

**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 style="text-align: center;"><u>O.A. No.862 of 2022</u></p> <p>M.A.G. Shaikh &amp; 12 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants tenders a letter dated 11.8.2023 signed by all the applicants requesting for withdrawal of the above OA. The said letter is taken on record and marked as Court Exhibit-1 for identification. Ld. Advocate for the applicants seeks leave to withdraw the above OA in view of the said letter.</p> <p>3. In the above circumstances, the OA is allowed to be withdrawn and disposed off as such.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 11.8.2023</p> <p>(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
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O.A. No.563 of 2022

V.D. Panvalkar ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Ms. Preeti Walimbe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO seeks time to file reply.
3. S.O. to 1.9.2023 by way of last chance.

Sd/-

(Medhā Gadgil)  
Member (A)  
11.8.2023

(sgj)

**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;"><u>O.A. No.400 of 2022</u></p> <p>R.D. Kurangal ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Applicant and his advocate are absent.</li><li>3. Reply is already filed.</li><li>4. Admit.</li><li>5. S.O. to 1.9.2023 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 11.8.2023</p> <p>(sgj)</p>

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

Tribunal's orders

M.A. No.514/2023 in O.A. No.736 of 2022 with  
M.A. No.513/2023 in O.A. No.737 of 2022 with  
M.A. No.515/2023 in O.A. No.738 of 2022

J.B. Patil

R.P. Pawar

M.R. Vavhal

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri K.B. Jadhav, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

3. Ld. Advocate submits that there is continuous cause of action. MA and OA will be heard together on the next date. Issue notice before admission in MAs returnable on 4.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

11.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.421 of 2023 in O.A. No.739 of 2023

P.M. Dabhade ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO seeks time to file reply.
3. S.O. to 25.8.2023 by way of last chance.

Sd/-

(Medha Gadgil)  
Member (A)  
11.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.156 of 2023 in O.A. No.269 of 2023

P.K. Bavkar ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Applicant and his advocate both are absent.
3. Ld. PO submits that Office of CPO is not served.
4. Applicant is directed to serve the office of Ld. CPO.
5. S.O. to 25.8.2023.

Sd/-

(Medha Gadgil)  
Member (A)  
11.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 1017 OF 2023**

**DISTRICT : MUMBAI**

Dr Mrs Rajashree D. Katke                     )...**Applicant**

**Versus**

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

Shri O.M Lonkar, learned advocate for the Applicant.

Shri A.J Chougule, learned Presenting Officer for the Respondents.

**CORAM**                                 : **Justice P.R Bora (Vice-Chairman)**

**DATE**                                     : **11.08.2023**

**ORDER**

1.        Heard Shri O.M Lonkar, learned advocate for the Applicant and Shri A.J Chougule, learned Presenting Officer for the Respondents.

2.        The applicant is working on the post of Professor, Grant Medical College and J.J Group of Hospitals, Mumbai, and vide impugned order dated 10.8.2023, the applicant is transferred from Mumbai to Indira Gandhi Government Medical College, Nagpur.

3.        It is grievance of the applicant that the transfer order is mid-term without following the procedure laid down under the Transfer Act, 2005. It is further contended that the daughter of the applicant is studying in 10<sup>th</sup> Standard in Mumbai. Learned counsel for the applicant submits that had such transfers been effected by following the due process of law and at the time they are due in the month of April and May, the necessary further arrangements in respect of the admission could have been done by the applicant. However, after having completed all such formalities, it may be difficult for the applicant to take her daughter at Nagpur and her further education is likely to be hampered. Learned counsel further submitted that in the order nothing has been mentioned about the special reasons. In the circumstances, learned counsel for



the applicant prays for issuance of notice against the Respondents and has also sought interim relief thereby temporarily staying the impugned transfer order

4. Learned P.O has sought time to file affidavit in reply. Learned P.O submitted that the copy of the present Original Application has been recently served in the office and as such no instructions could be obtained from the Respondents. Learned P.O, however, has opposed for grant of interim relief. It is argued that in the order of transfer it is not necessary to elaborately state the reasons for such transfers. It is further contended that in the order it has been clarified that the order has been issued after following due procedure and approval of the competent authority. Learned P.O submitted that all such documents would be produced before the Tribunal and unless the documents are examined by this Tribunal, it may be unjust and improper to grant any interim relief presuming that the Respondents have transferred the applicant in violation of the provisions under the Transfer Act, 2005 or the G.Rs issued thereunder.

5. I have considered the submissions made by the learned counsel as well as the learned P.O. From the date of the order there may not be much dispute on the issue that it is a mid-term transfer. Nodoubt, the Government has power to effect the mid term transfer, if such grounds or reasons exist for directing such transfers. From the contents of the order, it is revealed that the transfer has been ordered on administrative grounds. It is also true that in the order itself the reasons are not expected to be elaborated by the Respondents. There may be contemporary record which can be produced before this Tribunal to support the reasons as has been assigned in the order and failure on the part of the Respondents would result in further consequences.


6. Learned P.O has sought time to take instructions and place on record the relevant documents and also file affidavit on behalf of the Respondents.

7. Learned counsel for the applicant has brought to my notice the orders passed by this Tribunal in identical matters in the past. I have gone through the said orders. It is revealed that while passing such orders, the primary consideration was the difficulties which may be suffered by the children of the Government employee, more particularly who are in 10<sup>th</sup> or 12<sup>th</sup> standard.

8. In the circumstances, on the basis of the submissions made, I deem it appropriate to pass the following order:-



**ORDER**

- (i) The Respondents shall produce the record in respect of the applicants in both the Original Applications on 18.8.2023.
- (ii) Till then the implementation of the impugned transfer order dated 10.8.2023 to the extent of the applicants shall temporarily stand stayed.  

- (iii) The Respondents shall show cause as to why such order shall not be made absolute.

Sd/-

**(P.R Bofa, J.)**  
**Vice-Chairman**

**Place : Mumbai**  
**Date : 11.08.2023**  
**Dictation taken by : A.K. Nair.**



**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><b><u>O.A.1121/21 with M.A.244/2023 in O.A.401/2023</u></b></p> <p><b>Shri A.V. Pujari</b> <b>Shri V.B. Kashid</b> ... Applicants</p> <p><b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present.</p> <p>2. In this matter, it being of 2022-2023, the next date has been notified as 25.09.2023 as there was no possibility to hear the matter today. Therefore, Applicant and his Advocate are not present.</p> <p>3. Learned CPO mentioned the matter and sought permission to tender the Affidavit-in-reply on behalf of Respondent No.2 in both the OAs. It is taken on record.</p> <p>4. Learned CPO is directed to serve the copy of reply to the Applicant's Advocate so that on next date, he could come prepared for hearing.</p> <p>5. In view of order passed by Hon'ble High Court on 09.12.2022, the Tribunal is required to decide the O.As as early as possible.</p> <p>6. In view of above, matter will be taken for final hearing on 25<sup>th</sup> September, 2023 as per the date already notified.</p> <p>7. S.O. to 25<sup>th</sup> September, 2023.</p> <p>Sd/- Sd/-</p> <p><b>(Debashhish Chakrabarty)</b> <b>(A.P. Kurhekar)</b> <b>Member-A</b> <b>Member-J</b> <b>11.08.2023</b> <b>11.08.2023</b></p> <p>(skw)</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 style="text-align: center;"><u><b>O.A.690/2022</b></u></p> <p><b>Shri P.S. Tikawade</b> ... Applicant</p> <p style="text-align: center;"><b>Vs.</b></p> <p><b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <ol style="list-style-type: none"><li>1. Shri T.A. Sawant holding for Shri M.M. Deshmukh, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present. Applicant in person also present.</li><li>2. The Applicant has filed praicpe seeking withdrawal of O.A.</li><li>3. The learned Advocate for the Applicant submits that on the same relief another O.A. is already filed, and therefore, sought permission to withdraw this O.A.</li><li>4. <sup>Allowed</sup> <del>Ordered</del> to withdraw the O.A. No order as to costs.</li></ol> <p style="text-align: center;">Sd/- Sd/-</p> <p style="display: flex; justify-content: space-around;"><span><b>(Debashish Chakrabarty)</b> Member-A 11.08.2023</span><span><b>(A.P. Kurhekar)</b> Member-J 11.08.2023</span></p> <p>(skw)</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 style="text-align: center;"><u>C.A.06/2020 in O.A.1044/2017</u></p> <p><b>Shri H.G. Chopade</b> ... Applicant</p> <p style="text-align: center;"><b>Vs.</b></p> <p><b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Perusal of record reveals that the Government has filed Writ Petition against the order passed by the Tribunal and it is subjudice before Hon'ble High Court.</p> <p>3. In view of above, the hearing of C.A. is adjourned.</p> <p>4. S.O. to 4<sup>th</sup> September, 2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;"><b>(Debashhish Chakrabarty)</b>      <b>(A.P. Kurhekar)</b> Member-A      Member-J 11.08.2023      11.08.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A.345/2017

**Shri S.H. Mane** ... Applicant

Vs.

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

1. Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.

2. When the matter is taken up for hearing, the learned P.O. has pointed out that the Applicant has already promoted by order dated 30.10.2021 to the post of Deputy Commissioner for which O.A. is filed. She, therefore, submits that the grievance of the Applicant is redressed and O.A. may be disposed of.

3. Whereas learned Advocate for the Applicant submits that the claim of deemed date still survives. She submits that Applicant be permitted to make representation for claiming deemed date and authorities be directed to decide the same within stipulated period.

4. In view of above, O.A. is disposed of with liberty to the Applicant to make a representation for deemed date and if any such representation is made within a month, the Respondent No.2 shall decide the said representation in accordance to law within two months from the date of receipt of representation and the decision be communicated to the Applicant.

5. No costs.

Sd/-

Sd/-

(Debashish Chakrabarty)

(A.P. Kurhekar)

Member-A

Member-J

11.08.2023

11.08.2023

(skw)

**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>C.A.59/2019</u> in <u>O.A.1041/2017</u> with <u>O.A.1042/2017</u></p> <p><b>Shri L.B. Kadam</b> ... Applicant</p> <p align="center">Vs.</p> <p><b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Perusal of record reveals that the Government has filed Writ Petition against the order passed by the Tribunal and it is subjudice before Hon'ble High Court.</p> <p>3. In view of above, the hearing of C.A. is adjourned.</p> <p>4. S.O. to 4<sup>th</sup> September, 2023.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Debashhish Chakrabarty)</b> <span style="float: right;"><b>(A.P. Kurhekar)</b></span> Member-A <span style="float: right;">Member-J</span> 11.08.2023 <span style="float: right;">11.08.2023</span></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.413/2017</u></p> <p><b>Ms. S.B. Shinde</b> ... Applicant</p> <p style="text-align: center;"><b>Vs.</b></p> <p><b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The learned Advocate for the Applicant sought adjournment stating that after long time, the matter is listed for final hearing. What he says seems to be correct.</p> <p>3. S.O. to 6<sup>th</sup> September, 2023 for final hearing.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;"><b>(Debashhish Chakrabarty)</b>      <b>(A.P. Kurhekar)</b>  <b>Member-A</b>      <b>Member-J</b>  <b>11.08.2023</b>      <b>11.08.2023</b></p> <p>(skw)</p>



**IN THE MAHARASHTRA**

**ADMINISTRATIVE TRIBUNAL  
TBAI**

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

IN

Original Application No.

**FARAD CO**

**APPLICATION SHEET NO.**

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

**Tribunal's orders**

O.A. 1255/2022

**Shri B.R. Bightot**

**... Applicant**

**Vs.**

**The State of Mah. & Ors.**

**... Respondents**

1. Shri R.L. Adhe, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.

2. Perusal of record reveals that enough chances were granted, but Affidavit-in-reply not filed. We are unable to grant further time as requested by learned P.O. Therefore, O.A. to proceed without Affidavit-in-reply and be kept for final hearing to 11<sup>th</sup> September, 2023.

3. S.O. to 11<sup>th</sup> September, 2023.

Sd/-

Sd/-

**(Debashhish Chakrabarty)**

**(A.P. Kurhekar)**

**Member-A**

**Member-J**

**11.08.2023**

**11.08.2023**

(skw)

**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;"><u>O.A.479/2020</u></p> <p><b>Shri K.P. Salunkhe</b> ... Applicant</p> <p style="text-align: center;"><b>Vs.</b></p> <p><b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned P.O. has tendered Additional Affidavit of Respondent No.3 along with order dated 09.08.2023 which is passed in view of report of Committee to ascertain the correctness of the recoverable amount from the Applicant.</p> <p>3. S.O. for order to 21<sup>st</sup> August, 2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> Member-J 11.08.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH  
ORIGINAL APPLICATION NO 957 OF 2023**

**DISTRICT :**

Dr D. Suryawanshi & Ors )...**Applicant**

**Versus**

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

Shri M.D Lonkar, learned advocate for the Applicants.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

**CORAM** : **Justice P.R Bora (Vice-Chairman)**  
**Mrs Medha Gadgil (Member) (A)**

**DATE** : **11.08.2023**

**PER** : **Justice P.R Bora (Vice-Chairman)**

**ORDER**

1. Heard Shri M.D Lonkar, learned advocate for the Applicants and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents

2. The matter pertains to the appointment by way of nomination on the post of Deputy Director, Health Services, Maharashtra Medical & Health Services, Group-A, pursuant to the advertisement dated 8.10.2021 and Corrigendum dated 25.2.2022.



3. It is the contention of the applicants that without first verifying the eligibility of the candidates who have applied for the said post, M.P.S.C conducted the Screening Test and allowed all the candidates who have applied to appear for such Screening Test. It has been vehemently argued by the learned counsel for the applicants that the procedure adopted by MPSC is against the principles of law, which has resulted in prejudicially affecting the interest of the present applicants. Learned counsel has pointed out that initially the list of 58 candidates was declared as the list of qualified candidates. However, after present Original Application was filed by the applicants, MPSC has deleted the names of 17 persons from the said list of 58 persons and now list of 41 eligible candidates is published. According to the applicants the very contention of the applicants in the Original Application has been accepted by the MPSC. It is further argued on behalf of the applicants that since MPSC allowed ineligible candidates to appear for the Screening Test, that has resulted in unnecessarily increasing the competition. It is the further contention of the learned counsel that had only eligible candidates be allowed for the Screening Test, probably the names of the present applicants ~~and~~ <sup>or might have been</sup> similarly others, ~~they were eligible to be~~ included in the said list. In the circumstances, the learned counsel has prayed for staying the further process of selection. It is pointed out that the interviews are scheduled on 17<sup>th</sup> & 18<sup>th</sup> August, 2023 and if MPSC is allowed to go ahead with the interview, the entire purpose of filing the present Original Application will be frustrated. Learned counsel for the applicants has prayed for interim relief thereby restraining the Respondents from proceeding further with the interviews.

4. Submissions of the applicants is opposed by the learned C.P.O. It has been brought to our notice that MPSC has resolved

to first <sup>hold</sup> holding the Screening Test having regard to the number of candidates <sup>who have or</sup> applied and then from the candidates who succeeded in the said Screening Test, out of them in the ratio of 1 : 5 were called for verification of documents. Learned C.P.O further submitted that ultimately for interview the candidates were to be called in the ratio of 1 : 3, and accordingly after the Screening Test, the document verification was done of 58 candidates having regard to the reservation provided. After document verification, only 41 candidates out of 58 candidates were found to have complied with the eligibility criteria. Hence, names of 41 candidates are notified for calling them for interview. Learned C.P.O further submitted that MPSC has acted strictly in accordance with the rules and no error has been committed in first conducting the Screening Test and thereafter the following process as has been described. Learned C.P.O in the circumstances has opposed for grant of an interim relief, as has been prayed.

5. We have duly considered the submissions made on behalf of the applicants as well as the Respondents. Though, it has been strenuously urged by the learned counsel for the applicants that before conducting the Screening Test, the eligibility of the candidates should have been examined, we do not see any base for such arguments. Even from the rules or from, the interim order dated 22.1.2020 in O.A 35 & 62/2020, prima facie, we do not find that MPSC has adopted the procedure contrary to the rules or the settled guidelines, as has been laid down in Rule 9 of the MPSC, Procedure Rules, 2014 and the procedure has been followed in accordance with the said provisions.

6. In the above circumstances, we are not inclined to arrest the further process for appointment to the said post. We clarify that if ultimately the applicants succeed <sup>at the final hearing</sup> after the pleadings are



submitted, they ~~can~~<sup>would</sup> not be remediless. For the reasons above, we are not inclined to grant any interim relief as has been prayed for the applicants. The Respondents are directed to file affidavit in reply within three weeks from the date of this order.

7. At this juncture, learned counsel for the applicants prayed for making further observation and direct the MPSC that if the appointments are made, all such appointments will be subject to the outcome of the present Original Application.

8. We are, however, not inclined to grant this prayer in view of the observations earlier made by us that prima facie we are not convinced with the submissions made by the learned counsel for the applicants. We have also observed that if the applicants ultimately succeed, they would not be remediless.

9. S.O to 1.9.2023.

Sd/-

**(Medha Gadgil)**  
**Member (A)**

Sd/-

**(P.R Borā, J.)**  
**Vice-Chairman**

**Place : Mumbai**  
**Date : 11.08.2023**  
**Dictation taken by : A.K. Nair.**

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

Tribunal's orders

**11.08.2023**

**O.A 823/2023**

Shri P.B Taware ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri P.B Taware, the applicant in person and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The party in person seeks leave of this Tribunal to add Ali Sadique Ghazanfar and Marath Uday Jagannath as party Respondents in the present Original Application.

3. Leave granted. Amendment to be carried out forthwith. After amendment is carried out, issue notice to the added Respondents.

4. Issue notice before admission returnable on 1.9.2023.

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.

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

7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **seven** days or service report on affidavit 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."

9. Learned C.P.O has sought time to file affidavit in reply.

10. S.O to 1.9.2023.

Sd/-

Sd/-

**Medha Gadgil**  
**Member (A)**

**(P.R Bora, J.)**  
**Vice-Chairman**

Alkn

**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><b><u>11.08.2023</u></b></p> <p><b><u>O.A 771/2023</u></b></p> <p>U.S Rathod ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed positively to file affidavit in reply before the next date.</p> <p>3. S.O to 22.8.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(P.R Bora, J.)</b> Vice-Chairman</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 style="text-align: center;"><b><u>11.08.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 845/2023</u></b></p> <p>Shri R.P Deshmukh ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.G Gundajwar, holding for Shri R.G Panchal, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Affidavit in reply is already filed.</p> <p>3. Learned counsel for the applicant seeks time to file rejoinder.</p> <p>4. S.O to 1.9.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.R Bora, J.) Vice-Chairman</p> <p style="text-align: center;">Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 1009 & 1010/2023**

**DISTRICT : MUMBAI**

Dr Rajashri K. Virshid  
Dr Mirz S.Baig

)...**Applicants**

**Versus**

The State of Maharashtra & Ors

)...**Respondents**

Shri A.V Sakolkar with Shri Shyam Patil, learned advocate for the Applicants.  
Shri Thorat, learned Presenting Officer for the Respondents.

**CORAM** : **Justice P.R Bora (Vice-Chairman)**

**DATE** : **11.08.2023**

**ORDER**

1. Heard Shri A.V Sakolkar with Shri Shyam Patil, learned advocate for the Applicants and Shri Thorat, learned Presenting Officer for the Respondents.
2. The present Applicants ought to have filed the present Original Applications before the Aurangabad Bench of this Tribunal. However, since today the Bench is not available at Aurangabad and the learned Vice-Chairman, Presiding over the said Bench is today holding the sitting at the Principal bench under the order of the Hon'ble Chairperson, the applicants have therefore prayed that permission be granted to file these matters at the Principal Bench, at Mumbai, having regard to the urgency in the matter.
3. Considering the submissions, the permission has been granted and accordingly the matters are registered at Principal Bench, Mumbai.
4. The applications are filed by the applicants against the impugned transfer order dated 10.8.2023, whereby the applicant in O.A 1009/2023 is transferred from Aurangabad to Ambejogai and the applicant in O.A 1010/2023 is transferred from Aurangabad to Nagpur. It has been argued by the applicants that the transfers are issued in utter violation of the provisions under the



Transfer Act without approval of the Competent Authority and without following the due procedure of law.

5. Learned P.O has sought time to take instructions in the matter and make submissions. Learned P.O also submits that the record will also be produced before the Tribunal on the date which may be directed by this Tribunal.

6. After having heard the learned counsel for the applicants and the learned P.O, it appears to me that unless the concerned record is produced by the Respondents before this Tribunal, no effective decision is possible. However, at this juncture, relying on the statements made on oath by the applicants in their respective Original Applications, I am inclined to temporarily protect their interest. Hence, following order.

**ORDER**

- (i) The Respondents shall produce the record in respect of the applicants in both the Original Applications on 21.8.2023.
- (ii) Till then the implementation of the impugned transfer order dated 10.8.2023 to the extent of the applicants shall temporarily stand stayed.
- (iii) The Respondents shall show cause as to why such order shall not be made absolute.

Sd/-

**(P.R Bora, J.)**  
**Vice-Chairman**

**Place : Mumbai**  
**Date : 11.08.2023**  
**Dictation taken by : A.K. Nair.**

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

Tribunal's orders

M.A. No.519 of 2023 in O.A. No.1002 of 2023

D.D. Sherkhane ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri V.N. Sagare, 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. Ms. Anu C. Kaladharan, Ld. Advocate submits that she will be filing Vakalatnama on behalf of Respondent No.4 within one week and seeks time to file reply. Issue notice before admission in MA returnable on 25.8.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of OA & MA. 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 MA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the MA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

11.8.2023

(sgj)

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

Tribunal's orders

O.A. No.1000 of 2023

D.M. Pujari

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 21.8.2023. The respondents are directed to file reply. To be shown under the caption of 'Urgent Admission'.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

11.8.2023

(sgj)

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

Tribunal's orders

O.A. No.996 of 2023

D.N. Walunj

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

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

3. Issue notice before admission returnable on 4.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medhã Gadgil)

Member (A)

11.8.2023

(sgj)

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

Tribunal's orders

O.A. No.995 of 2023

D.D. Sherkhane ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

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

2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 25.8.2023. The respondents are directed to file reply.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)  
Member (A)  
11.8.2023

(sgj)

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

Tribunal's order:

O.A. No.994 of 2023

D.D. Sherkhane

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

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

3. Issue notice before admission returnable on 8.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

11.8.2023

(sgj)



**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;"><u>O.A. No.284 of 2023</u></p> <p>R.N. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.A. Shinde, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time.</p> <p>3. S.O. to 25.8.2023. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 11.8.2023</p> <p>(sgj)</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: 11.08.2023</p> <p align="center">O.A. No.299 of 2023</p> <p>Dr. A.S. Kudale .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that Home Department is taking appropriate steps in respect of prayer in the O.A. and they require four weeks time to complete the administrative procedure in order to rectify pay fixation of the Applicant in O.A.</p> <p>3. S.O. to 08.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.390 of 2023</p> <p>P.M. Mire &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. seeks three weeks time to file Affidavit-in-Reply.</li> <li>3. On request of learned P.O. three weeks time is granted to file Affidavit-in-Reply by way of last chance.</li> <li>4. S.O. to 01.09.2023.</li> </ol> <p align="right">Sd/- _____ (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.286 of 2023</p> <p>R.R. Saraf .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Om M. 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. states that requisite information about the Recovery of Rs.8,01,176/- (Rupees Eight Lakhs One Thousand One Hundred and Seventy Six Only) and clarification regarding 60 days leave granted to the Applicant is still not received from the Higher and Technical Education. Learned C.P.O. further submits that she will pursue requisite information from Higher and Technical Education and apprise the Tribunal on next date of hearing.</p> <p>3. S.O. to 25.08.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.180 of 2023</p> <p>M.V. Sakpal .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri P.Padmanabh &amp; Assoc., learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Applicant in person is present.</li> <li>3. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</li> <li>4. Learned Advocate for the Applicant submits that he does not want to file Affidavit-in-Rejoinder.</li> <li>5. Since pleadings are complete, O.A. is admitted and kept for Final Hearing.</li> <li>6. S.O. to 25.08.2023.</li> </ol> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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><b>Date: 11.08.2023</b></p> <p align="center"><b>O.A. No.148 of 2023</b></p> <p><b>A.G. Dhore &amp; Anrs.,</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</li> <li>3. Learned P.O. files Affidavit-in-Reply on behalf of Respondent Nos.1 to 3. It is taken on record.</li> <li>4. Applicant and his Advocate both are absent for last few occasions during the hearing of O.A. In the interest of justice O.A. is adjourned to next date to give one opportunity to the Applicant and his Advocate.</li> <li>5. S.O. to 25.08.2023.</li> </ol> <p align="right">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></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: 11.08.2023</p> <p align="center">O.A. No.98 of 2023 with O.A. No.99 of 2023</p> <p>R.V. Khedekar P.M. Talathi .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Parth Modak, learned Advocate holding for Smt. P. Walimbe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the Affidavit-in-Reply is yet not filed though last chance was given on last hearing i.e. on 28.07.2023.</p> <p>3. Learned P.O. states that O.A. be kept for Final Hearing with liberty to file Affidavit-in-Reply by next date.</p> <p>4. S.O. to 25.08.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.664 of 2023 with O.A. No.665 of 2023 with O.A. No.666 of 2023</p> <p>B.N. Rangdal Y.B. Yadav .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. O.A. No.664 &amp; 665/2023 be tagged and kept together, whereas O.A. No.666/2023 be de-tagged and heard separately.</p> <p>3. On request of learned P.O. time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 04.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">M.A. No.351 of 2023 in O.A. No.563 of 2023</p> <p>D.P. Barge .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. M.A. is filed for delay caused in filing O.A. No.563 of 2023.</p> <p>3. M.A. No.351 of 2023 in O.A. No.563 of 2023 for delay condonation is allowed.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.561 of 2023 with O.A. No.562 of 2023 with O.A. No.563 of 2023</p> <p>S.R. Bhoi S.K. Shivade D.P. Barge .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 &amp; 2 in O.A. No.563/2023. 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 25.08.2023.</p> <p align="right">Sd/- <u>(Debashish Chakrabarty)</u> Member (A)</p> <p align="center">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: 11.08.2023</p> <p align="center"><b>O.A. No.560 of 2023</b></p> <p>S.A. Kolap .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Respondent No.2 – G.A.D. to file separate Affidavit-in-Reply regarding the issue of G.A.D. circular dated 22.04.2022 regarding exemption granted from the payment of Penal Rent during the period of COVID-19 only in respect of Government Accommodation in Mumbai and reasons for exclusion of other cases in Maharashtra.</p> <p>3. On request of Learned P.O. two weeks time is granted to file Affidavit-in-Reply on behalf of Respondents.</p> <p>4. S.O. to 25.08.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.474 of 2023</p> <p>U.A. Karande .....Applicant Versus The State of Maharashtra &amp; 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. On request of earned P.O. seeks two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 25.08.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.475 of 2023</p> <p>U.A. Karande .....Applicant Versus The State of Maharashtra &amp; 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. Learned P.O. seeks two weeks time to file Affidavit-in-Reply. Affidavit-in-Reply filed by Respondent must include information about the status of payment of interest on delayed Pensionary benefits and also about the last ACPS.</p> <p>3. S.O. to 25.08.2023.</p> <p align="right">Sd/- _____ (Debashish Chakrabarty) Member (A)</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: 11.08.2023</p> <p align="center">O.A. No.504 of 2023</p> <p>A.B. Pande .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the Applicant has been reinstated on his post at Chandgad Police Station, Kolhapur.</p> <p>3. Learned Advocate for the Applicant further states that he will place the order passed by the Competent Authority regarding revocation of the Suspension of the Applicant and so also will be done by the learned P.O.</p> <p>4. S.O. to 18.08.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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"><b>Date: 11.08.2023</b></p> <p align="center"><b>O.A. No.349 of 2023</b></p> <p><b>S.P. Kalgutkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri Anup Dhannawat, learned Advocate holding for Shri A.S. Dhannawat, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks three weeks time to file Affidavit-in-Reply.</p> <p>3. On request of learned P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 24.08.2023.</p> <p align="right">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></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"><b>Date: 11.08.2023</b></p> <p align="center"><b>O.A. No.711 of 2023</b></p> <p><b>B.R. Khanderao</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....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. Learned P.O. requested for three weeks time to file Affidavit-in-Reply on behalf of the Respondent.</p> <p>3. On request of learned P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 01.09.2023.</p> <p align="right">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></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: 11.08.2023</p> <p>O.A. No.516 of 2023</p> <p>L.S. Donde .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"><li>1. Applicant and his Advocate both are absent.</li><li>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li><li>3. Learned P.O. states that Affidavit-in-Reply will be filed within one week.</li><li>4. S.O. to 18.08.2023.</li></ol> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</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"><b>Date: 11.08.2023</b></p> <p align="center"><b>O.A. No.738 of 2023</b></p> <p><b>P.N. Kadam</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. states that information has been received today from the Office of the Respondent No.2 and hence Affidavit-in-Reply will be filed within two weeks.</li> <li>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</li> <li>4. Learned Advocate for the Applicant seeks permission to amend.</li> <li>5. On request of learned Advocate for the Applicant, leave to amend is granted.</li> <li>6. S.O. to 25.08.2023.</li> </ol> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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><b>Date: 11.08.2023</b></p> <p align="center"><b>O.A. No.366 of 2023</b></p> <p><b>K.S. Wagh</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that the prayer in this O.A. is similar to the prayers in O.A Nos.171 to 179 of 2023, in which the Aurangabad Bench of this Tribunal has already passed an order on 10.08.2023. The prayers in the 8 O.As. before the Aurangabad Bench and the present O.A. is exactly the same and the Affidavit-in-Reply on behalf of the Respondents is also similar.</p> <p>3. The Aurangabad Bench has given the period of three months to consider the request of the Applicants to reabsorb them on the post of Math &amp; Drawing Instructor and therefore the Respondent in this O.A. also is directed to complete the process of Reabsorption on the post of Math &amp; Drawing Instructor preferably within the period of three months from the day of the order.</p> <p>4. In view of above, O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></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: 11.08.2023</p> <p align="center">O.A. No.410 of 2023</p> <p>S.B. Kumavat &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri S.B. Talekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for the Applicant has vehemently argued on behalf of the Applicant seeking interim relief.</li> <li>3. However, as information required from the PHD is yet to be received and Affidavit-in-Reply is still not filed in O.A.</li> <li>4. Learned P.O. is directed to inform Additional Chief Secretary of PHD to submit requisite information so that Affidavit-in-Reply will be filed on the next date of hearing of O.A.</li> <li>5. Last chance is granted to learned P.O. to file Affidavit-in-Reply. O.A. will be heard finally on the next date.</li> <li>6. S.O. to 01.09.2023.</li> </ol> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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>Date : 11.08.2023</p> <p style="text-align: center;">R.A. No.08 of 2023 in O.A.462 of 2022</p> <p>M. R. Khude &amp; Anrs. ....Applicants</p> <p><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Today, learned P.O. has filed Affidavit in Reply on behalf of Respondent No.2. It is taken on record.</li> <li>3. R. A. be kept for hearing.</li> <li>4. S.O. to 06.09.2023.</li> </ol> <p style="text-align: right; margin-top: 20px;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.08.2023</p> <p>M.A.No.325 of 2023 in M.A.326 of 2023 in O.A.778 of 2020</p> <p>R. V. Kale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri S. Deshpande holding for Shir S. G. Talhar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Two weeks' time is granted to learned P.O. to file reply to M.A.</li> <li>3. Applicant is directed to serve the copy of M.A. on Respondents.</li> <li>4. S.O. to 04.09.2023.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.08.2023</p> <p align="center">O.A.No.954 of 2022</p> <p>A. U. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned for hearing.</p> <p>3. S.O. to 06.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.08.2023</p> <p style="text-align: center;">O.A.No.1167 of 2022 with O.A.No.1113 of 2022</p> <p>P. J. Mahale B. T. Rathod <span style="float: right;">...Applicants</span></p> <p><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicants are claiming benefit of the decision rendered by this Tribunal in O.A.No.16/2022, 749/2022, 750/2022 and 751/2022 dated 11.01.2023 claiming that they are similarly situated persons.</p> <p>3. Learned P.O. submits that Respondents intend to challenge the orders passed by the Tribunal on 11.01.2023 and, therefore, Applicants cannot take benefit of the said decisions.</p> <p>4. In view of above, one week time is granted to learned P.O. to take necessary steps in this behalf. Till then hearing is adjourned.</p> <p>5. S.O. to 25.08.2023.</p> <p style="text-align: right; margin-top: 20px;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: left; margin-top: 10px;">vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.08.2023</p> <p>M. A. No.466 of 2023 in O.A.134 of 2019 with M.A.467 of 2023 in O.A.1076 of 2019 with O.A.1077 of 2019 with M.A.468 of 2023 in O.A.1078 of 2019</p> <p>V. L. Kardile T. R. Wagh &amp; Ors. S. S. Nikkam &amp; Ors. P. K. Jadhav &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicants and Shri A. J. Chougule &amp; Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. requested for time to file reply in remaining O.A.</p> <p>3. S.O. to 01.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>







**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 11.08.2023</b></p> <p><b>O.A.No.710/2023</b></p> <p>N.S. Kumbhar .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.B. Kadam, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned C.P.O. files reply on behalf of Respondent. The same is taken on record. Copy be served upon the concerned Respondents.</p> <p>3. Time granted to learned Advocate to file rejoinder.</p> <p>4. Adjourned to 01.09.2023.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(P.R. Bora J.)</span> Member(A) <span style="float: right;">Vice-Chairman</span></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><b>Date : 11.08.2023</b></p> <p style="text-align: center;"><b>O.A.No.709/2023</b></p> <p>V.D. Hunchikatti .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. states that reply is filed.</p> <p>3. Learned Advocate has sought time to file rejoinder.</p> <p>4. Time granted. Adjourned to 25.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.R. Bora J.) Vice-Chairman</p> <p>prk</p>







Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 11.08.2023</b></p> <p><b>C.A.No.79/2023 in O.A.No.650/2015</b></p> <p>M.R. Patil .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 25.08.2023.</li> <li>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.</li> <li>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.</li> <li>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. Applicants are directed to file Affidavit of compliance and notice.</li> <li>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 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.</li> <li>8. Adjourned to 25.08.2023.</li> </ol> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(P.R. Bora J.)</span> Member(A) <span style="float: right;">Vice-Chairman</span></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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.478/2023</b></p> <p>A.B. Suryawanshi .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Aditya Kharkar, learned Advocate holding for Dr. U.P. Warunjkar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks three weeks time to file affidavit-in-reply.</p> <p>3. Learned Advocate has submitted that reply will be necessary in the matter.</p> <p>4. Time granted. Adjourned to 01.09.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(P.R. Bora J.)</b> Vice-Chairman</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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.520/2023</b></p> <p>R.B. Kale .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Atharv Nalawade, learned Advocate holding for Mr. R.P. Hake-Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. sought time for filing affidavit-in-reply.</p> <p>3. Time granted. Adjourned to 25.08.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(P.R. Bora J.N)</b> Vice-Chairman</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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.522/2023</b></p> <p>R.S. Kachare .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. U.V. Bhosle, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. sought time for filing affidavit-in-reply.</p> <p>3. Time granted. Adjourned to 25.08.2023.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(P.R. Bora)</span> Member(A) <span style="float: right;">Vice-Chairman</span></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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.680/2023</b></p> <p>S.J. Chavan .....Applicant Vs The State of Maharashtra &amp; 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. Learned C.P.O. sought time for filing affidavit-in-reply.</p> <p>3. Time granted. Adjourned to 01.09.2023.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(P.R. Bora J.)</span> Member(A) <span style="float: right;">Vice-Chairman</span></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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.787/2023</b></p> <p>A.R. Deokar .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter though adjourned taken up at the request of learned Advocate Mr. Khaire.</p> <p>3. Learned Advocate has insisted for interim order in the matter stating that the order of promotion is likely to be issued any time henceforth.</p> <p>4. Learned C.P.O. has sought time to file affidavit-in-reply.</p> <p>5. In view of the submissions made the following order is passed :</p> <p>(i) Time granted to learned C.P.O. to file affidavit-in-reply till 22.08.2023. (ii) In the meanwhile, if the process of promotion is carried out that will be subject to the outcome of the present O.A.</p> <p>6. Adjourned to 22.08.2023.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p style="text-align: center;">Sd/- <b>(P.R. Bora J.)</b> Vice-Chairman</p> <p>prk</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"><u>O.A. No.138 of 2019</u></p> <p>Parshuram V. Kharude ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant has filed the present OA seeking following relief:</p> <p align="center"><i>"10(a) By suitable orders or directions this Hon'ble Tribunal may be pleased to appoint the applicant on the post of Forest Guard under the horizontal reservation from the category of permanent Van Majoor in the open category as per the ratio/observation in the judgment of Division Bench of Hon'ble Tribunal at Aurangabad dated 18.8.2017, with all other consequential service benefits."</i></p> <p>3. It is the case of the applicant that he was appointed as Van Majoor on temporary basis and worked on the said post since 1.7.1989. Vide GR dated 16.10.2012 his services came to be regularized on the post of Van Majoor on 20.12.2012. On 14.9.2016 the respondent no.3 published an advertisement for 4 posts of Forest Guard, Group-C and in the said advertisement 10% horizontal reservation was provided for the daily wager Van Majoor. The applicant applied for the said post and filled in the online form. The applicant participated in the selection process and was not selected. The applicant has not been selected on the ground that he did not fall within the category for which 10% horizontal reservation was provided. Ld. Advocate for the applicant relying on the GR dated 16.10.2012 and also relying on the judgment rendered by this Tribunal in OA No.88/2015 on 18.8.2017 submitted that the respondents have grossly erred in not considering the candidature of the applicant from the category through which he has claimed advertised post. Ld. Advocate further submitted that 10%</p> <p align="right"></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>reservation provided for Rojandari Van Majoor is also to be held for the Van Majoors who on the strength of 2012 GR have been regularized in the service. Ld. Advocate for the applicant in the circumstances prayed for allowing the OA.</p> <p>4. Ld. CPO opposed the submissions made on behalf of the applicant. It is contended that 10% reservation which is provided for the concerned advertisement is for daily wagger Van Majoor and not for Van Majoor who are regularized and posted on the supernumerary post created for that purpose.</p> <p>5. We have duly considered the submissions made on behalf of the applicant and the respondents i.e. State authority. We have perused the GR which has been relied as well as decision which has been cited to buttress the contention raised on behalf of the applicant. It appears that the entire thrust of the applicant is for submitting that he has to be treated at par with Rojandari Van Majoor for which 10% reservation is provided and in order to support his contention the Ld. Advocate has emphasized on some of the provisions in the GR dated 16.10.2012. However, after having carefully perused the provisions which have been relied on we are unable to agree with the submissions made on behalf of the applicant. There are two separate categories as is revealing from the contents of the GR as well as the advertisement issued. <del>Ld. Advocate for the applicant reveals</del> <sup>se</sup> that the Van Majoor who were regularized in service were eligible to contest up to the age of 46 years for the advertised post and only 10% posts were reserved for the daily wagers. When there are two separate categories explicit from the advertisement as well as GR the contention as has been raised by the applicant that he was also liable to be treated from the said category is difficult to be accepted. There is no substance in the OA so preferred. In the result, the following order is passed.</p> <p>6. OA is dismissed, however, without any orders as to cost.</p> <p style="text-align: center;">Sd/- (Medhā Gadgil) Member (A) 11.8.2023</p> <p style="text-align: center;">Sd/- (P.R. Bora, J.) Vice-Chairman 11.8.2023</p> <p>(sgj)</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"><u>O.A. No.137 of 2019</u></p> <p>Bharat N. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant has filed the present OA seeking following relief:</p> <p align="center"><i>“10(a) By suitable orders or directions this Hon’ble Tribunal may be pleased to appoint the applicant on the post of Forest Guard under the horizontal reservation from the category of permanent Van Majoor in the open category as per the ratio/observation in the judgment of Division Bench of Hon’ble Tribunal at Aurangabad dated 18.8.2017, with all other consequential service benefits.”</i></p> <p>3. It is the case of the applicant that he was appointed as Van Majoor on temporary basis and worked on the said post since 1.1.1993. Vide GR dated 16.10.2012 his services came to be regularized on the post of Van Majoor on 16.12.2012. On 14.9.2016 the respondent no.3 published an advertisement for 4 posts of Forest Guard, Group-C and in the said advertisement 10% horizontal reservation was provided for the daily wager Van Majoor. The applicant applied for the said post and filled in the online form. The applicant participated in the selection process and was not selected. The applicant has not been selected on the ground that he did not fall within the category for which 10% horizontal reservation was provided. Ld. Advocate for the applicant relying on the GR dated 16.10.2012 and also relying on the judgment rendered by this Tribunal in OA No.88/2015 on 18.8.2017 submitted that the respondents have grossly erred in not considering the candidature of the applicant from the category through which he has claimed advertised post. Ld. Advocate further submitted that 10%</p> <p align="center"></p>

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

**Tribunal's orders**

reservation provided for Rojandari Van Majoor is also to be held for the Van Majoors who on the strength of 2012 GR have been regularized in the service. Ld. Advocate for the applicant in the circumstances prayed for allowing the OA.

4. Ld. CPO opposed the submissions made on behalf of the applicant. It is contended that 10% reservation which is provided for the concerned advertisement is for daily wagger Van Majoor and not for Van Majoor who are regularized and posted on the supernumerary post created for that purpose.

5. We have duly considered the submissions made on behalf of the applicant and the respondents i.e. State authority. We have perused the GR which has been relied as well as decision which has been cited to buttress the contention raised on behalf of the applicant. It appears that the entire thrust of the applicant is for submitting that he has to be treated at par with Rojandari Van Majoor for which 10% reservation is provided and in order to support his contention the Ld. Advocate has emphasized on some of the provisions in the GR dated 16.10.2012. However, after having carefully perused the provisions which have been relied on we are unable to agree with the submissions made on behalf of the applicant. There are two separate categories as is revealing from the contents of the GR as well as the advertisement issued. ~~Ld. Advocate for the applicant reveals that the Van Majoors~~ who were regularized in service were eligible to contest up to the age of 46 years for the advertised post and only 10% posts were reserved for the daily wagers. When there are two separate categories explicit from the advertisement as well as GR the contention as has been raised by the applicant that he was also liable to be treated from the said category is difficult to be accepted. There is no substance in the OA so preferred. In the result, the following order is passed.

6. OA is dismissed, however, without any orders as to cost.

Sd/-

(Medha Gadgil)  
Member (A)  
11.8.2023

(sgj)

Sd/-

(P.R. Bora, J.)  
Vice-Chairman  
11.8.2023

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 11.08.2023</b></p> <p><b>O.A.No.818/2023</b></p> <p>Dr. D.A. Shengal .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. When the present matter is taken up for consideration learned P.O. submits that within one week reply will be filed. It is further directed that officer who is present today will also inform the concerned officer to decide the representation by the next date.</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 21.08.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</p> <p>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original 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.</p> <p>9. Adjourned to 21.08.2023.</p> <p style="text-align: right;">Sd/- <b>(P.R. Bora J.)</b> <b>Vice-Chairman</b></p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 11.08.2023</b></p> <p><b>O.A.No.945/2023</b></p> <p>R.K. Bhosle .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Today learned P.O. has tendered the affidavit on behalf of Respondent. The same is taken on record. Copy is served to the other side.</li> <li>3. Learned Advocate for the Applicant seeks time to go through the reply and file rejoinder, if it is so required.</li> <li>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>5. Issue notice before admission returnable on 18.08.2023.</li> <li>6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>8. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</li> <li>9. 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 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.</li> <li>10. Adjourned to 18.08.2023.</li> </ol> <p style="text-align: right;">Sd/- <b>(P.R. Bora J!)</b> <b>Vice-Chairman</b></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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.1007/2023</b></p> <p>G.V. Pawar .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K. Upasani, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. After hearing learned Advocate appearing for the Applicant for some time, learned P.O. has pointed out that the present O.A. may not appear before the Single Bench since the prayer in the O.A. is for quashing of G.R.</p> <p>3. In view of above, O.A. be placed before the Division bench on 17.08.2023.</p> <p style="text-align: right;">Sd/- <b>(P.R. Bora J.)</b> <b>Vice-Chairman</b></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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.828/2023</b></p> <p>S.S. Khot .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Aditya S. Raktade, learned Advocate holding for Mr. G.G. Nankar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents. Mr. R.V. Shinde, learned Advocate for the Respondent No.4 is absent.</p> <p>2. At the request of learned Advocate for the Applicant adjourned to 18.08.2023 for filing amendment application.</p> <p>Sd/- <b>(P.R. Bora J.)</b> Vice-Chairman</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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.867/2023</b></p> <p>Dr. B.S. Nagargoje .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. P.S. Nagargoje, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. has tendered affidavit-in-reply on behalf of Respondent No.1. The same is taken on record. Copy is given to the other side.</p> <p>3. Adjourned to 22.08.2023.</p> <p style="text-align: right;">Sd/- <b>(P.R. Bora J.) Vice-Chairman</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

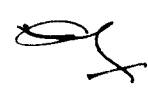
(Advocate .....

*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><b>Date : 11.08.2023</b></p> <p><b>O.A.No.1004/2023</b></p> <p>K.K. Yadav .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has submitted that in the present matter the order on the strength of which the applicant is alleged to have been transferred by taking approval of the competent authority is not served upon the Applicant. Learned Advocate has sought directions against the Respondent No.1 to provide the copy of order dated 21.07.2023 to the Applicant. The said order has been challenged in the present O.A.</p> <p>3. Learned P.O. is directed to forward the copy of the said order on whatsapp to the Applicant by 18.08.2023. Applicant is directed to immediately provide his whatsapp number to the concerned Officer who is present before the Tribunal. Learned P.O. is directed to file affidavit-in-reply within a period of three weeks.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p style="text-align: right;"></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
	<p>5. Issue notice before admission returnable on 18.08.2023.</p> <p>6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>8. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</p> <p>9. 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 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.</p> <p>10. Adjourned to 18.08.2023.</p> <p style="text-align: center;">Sd/- <b>(P.R. Bora J.)</b> <b>Vice-Chairman</b></p> <p>prk</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.389 of 2023</u></p> <p>M.S. Shinde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.K. Hande, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 25.8.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 11.8.2023 (sgj)</p> <p style="text-align: center;">Sd/- (P.R. Bora, J.) Vice-Chairman 11.8.2023</p>

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

Tribunal's orders

O.A. No.988 of 2023

R.D. Kanade

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri M.D. Lonkar, 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 1.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

11.8.2023

(sgj)

Sd/-

(P.R. Bora)

Vice-Chairman

11.8.2023

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

Tribunal's orders

O.A. No.991 of 2023

Y.M. Bhurkud

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri C.T. Chandratre, 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. Ld. Advocate for the applicant insists for a short date stating that list of selected candidates is likely to expire on 31.8.2023. Issue notice before admission returnable on 24.8.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medhā Gadgil)

Member (A)

11.3.2023

(sgl)

Sd/-

(P.R. Bora, J)

Vice-Chairman

11.8.2023

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

Tribunal's orders

O.A. No.997 of 2023

S.P. Gaikwad

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

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

3. Issue notice before admission returnable on 1.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

Sd/-

(Medha Gadgil)

(P.R. Bora, J)

Member (A)

Vice-Chairman

11.8.2023

11.8.2023

(sgj)

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

Tribunal's orders

O.A. No.998 of 2023

H.N. Thakar

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

2. 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 8.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

Sd/-

(Medha Gadgil)

(P.R. Bora, J)

Member (A)

Vice-Chairman

11.8.2023

11.8.2023

(sgj)

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

Tribunal's orders

O.A. No.1001 of 2023

S.D. Davbhat & Ors. ..Applicants  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicants 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 1.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)  
Member (A)  
11.8.2023

(P.R. Bora, J.)  
Vice-Chairman  
11.8.2023

(sgj)

**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;"><u>M.A. No.516 of 2023 in O.A. No.1001 of 2023</u></p> <p>S.D. Davbhat &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; 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> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 11.8.2023 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (P.R. Bora, J.) Vice-Chairman 11.8.2023</p> </div> </div>