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M.A. No.499 of 2023 in O.A. No.969 of 2023
S.D. Kamble ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri R.B. Vijaymane, 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 8.11.2023. 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)
11.10.2023

(sgj)

Office Notes, Office Memoranda of Coram,
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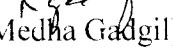
Tribunal's orders

4. Ld. PO draws our attention to para 29 of the said reply where a reference of the order in OA No.316/2017 is made. It is further mentioned that Legal Cell is studying the order and likely to challenge in due course of time. As the affidavit was filed in March, 2019 and today we are in October, 2023, we would like to know whether the order was challenged or not. Ld. PO on instructions informs that the said order is not challenged till today.

5. In view of this as the applicants are similarly placed with that of applicants in OA No.316/2017 the issue of granting them consequential benefits is not res integra. We have to follow the order passed by the earlier Bench as it holds the field as of today.

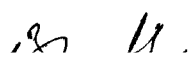
6. So in view of the ratio laid down in (2015) 1 SCC 347 State of Uttar Pradesh & Ors. Vs. Arvind Kumar Srivastava & Ors. we allow this OA and direct the respondents to regularize the services of the applicant from their initial date of appointment along with all consequential service benefits. No order as to costs.

Sd/-


(Medha Gadgil)
Member (A)
11.10.2023

(sgj)

Sd/-


(Mridula Bhatkar, J.)
Chairperson
11.10.2023

**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.

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p align="center">Tribunal's orders Date : 11.10.2023</p>
	<p align="center">O.A.No.1285 of 2023</p> <p>Dr. S. B. ChavanApplicant Versus The State of Maharashtra & 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. Learned Advocate for the Applicant states that Applicant who is Live Stock Development Officer has been transferred by Animal Husbandry and Dairy Development Department's Order dated 05.10.2023 from the Deputation Post of 'Head of Department' BARTI, Pune. She states that the Applicant had been initially sent on the 'Deputation Post' of 'Head of Department, BARTI' for One Year by order dated 26.08.2022 of Social Justice & Special Assistance Department with concurrence of the Animal Husbandry Department & Dairy Development, as per provisions of Maharashtra Civil Services (Joining Time, Foreign Service and Payments during Suspension, Dismissal and Removal), Rules, 1981. Subsequently, Animal Husbandry and Dairy Development Department vide order dated 29.09.2022 recalled him from his post of 'Head of Department, BARTI' along with other officers on grounds of 'Administrative Exigencies' arising from the spread of 'Lumpy Skin Disease'. Subsequently, Social Justice & Special Assistance Department again by order dated 13.02.2023 sent the Applicant back to the 'Deputation Post' held earlier by him of 'Head of Department, BARTI' for the period of Two Years. Thereafter, the Animal Husbandry and Dairy Development Department by order dated 05.10.2023 has again recalled the Applicant from the post of 'Head of Department, BARTI' on grounds of 'Administrative Exigencies' arising from spread of 'Lumpy Skin Disease'.</p>

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3. Learned Counsel for the Applicant further states that Applicant has been sent to the 'Deputation Post' of 'Head of Department, BARTI, Pune' by Social Justice & Special Assistance Department on two occasions and recalled on two occasions by the Animal Husbandry & Dairy Development Department. Therefore, she stated that the Applicant prays that the order of Social Justice Department dated 13.02.2023 which allowed the Applicant to serve on 'Deputation Post' of 'Head of Department, BARTI, Pune' for Two Years be implemented and stay granted to the order of Animal Husbandry & Dairy Development Department dated 05.10.2023. Further, learned Advocate of the Applicant also points out that order of Animal Husbandry & Dairy Development Department dated 05.10.2023 has been issued without observing provisions of Rule 40 of Maharashtra Civil Services (Joining Time, Foreign Service and Payments during Suspension, Dismissal and Removal), Rules, 1981 and in contravention of the guidelines in G.A.D. G.R. dated 16.10.2018 emphasizing on the requirement of Three Months which was required to be given the Applicant.

4. Learned P.O. has argued that the order of Applicant has been issued by Animal Husbandry & Dairy Development Department on 05.10.2023 in its capacity of 'Cadre Controlling Authority' of 'Live Stock Development Officers' and on the ground that there is 'Administrative Exigencies' on account of spread of 'Lumpy Skin Disease'. Learned P.O. produces 'File Noting' of Social Justice Department. She further states that several officers of the cadre of 'Live Stock Development Officer' have also been recalled and many others proposed to be recalled alongwith the Applicant by the Animal Husbandry & Dairy Development Department.

5. The perusal of 'File Noting' of the Social Justice & Special Assistance Department makes it evident that the order of Applicant issued on 13.02.2023 by Social Justice & Special Assistance Department was with the prior approval of 'Hon'ble Chief Minister' who is also the

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	<p>'Minister in Charge' of the Social Justice Department, although no concurrence had been taken from the 'Minister in Charge' of 'Animal Husbandry and Dairy Development Department'. The order of Animal & Dairy Development Department of 05.10.2023 on the other hand has been issued with approval of the 'Minister in Charge' of the 'Animal Husbandry & Dairy Development Department'. However, as it is imperative to maintain the sanctity of administrative hierarchy in decision making and considering the fact Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 designates the 'Hon'ble Chief Minister' as the 'Competent Authority' to take decisions in respect of transfer of all Government Servants above certain Pay Scales as well as in cases of 'Mid-Term Transfers' which requires 'Minister-in-Charge' of Administrative Department to take prior approval from the 'Hon'ble Chief Minister' as 'Next Higher Authority'; the Animal Husbandry Department's order dated 05.10.2023 should have been issued after submitting the proposal to the 'Hon'ble Chief Minister' particularly because he had approved the earlier proposal of Social Welfare & Special Assistance Department to send the Applicant to the 'Deputation Post' of 'Head of Department, BARTI' for Two Years.</p> <p>6. The fact and circumstances of the case also highlights the lack of desirable degree of Coordination interface between the Animal Husbandry & Dairy Development Department and Social Justice & Special Assistance Department. The order of Social Justice Department dated 13.02.2023 which was issued after approval of by the</p>

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'Hon'ble Chief Minister' who is Minister in Charge of Social Justice & Special Assistance Department was required to be duly considered by the 'Minister in Charge' of 'Animal Husbandry Department' before granting approval to issue the order dated 05.10.2023. The Animal Husbandry and Dairy Development Department is therefore advised to reconsider the order of the Applicant issued on 05.10.2023 and bring it to the notice of 'Minister in Charge' Animal Husbandry Department that the earlier order of Social Justice & Special Assistance Department dated 13.02.2023 had been issued with approval of 'Hon'ble Chief Minister'. Thereupon an appropriate decision may be taken afresh, about the continuation of the Applicant on the 'Deputation Post' of 'Head of Department, BARTI^{or}' otherwise but with the approval of 'Hon'ble Chief Minister'. Till such time, the Animal Husbandry & Dairy Development Department order dated 05.10.2023 shall not be brought into implementation by both the Social Justice & Special Assistance Department and Animal Husbandry Dairy Development Department and the Applicant be permitted to join back on the 'Deputation Post' of 'Head of Department, BARTI, Pune'.

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

8. Issue notice before admission returnable on 08.11.2023.

9. 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.

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	<p>10. 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>11. 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>12. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</p> <p>13. S.O. to 08.11.2023</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p align="center">O.A.No.492 of 2023</p> <p>M. G. MullaApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that he had challenged Revenue & Forest Department Order dated 13.04.2023 whereby his 'Transfer Order' dated 11.04.2023 to the post of 'SDO; Daund-Purandar, District Pune' had been stayed.</p> <p>3. Learned P.O. has tendered the order of Revenue and Forest Department dated 11.10.2023 by which the 'Stay Order' of 13.04.2023 has been cancelled and the Applicant as per order dated 11.04.2023 is permitted to work on the post as the 'Sub Division Officer, Daund-Purandar, District Pune.'</p> <p>5. Learned P.O. states as nothing survives in the matter, this O.A. No.492/2023 deserves to be disposed off</p> <p>6. Learned Advocate for the Applicant expressed consent to the O.A. No.492/2023 being disposed off.</p> <p>7. Hence O.A. No.492/2023 is disposed off with No Order as to Costs.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

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MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A.412/2023</u>
	<p>B.P. Patil ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri S.S. Dere, Learned Advocate for the Applicant and Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. The Ld. Advocate for the Applicant submits that in this matter, DE is already over. It is already noted in the earlier order dated 11.09.2023 that the Enquiry Officer has submitted his report on 21.08.2023.</p> <p>3. S.O. to 1st November, 2023 for Respondents to take final decision.</p> <p style="text-align: center;">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member-A Chairperson 11.10.2023 11.10.2023</p> <p>(skw)</p>

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Tribunal's orders

O.A.1153/2023

D.A. Pawar & Ors.

...Applicants

Vs.

The State of Maharashtra & Ors.

...Respondents

1. Heard Shri M. Dangare, Learned Advocate for the Applicant and Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.
2. Issue notice returnable on 16.10.2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. S.O. to 16th October, 2023.,

Sd/-

Sd/-

(**Debashish Chakrabarty**)
Member-A
11.10.2023

(**Mridula Bhatkar, J.**)
Chairperson
11.10.2023

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A.899/2023 with O.A.900/2023</u></p> <p>C.R. Pol V.A. Kolekar ...Applicants Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Smt. Punam Mahajan, Learned Advocate for the Applicants and Ms. S.P. Manchekar, Learned Chief Presenting Officer for the Respondents.</p> <p>2. In O.A.899/2023, the Government has filed reply and in O.A.900/2023, the Government has not filed the reply.</p> <p>3. The Ld. CPO to go through Rule 9 of 'The Maharashtra Sub-Service Divisional Examination Rules'.</p> <p>4. The Ld. Advocate for the Applicants submits that O.A.899/2023 not to be taken along with O.A.900/2023. It be separated.</p> <p>5. The Ld. Advocate for the Applicants submits that she does not want to file Rejoinder.</p> <p>6. S.O. to 20th October, 2023 for final hearing. HOB.</p> <p align="center">/i . . . /</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member-A Chairperson 11.10.2023 11.10.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A.527/2023</u></p> <p>Dr. J.R. Bande ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, Learned Advocate for the Applicant, Ms. S.P. Manchekar, Learned Chief Presenting Officer for the Respondent No.1 and Smt. Purnima Singh holding for P. Pande, Ld. Advocate for Respondent No.2.</p> <p>2. Today reply of Government is filed.</p> <p>3. S.O. to 1st November, 2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member-A Chairperson 11.10.2023 11.10.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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DISTRICT

..... Applicant/s

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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;"><u>O.A.127/2023</u></p> <p>R.V. Kokare ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri C.T. Chandratre, Learned Advocate for the Applicant and Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. The Ld. PO submits that today she is filing Affidavit-in-reply.</p> <p>3. One week time is granted for filing Rejoinder.</p> <p>4. S.O. to 18th October, 2023.</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;"> <p>Sd/- (Debashish Chakrabarty) Member-A 11.10.2023</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 11.10.2023</p> </div> </div> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.10.2023</p> <p align="center">O.A. No.751 of 2023</p> <p>I.V. BasleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents, Ms. P Pradhan, learned Advocate for the Respondent No.3 and Shri K.R. Jagdale, learned Advocate for the Respondent No.4.</p> <p>2. O.A. No.751/2023 is de-tagged from O.A. No.1161/2023.</p> <p>3. O.A. No.751/2023 is adjourned to 03.11.2023 for Final Hearing. (HOB)</p> <p align="center"> Sd/- Sd/- (Debashish Chakrabarty) / (Mridula R. Bhatkar, J.) Member (A) Chairperson </p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 11.10.2023
	<p align="center">O.A.No.769 of 2023</p> <p>U. S. SuryawanshiApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan , learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri Ashwin Umrikar, learned Advocate for Respondent No.3.</p> <p>2. Learned P.O. along with concerned officers of Planning Department have tendered the copy of letter dated 10.10.2023 addressed to learned C.P.O.-wherein it has been stated that Applicant has been proposed to be transferred on the post of 'Deputy Director District Statistical Officer, Ahmednagar' as this post is required to be filled up because of (i) 'World Bank Project to be implemented by all District Collectors (ii) 'Economic Survey of Maharashtra' to be published by the 'Directorate of Economics and Statistical.'</p> <p>3. The Respondent Nos.1 and 2 were directed by order dated 22.09.2023 to reconsider their proposal to transfer the Applicant to post of 'Deputy Director District Statistical Officer, Ahmednagar' and convene 'Special CSB Meeting' to decide on his request to be posted to any one of 'Vacant Post' of (i) District Planning Officer, Sangali or (ii) Deputy Director, District Statistical Officer, Satara. However, it appears that Respondent No.1 and 2 had not received the copy of order dated 22.09.2023.</p> <p>4. The Respondent No.1 and 2, therefore, sought 'Two Weeks' time to implement the order dated 22.09.2023 and inform the learned P.O. about the decision taken in the 'Special CSB Meeting.' Two weeks' time granted to Respondent Nos.1 and 2.</p> <p>5. S.O. to 27.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram,
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Tribunal's orders

Date : 11.10.2023

O.A.No.70/2023

H.D. More & Ors.Applicants
Vs
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. U.V. Bhosle, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. files affidavit-in-sur-rejoinder dated 03.10.2023 on behalf of Respondent No.2, Ms. Sadhana C. Patil, Assistant Commissioner, in the office of Commissioner & Director, Directorate of Municipal Administration, Navi Mumbai. Paragraphs 4.1 & 4.2 reads as below:

"4.1 The present Applicants belong to Open Category and applied for the same as open candidates for the post of 'Civil Engineers' in the advertisement dated 07.04.2018, therefore the scope of the present Sur-Rejoinder will be constrained only to the Open Category. The status of the available and vacant posts of the 'Civil Engineers' for General Category as per the advertisement dated 7.04.2018 is as under :

No. of posts for General Category	Grade-A	Grade-B	Grade-C
Advertised	2	27	24
Filled in posts along with marks of the last candidate in the respective categories	2 Marks of the last candidate- 119.25	27 Marks of the last candidate 90.5	24 Marks of the last candidate - 73.5

The marks obtained by the Applicant No.1, Shri Harshraj Dattatray More are 72.5, Applicant No.2, Shri Pravin Chandrakant Suryawanshi 73 and Applicant No.3, Shri Ajay Hansraj Patil is 73 and these marks are less than marks obtained by the last selected candidates from open category.

4.2. There is no waiting list published for the Grade-A and Grade-B as the posts are filled in. Moreover, the present Applicants have not secured more marks for seeking appointment against the Grade A and B. I say that waiting lists were prepared in the Grade C two times, one on 19.09.2019 and another on 19.05.2021."

3. Learned C.P.O. has submitted that today she will submit list of 29 candidates i.e. from Grade A (two candidates) and from Grade B (27 candidates).

4. Adjourned to 12.10.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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DISTRICT

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p>M.A.No.⁶²⁸638/2023 in O.A.No.520/2018</p> <p>S.S. KshirsagarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Kunal Tilak holding for Ms. Punam Mahajan, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer, for Respondent No.3.</p> <p>2. M.A.No.638/2023 is filed seeking early hearing of O.A.No.520/2018.</p> <p>3. As O.A. is already adjourned to 07.11.2023, it will be taken up on the said date.</p> <p>4. In view of above, M.A. stands disposed of and O.A. adjourned to 07.11.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha^o Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.10.2023</p> <p align="center">O.A. No.992 of 2023</p> <p>S.D. Javir & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate along with Shri H.S. Bali, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Since pleading is complete, O.A. is admitted for Final Hearing.</p> <p>3. S.O. to 22.11.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.10.2023</p> <p align="center">O.A. No.1025 of 2023</p> <p>H.A. MarnoorApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant seeks three weeks time to file 'Affidavit-in-Rejoinder.' Time as prayed is granted.</p> <p>3. S.O. to 01.11.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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: 11.10.2023</p> <p align="center">O.A. No.420 of 2023 with O.A. No.1178 of 2023</p> <p>D.M. BhamrayApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Shri Dinesh Waghmare, Secretary, Medical Education has sent file and the Order of Exoneration from D.E. will be issued today or tomorrow.</p> <p>3. Matter is fixed for tomorrow.</p> <p>4. S.O. to 12.10.2023.</p> <p align="center">Sd/- _____ (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- _____ (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

**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 : 11.10.2023</p> <p>O.A.No.891/2022</p> <p>K.S.A.H. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Mr. Talekar, learned Counsel for the Applicant is absent.</p> <p>3. In view that learned Counsel is absent, adjourned to 12.10.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**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 : 11.10.2023</p> <p>M.A.No.578/2023 in O.A.No.625/2021</p> <p>K.D. Binner & Ors.Applicants Vs. The State of Maharashtra & Ors. .Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Caveat No.57/2023 is filed by the Respondents in this matter that no hearing is to be taken in absence of the Respondents. However, now the Respondents are aware that today matter is on board. Matter appeared earlier on 11.09.2023 and thereafter matter was fixed on 04.10.2023 and then on today's board.</p> <p>3. Learned Counsel Mr. Jagdale has submitted that the advertisement is issued on 28.08.2023 and the last date for submission of form was 18.09.2023.</p> <p>4. Learned P.O. has submitted that the last date for filling up of the form was further extended upto 22.09.2023. She has submitted that the applicants who were falling within the age limit as per the advertisement did not apply for the said post. She has submitted that the schedule for examination will be declared in the last week of October, 2023.</p>

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

Tribunal's orders

5. On query learned Counsel has submitted that Applicants i.e, Applicant No.5, Shri Shuhas Ramesh Patil, Applicant No.7, Shri Baliram Gulabrao Vankhede and Applicant No.8, Shri Deepak Hanumant Gholap falls within the age limit so far as the present advertisement is concerned.

6. Under such circumstances, we direct the Respondent to accept the forms of these three applicants, if they want to fill up and submit the same upto 17.10.2023.

7. On query learned P.O. has informed that the advertisement is issued for Raigad, Thane and Palghar for 28 posts of ambulance driver. Present Applicants are working in Thane and Palghar Districts.

8. Hence, we raise the following queries to learned P.O. to state,

- (a) the total Number of Ambulances in Thane and Palghar Districts.
- (b) How many sanctioned posts are available in Thane and Palghar Districts
- (c) How many drivers are appointed by regular recruitments process in Thane and Palghar Districts.
- (d) Since how many years outsourcing is going on.

9. Adjourned to 18.10.2023

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

(Debashish Chakrabarty)
Member(A)

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 : 11.10.2023</p> <p>O.A.No. 825 of 2023</p> <p>S. M. Sarangdhar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.2. On request of learned P.O., three weeks time is granted to file 'Affidavit in Reply.'3. 'Interim Relief' to continue till next date.4. S.O. to 01.11.2023. <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p>O.A.No.909 of 2023</p> <p>S. S. SagwekarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Smt. Punam Mahajan, learned Advocate Ofor Respondent No.2.</p> <p>2. Learned P.O. for the Respondent No.1 and learned Advocate for the Respondent No.2 seek two weeks time to file 'Affidavit-in-Sur-Rejoinder.'</p> <p>3. S.O. to 25.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p>O.A.No.784 of 2023</p> <p>R. T. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondent No.1 and Shri H. Bali with Shri K. R. Jagdale, learned Advocates for the Respondent No.2.</p> <p>2. Today, learned Counsel for the Applicant has filed 'Affidavit-in-Rejoinder' to 'Affidavit-in-Reply' of Respondent No.1. It is taken on record. Learned Advocate seeks time to file 'Affidavit-in-Rejoinder' to 'Affidavit-in-Reply' of Respondent No.2.</p> <p>3. The matter is admitted and kept for final hearing.</p> <p>4. S.O. to 26.10.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

J 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 : 11.10.2023</p> <p>O.A.No.1061 of 2023 with O.A.No.1062 oof 2023</p> <p>V. S. JorkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that 'Affidavit in Reply' in O.A.No.1061/2023 is under preparation and same will be filed during the course of the day.</p> <p>3. Learned P.O. seeks one week time to file 'Affidavit in Reply' in O.A.No.1062/2023.</p> <p>4. S.O. to 18.10.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member(A)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p>O.A.No.764 of 2023</p> <p>G. N. BadadareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & 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 P.O., two weeks time is granted to file 'Affidavit-in-Reply.'</p> <p>3. 'Interim Relief' to continue till next date.</p> <p>4. S.O. to 27.10.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 11.10.2023</p> <p align="center">O.A. No.1161 of 2023</p> <p>P.G. RautApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.S. Gaikwad, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Shri A.S. Gaikwad, learned Advocate for the Applicant prays for some relief which was granted earlier in O.A. No.751/2023 on 06.07.2023. Learned Advocate for the Applicant submits that Respondent No.4 – Ms Poonam Pandit is promoted to the post of Assistant Director, Town Planning and she has communicated this fact by letter dated 03.06.2023. Letter dated 03.06.2023 is taken on record and marked as Exhibit-1 for identification. Learned Advocate for the Applicant therefore prays for Interim Relief.</p> <p>3. Learned C.P.O. is directed to take instruction especially in respect of marks obtained by Ms. Poonam Pandit, the Applicant – Ms. Payal G. Raut and whether there are other O.B.C. (Female) in between.</p> <p>4. S.O. to 12.10.2023.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Debashish Chakrabarty) Member (A)</p> <p align="right">(Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A.977/2023</u></p> <p>A.B. Mane ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri S.A. Thombre, Learned Advocate for the Applicant and Ms. S.P. Manchekar, Learned Chief Presenting Officer for the Respondents.</p> <p>2. The Ld. CPO informs that the appeal is decided yesterday i.e. on 10th October, 2023.</p> <p>3. The Ld. Advocate for the Applicant submits that as per the order passed by the Tribunal, the Government did not upload all the documents on Google Drive.</p> <p>4. We, therefore, direct the Director, Sports & Youth Services, Pune to upload all the documents on Google Drive till tomorrow.</p> <p>5. In view of this, nothing remains in the matter. The OA stands disposed of accordingly.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A Chairperson 11.10.2023 11.10.2023</p> <p>(skw)</p>

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

Tribunal's orders

O.A.1297/2023

Dr. A.I. Khanvilkar

...Applicant

Vs.

The State of Maharashtra & Ors.

...Respondents

1. Heard Shri A.A. Desai, Learned Advocate for the Applicant and Ms. S.P. Manchekar, Learned Chief Presenting Officer for the Respondents.

2. This OA pertains to extension of age of the retirement of the Applicant.

3. Ld. CPO submits that the copy of OA is served today itself.

4. Issue notice returnable on 19.10.2023.

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

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

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

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

9. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. The matter is fixed on 19th October, 2023 along with O.A.Nos.1107/2023, 1121/2023, 761/2023, 1021/2023 and 1059/2023.

Sd/-

Sd/-

(Debashish Chakrabarty) /

(Mridula Bhatkar, J.)

Member-A

Chairperson

11.10.2023

11.10.2023

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. We are of the view that the persons whose names are mentioned in the list which is annexed to letter dated 06.10.2023 neither applied nor appeared for the examination which is contemplated under G.R. dated 16.08.2018 for the recruitment in SPU and for which Advertisement was issued on 07.09.2022. Hence, prima-facie we hold that this is illegal action of Mr. Parag Manere, Superintendent of Police (Administration). Therefore, we direct the Respondents not to hold 'Physical Test' qua the Applicants for appointment to SPU as mentioned in communication dated 06.10.2023 for the post of Assistant Police Inspectors.</p> <p>7. The Ld. Advocate for the Applicants produces the order dated 06.10.2023 which is marked as Court Exhibit No.'1' and the list of the candidates which is marked as Court Exhibit No.'1A'.</p> <p>8. S.O. to 01.11.2023. Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A Chairperson 11.10.2023 11.10.2023</p> <p>(skw)</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 : 11.10.2023</p> <p>M.A.No.564/2023 in O.A.No.678/2023</p> <p>T.S. TajiApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.G. Panchal, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer, for Respondent No.3 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents No.1 and 2.</p> <p>2. Applicant is present personally.</p> <p>3. Learned C.P.O. has submitted that Respondent No.3 has filed reply and she seeks time to file reply on behalf of Respondents No.1 and 2.</p> <p>4. Time granted by way of last chance to learned P.O. for filing reply of Respondents No.1&2.</p> <p>5. Adjourned to 01.11.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

Tribunal's orders

Date : 11.10.2023

**C.A.No.84/2023 in O.A.No.168/2018
With O.A.No.1115/2018**

A.V. PatilApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Ansari Faiyaz Ahmed holding for Mr. A.A. Gharte, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. moves M.A.No.645/2023 on behalf of Contemnor No.1 praying to delete the name of Shri Kishor Dattatray Raje-Nimbalkar, Ex-Chairman, M.P.S.C. Learned C.P.O. has submitted that Shri Kishor Dattatray Raje-Nimbalkar was not a party in the Original Application and he being Chairperson of a Constitutional body is not to be made a party in the Contempt Proceedings.

3. Learned Counsel has submitted that he has no objection to delete the name of Shri Kishor Dattatray Raje-Nimbalkar.

4. In view of above, Applicant is directed to delete the name of Shri Kishor Dattatray Raje-Nimbalkar, Ex-Chairman. Hence, M.A.No.645/2023 is hereby disposed of as allowed.

5. Learned C.P.O. today filed reply on behalf of Respondent No.2 and seeks time to file reply on behalf of Respondents No.3 and 4.

6. Time granted. Adjourned to 18.10.2023.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p style="text-align: center;">C.A.No.83/2023 in O.A.No.166/2018</p> <p>S.P. JedheApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Purva Pradhan, holding for Mr. D.B. Khaire, learned Counsel for the Applicant and Ms. 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 12.10.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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>

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

Tribunal's orders

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

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

8. C.A. is regarding implementation of the order dated 14.11.2022 passed in O.A.No.166/2018. The appointment of the applicant is regularized from 20.02.1997 in Group-D post and it is subsequently considered as continuous service further appointing him on Group-C post. It is further made clear that it was only for the purpose of pensionary benefits.

9. Learned Counsel has submitted that till today applicant is not paid pensionary benefits considering the continuous service from 20.02.1997. No officer is present from the Respondent Department for instructions.

10. Learned P.O. seeks time.

11. Time granted to learned P.O. by way of last chance.

12. Adjourned to 01.11.2023.

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

prk

Sd/-
(**Mridula Bhatkar, J.**)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 11.10.2023</p> <p style="text-align: center;">M.A.No.278/2023 in M.A.No.436/2023 in O.A.No.744/2016</p> <p>U.M. KashyapApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Hassan Khan holding for Mr. Ganesh Palve, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. M.A.No.278/2023 is filed seeking restoration of O.A.No.744/2016 and M.A.No.436/2023 is filed seeking condonation of delay of 755 days in filing of restoration application.</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 12.10.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p>

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

Tribunal's orders

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 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.

9. This O.A. was dismissed for want of prosecution by the Division Bench of this Tribunal by order dated 05.03.2019. It is to be noted that on that date the application appeared under the caption of 'Dismissal'

10. Learned Counsel Mr. Ganesh Palve is directed to remain present tomorrow i.e. 12.10.2023 by 11.30 a.m. and answer for want of good reasons and explaining inordinate delay for restoration application why we should not dismissed these applications summarily.

11. Adjourned to 12.10.2023 at 11.30 a.m.

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

prk

Sd/-
(**Mridula Bhatkar, J.**)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"> <u>C.A. No.67/2023 in O.A. No.993/2019</u> with <u>C.A. No.68/2023 in O.A. No.995/2019</u> with <u>C.A. No.85/2023 in O.A. No.996/2019</u> </p> <p> V.D. Kalsait S.Y. Raypure S.P. Tadvalekar ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents </p> <p> Heard Shri Kunal Tilak holding for Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. </p> <p> 2. Shri Khalid B. Arab, Joint Secretary is present in the Court and informs that file was placed before the Hon'ble Chief Minister yesterday and it will take one or two weeks time and he will personally pursue the matter. </p> <p> 3. S.O. to 18.10.2023. </p> <p> Sd/- (Medha Gadgil) Member (A) 11.10.2023 (sgj) </p> <p> Sd/- (Mridula Bhatkar, J.) Chairperson 11.10.2023 </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.52 of 2019</u></p> <p>P.V. Shelke-Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere. learned Advocate for the applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Deputy Secretary, Higher and Technical Education Department is directed to remain present tomorrow at 10.30 a.m.</p> <p>3. S.O. to 12.10.2023.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 11.10.2023 11.10.2023</p> <p>(sgi)</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 : 11.10.2023</p> <p style="text-align: center;">C.A.No.45/2023 in O.A.No.614/2022</p> <p>N.D. GangurdeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Shrutika Tilak holding for Ms. Punam Mahajan, learned Counsel for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. C.A. is filed for non-compliance of the order dated 29.06.2023 passed in O.A. wherein this Division Bench has directed the Respondents to complete the enquiry and pass the final order within the period of six months and communicate the same to the applicant forthwith.</p> <p>3. Learned P.O. is unable to inform the date of conclusion of the enquiry.</p> <p>4. Adjourned to 12.10.2023.</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;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left; font-size: small;">prk</p>