.No.82 of 2021</p> <p>R.D. Mundhe & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Thombre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is the matter where two Applicants who have filled up the vacancy in reserved category claim their migration in open category on merit. However they were considered and further their opportunity to get the job is denied.</p> <p>3. After hearing few oral submissions from the learned Advocate for the Applicant it appears, prima facie, that the claim of the applicant in view of R. K. Sabharwal & Ors Versus State Of Punjab & Ors on reported in 1995 AIR 1371, 1995 SCC (2) 745 should have been considered by the State, Respondent No.2, Commissioner of Police.</p> <p>4. We direct learned C.P.O. to find out whether these applicants can be accommodated on a vacant posts if any vacancy is available as per then advertisement.</p> <p>5. Adjourned to 18.07.2022.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.07.2022</p> <p align="center">O.A.No.540 of 2022</p> <p>V.B. PatilApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. wants to file short affidavit-in-reply. However, copy of the said affidavit is to be served to learned Advocate for the Applicant on or before 15.07.2022.</p> <p>3. Matter is fixed on 19.07.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date : 11.07.2022

O.A.No.304 of 2021

S.D. KoliApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Thombre, learned Advocate holding for Mr. G.B. Solanke, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Pursuant to the order dated 07.04.2022 learned P.O. submits that her office has received letter from the office of Deputy Commissioner of Police, Mumbai in respect of the certificate issued by the Deputy Collector, Relief and Rehabilitation, Jalgaon.

3. She submits that in the report it was communicated that the certificate dated 16.02.2013 issued by the said authority is valid. However, round seal which is shown on the first page and not put on the reverse page by the Department.

4. Adjourned to 12.07.2022 at 1.00 p.m.

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>Date : 11.07.2022</p> <p>O.A.No.370 of 2021 with M.A.No.299 of 2021</p> <p>R.A.R. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Hitesh Sangle, learned Advocate, holding for Mr. H.S. Chitaley, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Sangle request for adjourning the O.A. in view of the ill health of learned Advocate Mr. Chitaley.</p> <p>3. Adjourned to 25.07.2022. Interim relief to be continued till next date.</p> <p style="text-align: center;">Sd/- <i>(Signature)</i> (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- <i>(Signature)</i> (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

Date : 11.07.2022

C.A.No.45 of 2019 in O.A.No.651 of 2018

R.V. SomaneApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.G. Rane, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 29.08.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Adjourned to 29.08.2022.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.07. 2022</p> <p>O.A.No.1057 of 2019</p> <p>R.H. NikumbheApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant was appointed as Assistant Constable on 01.04.1977. He was removed from service on 15.05.1985 due to absenteeism. Again he was reinstated on 10.01.1987. D.E. was held on 03.03.1990. He was removed from service on 03.03.1990. Applicant filed O.A. on 05.11.2019 for compassionate pension. He claims that Compassionate Pension is payable to him as per Rule 101 of the Maharashtra Civil Services (Pension) Rules 1982.</p> <p>3. Learned Advocate prays that the punishment order dated 03.03.1990 is to be quashed and set aside and directions are to be given for granting him pensionary benefits from the date he attained the age of superannuation with interest.</p> <p>4. We request learned Advocate Mr. M.D. Lonkar to appear before the Tribunal by order dated 24.02.2022. The Tribunal made it clear that it is not possible to set aside the order of his removal as it is barred by law of limitation. However, Tribunal will verify whether he is entitled to get pensionary benefits under Rule 101 of Maharashtra Civil Services (Pension) Rules 1982 from the date of filing of the O.A.</p> <p>5. Adjourned to 18.07.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>O.A 818/2021</u></p> <p>Shri V.S Hipparkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 8.8.2022. Interim relief to continue till next date.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.07.2022</p> <p>O.A.No.659 of 2022 with M.A.No.401 of 2022</p> <p>R.N. Chore & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryavanshi, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Matter taken on board at the request of learned Advocate Ms. Savita Suryavanshi.</p> <p>3. Learned Advocate prays for preponing the O.A.</p> <p>4. At the request of learned Advocate adjourned to 13.07.2022.</p> <p>Sd/- (Medha Gādgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p style="text-align: center;"><u>O.A 831/2021</u></p> <p>S.D Giri ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. If the affidavit in reply is not filed by Respondent no. 2 before the next date, the matter will proceed without reply.</p> <p>3. S.O to 1.8.2022.</p> <p style="text-align: right;">Sd/- <i>[Signature]</i></p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/- <i>[Signature]</i> (Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

Date: 11.07.2022

M.A. No.290 of 2022 in O.A. No.314 of 2022

The State of Maharashtra & Ors. (Org. Resps.)....Appl.

Versus

K.R. Raut

(Org. Appl.)Resps.

1. Heard Shri Archana B.K., learned Presenting Officer for the Applicants (Org. Respondents) and Shri M.D. Lonkar, learned Advocate for the Respondent (Org. Applicant).

2. This M.A. is filed for extension of three months time to comply the order passed by the Tribunal on 18.04.2022.

3. The Applicant stands retired on 31.08.2018 from the post of Talathi but for four years his retiral benefits are not released for not updating his service book. He, therefore, approached this Tribunal by filing O.A.No.314/2022 which was disposed of by order dated 18.04.2022 with direction to the Respondents to update the service book and release retiral benefits as per his entitlement in law within a month from the date of order.

4. Now, this M.A. is filed for extension of time stating that now the steps are being taken and the matter is in process. Indeed, as stated above, the Applicant stands retired on 31.08.2018 and the Respondents were under obligation to update the service book by taking necessary steps under Rule 122 of Maharashtra Civil Services (Pension) Rules, 1982 at least before six months before his retirement so that Applicant's retiral benefits were paid within time.

4. The Tribunal has specifically observed in order dated 18.04.2022 that there is lapses, laxity and negligence on the part of Respondents for non-updating the service book for which there is no explanation much less reasonably. As such, it is obvious that for more than four years, the Applicant is deprived of retiral benefits due to laxity on the part of Respondents.

5. Hence, I am not inclined to grant further time.

6. M.A. is, therefore, dismissed with no order as to costs.

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: 11.07.2022</p> <p>R.A. No.08 of 2022 in O.A. No.335 of 2020</p> <p>S.M. SatheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.M. Sathe, Applicant-in-Person and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has filed this R.A.08/2022 in respect of the order passed by the Tribunal on 18.01.2022 in O.A. No.335/2020. 3. Issue notice before admission returnable on 08.08.2022. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 08.08.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">M.A. No.230 of 2022 in R.A. No.08 of 2022 in O.A. No.335 of 2020</p> <p>S.M. SatheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.M. Sathe, Applicant-in-Person and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed M.A.230/2022 for condonation of delay of 1 month and 24 days caused in filing R.A.08/2022 in respect of the order passed by the Tribunal on 18.01.2022 in O.A.No.335/2020.</p> <p>3. The Applicant contends that he is serving as a Joint Secretary, Industry, Energy and Labour Department and was suffering from Covid-19 and was busy in official work, and therefore, could not file R.A. within the period of limitation. He has annexed the copy of leave application as well as copy of Government whereby some additional work was kept with him. Thus, it appears that the Applicant was unwell for some period and thereafter additional charge was given to him which was the reason for not filing R.A.</p> <p>4. I am, therefore, satisfied that the delay is reasonably explained. In view of above, I am inclined to condone the delay to decide the R.A. on merit.</p> <p>5. M.A. is accordingly allowed and disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.543 of 2019</p> <p>D.D. Barad,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The Department – Respondent was suppose to answer whether from 03.05.2014 till 31.05.2020 when the Applicant retired the Department did not give promotion to the post of Police Constable who were appointed in the batch of 1987. 3. The Applicant was reverted by the mistake of the Department on 05.03.2019. 4. The Respondent – Department is directed to file Affidavit to that effect. 5. S.O. to 14.07.2022, H.O.B. <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula R. Bhatkar, J.) Chairperson</p> <p 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: 11.07.2022</p> <p>O.A. No.766 of 2018</p> <p>H.G. Pandhare,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Jr. Advocate, holding for Shri M.V. Thorat, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This matter was earlier fixed on 07.07.2022 and learned P.O. was directed to take proper instructions in this matter. Learned P.O. is not ready with the matter and nobody from the Department is present.</p> <p>3. This matter was discussed again and again. In this matter the Applicant had filled the form for the post of Police Constable, District Kolhapur on 01.12.2008 and on 27.06.2006 the F.I.R. was registered against him under section 323, 324 and read with 34 of I.P.C.</p> <p>4. Learned Advocate for the Applicant submits that chargesheet was filed and at that time the Applicant came to know that case was registered against him. As he was not aware of the pendency of the matter, he did not mention it in the form.</p> <p>5. Special invitation is given to the District Superintendent of Police, Kolhapur to come to the Tribunal as nobody is present from last three days.</p> <p>6. The Applicant is directed to remain present. If the person concerned whosoever Officer is not present he will be asked to pay T.A. to the Applicant.</p> <p>7. Matter is fixed tomorrow i.e. on 12.07.2022, H.O.B.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

Date: 11.07.2022

O.A. No.981 of 2021

A.V. Pawar,Applicant
 Versus
 The State of Maharashtra & Ors.Respondents.

1. Heard Shri R.D. Salve, learned Advocate holding for Shri Talekar & Asso., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Admit.
3. S.O. to 01.08.2022.

Sd/- / Sd/-
 (Medha Gadgil) / (Mridula R. Bhatkar, J.)
 Member (A) / Chairperson

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.184 of 2022</p> <p>K.E. Waghmare,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>3. Learned Advocate for the Applicant seeks time to file Affidavit-in-Rejoinder.</p> <p>4. S.O. to 08.08.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p>C.A 19/2020 in O.A 1158/2016 with O.A 352 & 353/2017</p> <p>S.K Goraksha & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P .O on instructions submits that the proposal for revised gratuity as per 7th Pay Commission has been submitted to the office of the Accountant General on the ground that he is eligible for revised Gratuity. However, the same is rejected by the office of the Accountant General.</p> <p>3. Learned counsel for the applicant produces copy of letter dated 21.6.2022 sent by the Department of Agriculture, Dairy Development, Animal Husbandry and Fisheries Department asking for reconsideration of the issue only in terms of revised Gratuity qua the applicant Mrs Sulaxana B. Mokashi. The said letter is attached to the affidavit in reply and marked as Exh. R-4.</p> <p>4. S.O to 25.7.2022.</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>C.A 26/2020 in O.A 1125/2013</u></p> <p>Smt P.S Sakhare & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply. Same is taken on record.</p> <p>3. S.O to 18.7.2022.</p> <p style="text-align: right;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s


(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>11.07.2022</u></p> <p align="center"><u>C.A 42/2022 in O.A 986/2021</u></p> <p>Shri Uday V. More ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri C.T Chandratre, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O files affidavit in reply dated 7.7.2022 through Deputy Secretary, Home Department. Same is taken on record.</p> <p>3. S.O to 25.7.2022.</p> <p align="right">Sd/- </p> <p>(Medha Gadgil) Member (A) Akn</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>C.A 35/2022 in O.A 38/2022</u></p> <p>Shri Umesh A. Karande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O produces copy of letter dated 30.6.2022, addressed to the Director, Health Services asking him to take prompt decision in the matter.</p> <p>3. By way of last chance, the matter is adjourned by two weeks to take appropriate decision in the matter and communicate the same to the applicant.</p> <p>4. S.O to 25.7.2022.</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>C.A 34/2022 in O.A 1062/2019 with O.A 15/2020</u></p> <p>Dr B.T Karvekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O produces copy of the order dated 26.5.2022 wherein the final order in the enquiry has been passed, and the same is taken on record and marked as Exh. A.</p> <p>3. As the order of this Tribunal has been complied with, C.A stands disposed of.</p> <p align="center">Sd/- Sd/-</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p><u>C.A 13/2022 in O.A 466/2021</u></p> <p>Smt S.N Kadam ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the applicant was paid all pensionary benefits and the order of this Tribunal dated 1.10.2021 in O.A 466/2021 is fully complied.</p> <p>3. In view of the above, Contempt Application stands disposed of.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.452 of 2022</p> <p>D.A. Jadhav,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned C.P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.08.2022.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.658 of 2022</p> <p>D.R. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged suspension order dated 21.01.2022 and also challenged subsequent order dated 31.05.2022 whereby suspension is revoked and the Applicant is transferred to Latur from Pune. 3. Learned Counsel for the Applicant sought to contend that suspension is malafide and though it is later revoked, the Applicant is unnecessarily subjected to transfer to Latur, and therefore, challenging both the orders. 4. Thus, it appears that the Applicant was suspended in contemplation of D.E., and therefore, it is necessary to know the status of D.E. 5. Learned P.O. is, therefore, directed to take instructions and apprise the Tribunal on next date. 6. Insofar as legality of suspension order and transfer order is concerned, issue notice before admission returnable on 29.07.2022. 7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. 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>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</p> <p>11. S.O. to 29.07.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">R.A. No.11 of 2022 in O.A. No.50 of 2021</p> <p>A.N. BhalchandraApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.N. Bhalchandra, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply to R.A.</p> <p>3. S.O. to 25.07.2022.</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.

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">M.A. No.216 of 2022 in O.A. No.330 of 2022</p> <p>P.S. NarkeApplicant</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 Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed Affidavit in Reply to M.A. 3. On request of learned Counsel for the Applicant, the matter is adjourned for hearing of M.A. 4. S.O. to 28.07.2022. <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.

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.613 of 2022</p> <p>S. B. BamaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 28.7.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>VSM</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 11.07.2022</p> <p style="text-align: center;">O.A. No.658 of 2022</p> <p>D.R. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged suspension order dated 21.01.2022 and also challenged subsequent order dated 31.05.2022 whereby suspension is revoked and the Applicant is transferred to Latur from Pune. 3. Learned Counsel for the Applicant sought to contend that suspension is malafide and though it is later revoked, the Applicant is unnecessarily subjected to transfer to Latur, and therefore, challenging both the orders. 4. Thus, it appears that the Applicant was suspended in contemplation of D.E., and therefore, it is necessary to know the status of D.E. 5. Learned P.O. is, therefore, directed to take instructions and apprise the Tribunal on next date. 6. Insofar as legality of suspension order and transfer order is concerned, issue notice before admission returnable on 29.07.2022. 7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

**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><u>11.07.2022</u></p> <p><u>C.A 45/2019 in O.A 651/2018</u></p> <p>Ms R.V Somane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that the order of this Tribunal dated 20th February 2019 in O.A 651/2018 has been stayed by the Hon'ble High Court by order dated 5.11.2019 in W.P 9845/2019.</p> <p>3. In view of the above, matter is adjourned to 29.8.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

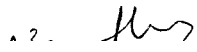
of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No.186 of 2022</p> <p>A.A. Khedekar,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. We admit but keep it after one week.</p> <p>3. S.O. to 18.07.2022, H.O.B.</p> <p>Sd/-  Sd/-</p> <p>(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson</p> <p>NMN</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p style="text-align: center;">O.A. No.86 of 2022</p> <p>S.S. Tambekar & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. submits that she will file Affidavit-in-Reply during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. S.O. to 01.08.2022.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.) Chairperson</p> </div> </div> <p style="text-align: center; margin-top: 20px;">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p style="text-align: center;"><u>O.A 648/2022</u></p> <p>Shri G.P. Yamaji ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Sandesh Kate and Deepak Pote i/b Shri Avinash Khedkar, learned advocate for the applicant and Ms Swati Manchekar , learned C.P.O for the Respondents.</p> <p>2. The applicant seeks directions of this Tribunal to consider his name for promotion to the post of 'Technical Officer' as per seniority list dated 31.8.2018 issued by Respondent no. 1 and further the Respondents no 1 & 2 be directed to hear and decide the representations dated 28.10.2020, 22.12.2020 and 23.6.2022, submitted by the applicant.</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 8.8.2022.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>9. S.O to 8.8.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>11.07.2022</u></p> <p style="text-align: center;"><u>O.A 645/2022</u></p> <p>Shri S.G Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant has challenged the impugned order dated 4.1.2020, passed by Respondent no. 3.</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 8.8.2022.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>9. S.O to 8.8.2020.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>11.07.2022</u>
	<u>O.A 544/2022</u>
	P.S Lakeshri ... Applicant
	Vs.
	The State of Maharashtra & Ors ... Respondents
	1. Heard Shri S.S Deokar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.
	2. Learned counsel for the applicant is directed to file Misc Application seeking condonation of delay in filing the Original Application No. 544/2022.
	3. S.O to 18.7.2022.
	Sd/-
	Sd/-
	(Medha Gadgil) Member (A)
	(Mridula Bhatkar, J.) Chairperson
	Akn

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

Tribunal's orders

Date : 08.07.2022

O.A.No.166 of 2018

S.P. JedheApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Applicant working as Junior Clerk in B.J. Medical College, Pune seek deemed date of appointment in Group-D posts w.e.f. 01.07.1990, when the Applicant submitted the application for appointment on the post of Safaigar by Varsa system (inheritance). She also prays for consequential and pecuniary benefits entailing such deemed date if granted. Applicant is a Commerce Graduate. She belongs to Sweeper Community, SC. She is appointed as Junior Clerk on 12.09.2016, Group-C. However earlier she has filed O.A.No.785/2012 before this Tribunal seeking direction that she should be appointed in place of her grandmother, Rupa Tamboli who retired from service as Safaigar on 30.06.1990. The said application was disposed of with direction by order dated 17.06.2016 by the Tribunal that the Respondent to consider the case of the applicant for being appointed in Group-C post as there is pendency of W.P.No.246/2015.

3. At the request of learned Advocate adjourned 14.07.2022.

Sd/-

(Medha Gadgil)
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No. 462 of 2022</p> <p>M. R. Khude & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted by way of most last chance.</p> <p>3. S.O. to 18.07.2022.</p> <p style="text-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. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No. 518 of 2021</p> <p>H. R. MaskeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. The Applicant in person is present and his Counsel is absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O. two weeks time is granted to file reply.</p> <p>3. S.O. to 28.07.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.424 of 2020</p> <p>Dr. K. B.BatteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O. A. be kept on 19.07.2022 since connected Original Applications on similar issues are already kept on that date.</p> <p>3. S.O to 19.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p align="center">O.A. No.168 of 2022</p> <p>R. V. BhandareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. As pointed out by learned Counsel for the Applicant, it is interesting to note that there were four charges against the Applicant and the Disciplinary Authority passed the order of withholding of increment for three years without cumulative effect. On his appeal, the Government has observed that there is no evidence to substantiate the charge nos.1 and 2. However, despite having observed so, the punishment of withholding of one increment was imposed by modifying the punishment imposed by the Disciplinary Authority.</p> <p>3. Thus, once there is finding of Appellate Authority that charge nos.1 and 2 are not proved, it is really surprising that how punishment can be imposed without there being any discussion to justify the same.</p> <p>4. In view of above, one week time is given to Government to file reply by way of last chance and no further time will be granted.</p> <p>5. S.O. to 18.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="right">[P.T.O.]</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No.345 of 2022</p> <p>M. W. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file reply by way of last chance.</p> <p>3. S.O. to 18.07.2022.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 11.07.2022</p> <p align="center">O.A. No.583 of 2021</p> <p>R. T. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K. S. Jadhav holding for Shri R. G. Panchal, learned Advocate for the Applicant and Smt. Kranti Gaiwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned for final hearing at the stage of admission.</p> <p>3. S.O.to 27.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.07.2022</p> <p>O.A. No.663 of 2022</p> <p>K.K. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R.B. Khot, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 21.03.2022 issued by the Respondent No.2- S.D.O. thereby appointing Respondent No.3 – Smt. Anita Kadam as Police Patil of village Jaigaon, Tal. Koregaon, Dist. Satara. 3. Issue notice before admission returnable on 08.08.2022. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 08.08.2022. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p>

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

Tribunal's orders

Date: 11.07.2022

O.A. No.664 of 2022

S.A. PatilApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged transfer order dated 30.04.2022 whereby he is transferred from Crime Branch to Western Control Region in Commissionerate, Mumbai. The Applicant contends that he is subjected to frequent transfers and has not completed normal tenure of two years in a post. The Applicant is admittedly relieved from his post and joined new place of posting.
3. Issue notice before admission returnable on 25.07.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private Service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

8. S.O. to 25.07.2022. Sd/-

(A.P. Kurhekar)
Member (J)

**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">Date: 11.07.2022</p> <p align="center">O.A. No.635 of 2022</p> <p>M.B. MahajanApplicant</p> <p align="center">Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Though, the matter is shown under the caption of 'Dismissal', the learned Counsel for the Applicant submits that notice has already served upon the Respondents and file Service Affidavit in the office during the course of the day. The statement is accepted. 3. Learned P.O. submits that the file is moved before the Minister for suspension of the Applicant and sought one week time. 4. It appears that the Applicant was arrested in criminal offence and was detained in custody for more than 48 hours. However, no appropriate action was taken and now belatedly the file is moved. 5. One week time is granted to learned P.O. to file reply and to apprise the Tribunal about the steps taken by the Government in this behalf. 6. S.O. to 18.07.2022. <p align="right">Sd/-</p> <p 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 _____

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">Date: 11.07.2022</p> <p align="center">O.A. No.406 of 2022</p> <p>A. K. KhairnarApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Advocate for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed O.A. being aggrieved by order dated 01.04.2022 whereby his charge was withdrawn without taking legal recourse.</p> <p>3. However, learned Counsel for the Applicant submits that the order dated 01.04.2022 is withdrawn by the Respondents and prayed to withdraw the O.A.</p> <p>4. In view of above, allowed to withdraw O.A.</p> <p>5. No order as to costs.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>VSM</p>