

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

Tribunal's orders

Date : 12.07.2023

M.A. No.239 of 2023 in O.A.No.378 of 2023

K. S More

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. U. Pawar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. This M.A. is filed to condone the delay of 6 months and 27 days caused in filing O.A. wherein challenge is to the order dated 03.09.2021 whereby some period is treated as commuted leave and remaining period is treated as earned leave and extra ordinary leave without pay.
3. Learned Counsel for the Applicant submits that Applicant was in Bandobast duty and, therefore, could not file the O.A. within the period of limitation.
4. Whereas, learned P.O. in reference to reply submits that no sufficient cause is made out to condone the delay. The Applicant is serving as Police Constable and her absence of 364 days was adjusted as commuted leave, earned leave and leave without pay.
5. In the interest of justice, the delay caused in filing O.A. is allowed so as to decide the matter on merit subject to cost of Rs.2000/- payable within two weeks from today.
6. If the cost is ^{not by} paid within two weeks, O.A. would stand dismissed without reference to the Tribunal.
7. If cost is paid within two weeks, the O.A. be listed for admission.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 12.07.2023</p> <p style="text-align: center;">O.A.No.950/2021</p> <p>S.R. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is filed. Admit. Place for Final Hearing.</p> <p>3. Adjourned to 23.08.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- <i>(Medha Gadgil)</i> (Medha Gadgil) Member (A)</p> <p>prk</p> </div> <div style="text-align: center;"> <p>Sd/- <i>(Mridula Bhatkar, J.)</i> (Mridula Bhatkar, J.) Chairperson</p> </div> </div>

**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 : 12.07.2023</p> <p>M.A.No.444/2023 in O.A.No.824/2023</p> <p>K.S. Kamble & Anr.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.K. Bhangoji, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**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 : 12.07.2023</p> <p style="text-align: center;">O.A.No.824/2023</p> <p>K.S. Kamble & Anr.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.K. Bhangoji, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Applicants are Primary Teachers and they have applied for the post of Deputy Education Officer. Applicant challenge Notification dated 16.06.2023 and the names of Applicants are not published in the list of 45 eligible candidates who are called for interviews for the reasons that all the applicants fall in the District Service (Class-III) (Subordinate Educational, Primary School Teachers/ Master" (i) Primary School Teacher and (ii) Primary School Master as described in appendix-IV, Part II, Rule 5, Serial No.9, Appended to Maharashtra Zilla Parishad (District Services), Recruitment Rules 1967.</p> <p>3. Learned Advocate has submitted that the interviews are scheduled from 12.07.2023 to 14.07.2023 and thereafter from 18.07.2023 to 20.07.2023. Learned Advocate has produced order dated 23.06.2023 passed in Writ Petition No.5059/2022, Sandip Bribhansingh Somwanshi & Ors. Versus State of Maharashtra & Ors by the Hon'ble High Court, Bench at Nagpur wherein similar issue was considered. The Hon'ble High Court Nagpur bench in the said order has directed M.P.S.C. to allow the Petitioners to attend the interview which is scheduled on 26th and 27 June, 2023 in that case.</p> <p>4. Learned P.O. on query has submitted that the Applicants in the present O.A. and the Petitioners in Writ Petition No.5059/2022 are similarly situated persons.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. In view of above, as per the order of the Hon'ble High Court Nagpur Bench we allow the applicants in the present O.A. to appear for the interview subject to verification of their cut-off marks by the M.P.S.C. We therefore direct the Respondent-M.P.S.C. to go through the order passed by the Hon'ble High Court Nagpur Bench and accordingly allow the present Applicants to appear for the interview subject to verification of cut-off.</p> <p>6. Learned Advocate seeks permission to make amendment in O.A. to delete prayer Clause A.</p> <p>7. Permission granted. Amendment be carried out forthwith. Amended copy be served upon the concern.</p> <p>8. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>9. Issue notice before admission returnable on 09.08.2023.</p> <p>10. 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>11. 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>12. 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>13. 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>14. Adjourned to 09.08.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p align="center">M. A. No.210 of 2023 in O.A.No.278 of 2023</p> <p>R. K. BhosaleApplicant</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. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed to condone the delay calculated as 7 months and 15 days caused in filing O.A. which is filed to regularize the leave period from 14.8.2017 to 27.01.2018 and further to treat the period from 28.01.2018 to 17.11.2018 as compulsory waiting period.</p> <p>3. Enough chances are given to Respondents but reply is not filed. On previous date, last chance was granted but in vain.</p> <p>4. Today, learned P.O. again sought time to file reply. Since enough time is granted, I am not inclined to grant further time.</p> <p>5. The perusal of M.A reveals that the Applicant had made representation on 26.06.2018 to treat the period from 14.08.2017 to 27.01.2018 as medical leave. However, his representation is not responded. He was to file O.A. within 18 months from the date of representation. Thus, O.A. ought to have been filed on or before 26.12.2019. However, it is filed on 13.03.2023.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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6. Learned Counsel for the Applicant has pointed out that in view of the order of the Hon'ble Supreme Court in *Suo-Motu W.P. No.3/2020*, dated 10.01.2022 limitation was extended in Covid period. As per the order of the Hon'ble Supreme Court dated 10.01.2022 in cases where the limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all persons have a limitation period of 90 days from 01.03.2022.

7. In present case, indeed, limitation expired before 15.03.2020. However, the fact remains that due to Covid-19 lockdown situation, the period from 15.03.2020 to 28.02.2022 is excluded from the period of limitation. As such, there is a delay of three months prior to 15.03.2020 and in addition to it, there is another delay of one year. Thus, the delay comes to nearabout 15 months.

8. In the interest of justice, I am inclined to condone the delay subject to cost of Rs.2000/- payable in the Tribunal within two ~~Weeks~~ so as to decide the O.A. on merit. If the cost is not paid within two weeks, the O.A. would stand dismissed without reference to the Tribunal.

9. If the cost is deposited, O.A. be listed for admission.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date: 12.07.2023

M.A. No.446 of 2023 in O.A. No.825 of 2023

S.M. Sarangdhar & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

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

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p align="center">O.A.No.624 of 2023</p> <p>P. S. Kavate ...Applicant</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. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 31.05.2021. While in service, he was under suspension from 22.09.2018 to 25.10.2020. However, the Government by order dated 01.11.2021 treated suspension period as a duty period with a specific observation that suspension was not justified.</p> <p>3. Learned Counsel for the Applicant submits that her client has received all the retiral benefits except difference of pay and allowances of suspension period, difference of 7th Pay Commission and some other dues as claimed in relief clause 9(a) which is as under :-</p> <p><i>"9(a) : That this Hon'ble Tribunal be pleased to direct the Respondents to release 50% salary along with Dearness Allowance for the period 20/09/2018 to 22/12/2018, release 25% salary for the period from 23/12/2018 to 25/10/2020 along with Dearness Allowance, 01/01/2006 to 31/12/2015 arrears of revised pay of 6th pay commission, 01/01/2016 to 31/12/2018 arrears of 7th pay commission, 50% pay of March 2020 (covid period) and arrears of Dearness Allowance from September 2018 onwards, all the due amount be released with interest from the date it has fallen due to the applicant with a period one week from the date of order of this Hon'ble Tribunal."</i></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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4. Indeed, there seems to be no reason for not releasing difference of pay and allowances for the period of suspension which is already regularized as duty period. The Applicant retired on 31.05.2021 but still has not received entire dues.

5. In O.A., no reply is filed. All that learned P.O. submits that necessary steps will be taken to pay dues as per his entitlement.

6. In view of above, the O.A. is disposed of with directions to Respondent No.3 to determine the amount due payable to Applicant as claimed in prayer clause 9(a) and amount found payable shall be paid within a month from today.

7. Insofar as interest claim on the amount is concerned, the Applicant is at liberty to redress grievance of interest independently.

8. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
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**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: 12.07.2023</p> <p>O.A. No.716 of 2022 to O.A. No.478 of 2022 (Division Bench)</p> <p>H.G. Sapkal G.A. Deshmukh Y.C. Girange S.A. Bhagat G.S. Hadbe A.P. KhatalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>(Since Division Bench is not available, the matter is placed before the Single Bench)</p> <ol style="list-style-type: none">1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.2. Interim relief to continue till next date.3. S.O. to 07.08.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</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 : 12.07.2023</p> <p align="center">C. A. 42 of 2021 in O.A.678 of 2020 with O.A.679 of 2020 with O.A.No.680 of 2020</p> <p>S. S. Mujawar & Ors.Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>(Since Division Bench is not available, the matter is placed before the Single Bench)</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This contempt application is filed for not complying the order passed by the Tribunal which is challenged by the Government by filing W.P. 3. Learned Counsel for the Applicant submits that before Hon'ble High Court he made a statement not to proceed with contempt proceeding in view of pendency of W.P. 4. In view of above, contempt proceedings are adjourned for four weeks. 5. S.O. to 09.08.2023. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 12.07.2023

C. A. 46 of 2022 in O.A.No.72 of 2022
with
C.A.No.47of 2022 in O.A.73 of 2022

V. H. Patil

R. H. Patil

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

(Since Division Bench is not available, the matter is placed before the Single Bench)

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. The Division Bench by order dated 28.06.2023 issued show cause notice to contemnor nos.1 to 4 to show cause as to why proceeding for contempt of the order of Tribunal should not be initiated against them. They are served with the notices.

3. Learned P.O. however sought time to file reply of the contemnors to show cause notice. She admits that notices are served upon the contemnors.

4. Two weeks' time is granted to file reply of the contemnors.

5. S.O. to 27.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 : 12.07.2023</p> <p align="center">M.A.437 of 2023 in O.A.No.708 of 2023 with</p> <p>M. S. NaikApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms R. S. Sinhasane, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This M.A. is filed for amendment and for addition of private respondents as Respondent Nos.2 to 5 ^{who} which are given places sought by the Applicant while giving options. The grievance of the Applicant is for not giving posting as per the options in terms of G.R. dated 09.04.2018. 3. The proposed amendment seems necessary for adjudication of O.A. 4. Allowed to amend the O.A. 5. Private Respondents be added as Respondent Nos.2 to 5. It be incorporated forthwith. 6. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 7. Issue notice before admission returnable on 09.08.2023 to newly added respondent nos.2 to 5. 8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>9. 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>10. 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>11. 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>12. S.O. to 09.08.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

**ORIGINAL APPLICATION NO.773 OF 2023
TO
ORIGINAL APPLICATION NO.781 OF 2023**

S.D. Gunjal,
P.D. Dahale
H.A. Shelke
N.N. Karande
S.S. Pawar
V.R. Khamkar
M.P. Mhaske
K.B. Kokani
K.S. Dhotre

).. Applicants

Versus

State of Maharashtra & Ors.

) ..Respondents

Smt. Punam Mahajan, learned Advocate for the Applicant.

Smt. Archana B.K., learned Advocate for the Respondents in O.A.773 to 777/2023, Smt. K.S. Gaikwad, learned Advocate for the Respondents in O.A.778 & 779/2023 and Shri A.J. Chougule, learned Advocate for the Respondents in O.A.780 & 781/2023.

CORAM : A.P. KURHEKAR, MEMBER(J)

DATE : 12.07.2023.

ORDER

1) Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Advocate for the Respondents in O.A.773 to 777/2023, Smt. K.S. Gaikwad, learned Advocate for the Respondents in O.A.778 & 779/2023 and Shri A.J. Chougule, learned Advocate for the Respondents in O.A.780 & 781/2023.

2) The Applicants have challenged transfer order dated 30.06.2023 issued by Respondent No.2 – Additional Director General of Police & Inspector General of Police (Prison) *inter-alia* contending that they are transferred mid-term and mid-tenure in contravention of Provision of

Wade

'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity)

3) Learned Advocate for the Applicants submits that it being mid-term and mid-tenure transfer it requires approval of Minister-in-charge of the Department as contemplated under Section 6 and Table thereunder. She has pointed out that the Applicant being Group 'C' employee, Head of the Department is Inspector General of Police (Prison) but for mid-term and mid-tenure transfer Minister-in-charge in consultation with the Secretaries of the concerned Department is only competent authority. Learned Advocate for the Applicant further raised issue of insufficiency of material to transfer the Applicant merely on suspicion. She therefore prayed for interim relief.

4) Whereas, learned P.O. tendered the minutes of CSB to show that CSB headed by Respondent No.2 ordered for transfer of the Applicants in view of their involvement of supplying Mobile, Mobile Batteries, Mobile Sim Card etc. to the prisoners on the basis of which prisoners made calls from the jail threatening security at jail. Mobiles were found concealed in barracks and those were seized Offence u/s. 188, 120(b) of IPC and u/s.42, 45(12) of Prison Act were registered against the unknown persons. Learned P.O. therefore submits that considering seriousness of the matter confidential enquiry was ordered wherein the Applicants were found *prima-facie* involved in supplying Mobile, Mobile Batteries, Mobile Sim Card etc. to the prisoners. On this line of submission it is submitted that considering serious allegations impugned transfer order cannot be faulted with.

5) As regard, competency learned P.O. all that placed reliance on the notification issued by Home Department on 20.02.2009 whereby for Group 'C' employee Inspector General of Police (Prison) is declared competent authority. The notification is issued in reference to Section 7

of Transfer Act, 2005. Notably, this notification speaks about General Transfer and not about mid-term Transfer.

6) Whereas, as per Section 6 of Transfer Act, 2005 Group 'C' employee, Head of the Department is competent authority for General Transfer. As per Section 7, Administrative Department of Mantralaya is required to publish list of the Heads of Department for the purposes of Transfer Act, 2005. It is in this context by notification dated 20.02.2009, Inspector General of Police (Prison) is declared Head of the Department who is competent for General Transfer.

7) Material to note as per Section 6 read with 4(5) of Transfer Act, 2005 for mid-term Transfer for Administrative exigencies in special case it is permissible with the prior permission of immediately preceding competent transferring authority mentioned in the Table u/s. 6 of Transfer Act, 2005. Thus as per Table u/s. 6 Minister-in-charge in consultation with secretaries of the concerned Departments is competent authority for such mid-term / mid-tenure transfer of Group 'C' employee.

8) Learned P.O. could not point out any further notification empowering Inspector General of Police (Prison) as competent authority for mid-tenure Transfer. Thus apparently transfer of the Applicant not being by competent authority is in contravention of Transfer Act, 2005.

9) Insofar as allegation against the Applicants are concerned, *prima-facie* they are serious allegations about their involvement in the supply of Mobile, Mobile Batteries, Mobile Sim Card etc. and other contraband articles to the Prisoners. However, Transfer being not by competent authority impugned Transfer order is liable to be stayed.

10) The perusal of minutes of CSB held on 27.06.2023 reveals that CSB headed by Inspector General of Police (Prison) itself decided to

Transfer the Applicant. Whereas, competent authority for such mid-term Transfer is Minister-in-charge with consultation with Secretaries of the concerned Departments as mandated u/s. 6 read with Section 4(5) of Transfer Act, 2005.

11) Thus *prima-facie*, impugned Transfer orders being not issued by competent transferring authority it is liable to be stayed.

12) Interim relief in terms of Para. 10(a) is granted.

13) However, liberty is granted to the Respondents to transfer the Applicants by availing legal course in consonance of law afresh if so desire.

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

15) Issue notice before admission returnable on 09.08.2023.

16) 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.

17) 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.

18) 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.

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

20) S.O. to 09.08.2023.

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Sd/-

(A.P. KURHEKAR)
MEMBER (J)

Place: Mumbai
Date: 12.07.2023
Dictation taken by: N.M. Naik.

**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 : 12.07.2023</p> <p>O.A.No.616/2023</p> <p>G.P. Chimankar.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O. adjourned to 20.07.2023 for filing reply.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.565/2023</p> <p>P.B. SakateApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. A. Chaware, learned Advocates for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>SPEAKING TO MINUTES</p> <p>2. Learned Advocate has submitted circulation dated 13.06.2023 for speaking to minutes. Learned Advocate has submitted that in order dated 07.06.2023,</p> <p>(i) In paragraph 1, the name of the learned Advocate is to be read as 'Amita Chaware' instead of 'Amita Chawane'.</p> <p>(ii) In paragraph 2, the word 'Junior Accounts Officer' is to be read as 'Chief Administrative Officer'.</p> <p>3. Ordered accordingly.</p> <p>4. Learned Advocate Ms. Chaware has produced circular dated 11.07.2023 wherein it is stated that the interviews are fixed on 20.07.2023 for the post of Chief Administrative Officer for which the Applicant was qualified. She has further stated that in the year 2021 and 2022 the M.P.S.C. has sent letter to the Respondent-Public Health Department asking for confirmation about Applicant's work experience in the Administrative capacity.</p> <p>5. The Secretary, Public Health Department is directed to inform why the decision is not taken on the communication of the M.P.S.C.</p> <p>6. Adjourned to 13.07.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">p:k</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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 12.07.2023</p>
	<p>O.A.No.546/2023 WITH M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023</p> <p>N.R. Takey & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants in O.A.No.546/2023 & O.A.No.543/2023, Mr. Vivek B. Rane i/b. Ashwin Kapdnis, learned Advocates for the Applicants in M.A.No.385/2023 & M.A.No.386/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Respondent-Education Department is directed to furnish address to the Applicant with two hours.</p> <p>3. O.A.No.546/2023 is to be disconnected from M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023.</p> <p>4. Adjourned to 14.07.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.322/2023 with O.A.No.360/2023 with O.A.No.361/2023 with O.A.No.370/2023</p> <p>Dr. M.M. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Sarfaraj J. Shaikh a/w. Mr. Sachin S. Gite, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. has submitted that Hon'ble Supreme Court has taken the decision in respect of equivalence of Ayurvedic and Allopathic and she would like to place the judgment on the next date.</p> <p>3. At the request of learned C.P.O. adjourned to 19.07.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left; margin-left: 20px;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 12.07.2023
	<p align="center">O.A.No.248/2023</p> <p>B.A. SamudreApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. has submitted that during the course of the day reply will be filed. It be taken on record. Copy be served upon the concerned. She has submitted that Respondent No.2, Inspector General and Controller of Stamps, who is Disciplinary Authority, has not taken decision. Respondent are not aware of the date on which Enquiry Officer submitted the report.</p> <p>3. We are informed on the basis of the affidavit by learned C.P.O. that the decision is taken by the Disciplinary Authority not to take any decision on the enquiry report in view of the pendency of the Criminal Case which is stayed by order dated 06.10.2022 passed by the Hon'ble High Court, so query is made to the concerned officer on what basis he has taken decision not to take any action on the decision of the enquiry report.</p> <p>4. Adjourned to 26.07.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">/ Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p align="left">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.574/2023</p> <p>S.I. BhosaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned C.P.O. adjourned to 19.07.2023 for filing reply.</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>pik</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

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versus

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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 : 12.07.2023</p> <p style="text-align: center;">O.A.No.121/2023</p> <p>Dr. P.N. Kamble.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Learned Advocate Mr. Talekar for Respondent No.2 is absent.</p> <p>2. Learned Advocate Mr. Bandiwadekar has submitted that reply is filed by Respondent No.2, however, M.P.S.C. has not file reply till date.</p> <p>3. Learned C.P.O. seeks time to take instructions.</p> <p>4. Last chance granted to M.P.S.C. to file reply as it is matter of Selection.</p> <p>5. Adjourned to 26.07.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.950/2021</p> <p>S.R. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is filed. Admit. Place for Final Hearing.</p> <p>3. Adjourned to 23.08.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>M.A.No.336/2023 in R.A.No.7/2023 in O.A.No.614/2018</p> <p>A.B. KatkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. D.V. Sutar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate adjourned to 09.08.2023.</p> <p style="text-align: right;">Sd/- _____</p> <p>Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.819/2023</p> <p>Dr. M.S. MeteApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 09.08.2023.</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> <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 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.</p> <p>8. Adjourned to 09.08.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 12.07.2023

**M.A.No.288/2023 in O.A.No.671/2022 with
M.A.No.409/2022 with
O.A.No.658/2021 with M.A.No.316/2021**

S.M. Chavan & Anr.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S. Suryawanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. There is no 2nd set. Matter will not be entertained till filing of 2nd set.

3. Learned Advocates are directed to file 2nd set as per rules. If 2nd set is not filed, matter will be dismissed on the next date.

4. Learned Advocate Ms. Suryawanshi has submitted that she is appearing in M.A.No.288 /2023 in O.A.No.671/2022 with M.A.No.409/2022 and not in O.A.No.658/2021 with M.A.No.316 /2021. Learned Advocate Mr. P.H. Hendre is appearing in O.A.No.658/2021 with M.A.No.316 /2021.

5. Name of learned Advocate Mr. Suryawanshi is not to be shown in the appearance of O.A.No.658 /2021 with M.A.No.316 /2021. Further M.A.No.288 /2023 in O.A.No.671/2022 with M.A.No.409/2022 **and** O.A.No.658/2021 with M.A.No.316 /2021 are to be disconnected and placed on board separately.

6. Adjourned to 09.08.2023.

Sd/-

(Medha Gadgil)
Member (A)

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 : 12.07.2023</p> <p>M.A.No.444/2023 in O.A.No.824/2023</p> <p>K.S. Kamble & Anr.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.K. Bhangoji, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)


versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>O.A.No.824/2023</p> <p>K.S. Kamble & Anr.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.K. Bhangoji, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Applicants are Primary Teachers and they have applied for the post of Deputy Education Officer. Applicant challenge Notification dated 16.06.2023 and the names of Applicants are not published in the list of 45 eligible candidates who are called for interviews for the reasons that all the applicants fall in the District Service (Class-III) (Subordinate Educational, Primary School Teachers/ Master" (i) Primary School Teacher and (ii) Primary School Master as described in appendix-IV, Part II, Rule 5, Serial No.9, Appended to Maharashtra Zilla Parishad (District Services), Recruitment Rules 1967.</p> <p>3. Learned Advocate has submitted that the interviews are scheduled from 12.07.2023 to 14.07.2023 and thereafter from 18.07.2023 to 20.07.2023. Learned Advocate has produced order dated 23.06.2023 passed in Writ Petition No.5059/2022, Sandip Bribhansingh Somwanshi & Ors. Versus State of Maharashtra & Ors by the Hon'ble High Court, Bench at Nagpur wherein similar issue was considered. The Hon'ble High Court Nagpur bench in the said order has directed M.P.S.C. to allow the Petitioners to attend the interview which is scheduled on 26th and 27 June, 2023 in that case.</p> <p>4. Learned P.O. on query has submitted that the Applicants in the present O.A. and the Petitioners in Writ Petition No.5059/2022 are similarly situated persons.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. In view of above, as per the order of the Hon'ble High Court Nagpur Bench we allow the applicants in the present O.A. to appear for the interview subject to verification of their cut off marks by the M.P.S.C. We therefore direct the Respondent-M.P.S.C. to go through the order passed by the Hon'ble High Court Nagpur Bench and accordingly allow the present Applicants to appear for the interview subject to verification of cut-off.</p> <p>6. Learned Advocate seeks permission to make amendment in O.A. to delete prayer Clause A.</p> <p>7. Permission granted. Amendment be carried out forthwith. Amended copy be served upon the concern.</p> <p>8. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>9. Issue notice before admission returnable on 09.08.2023.</p> <p>10. 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>11. 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>12. 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>13. 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.</p> <p>14. Adjourned to 09.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</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
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Date : 12.07.2023

O.A.No.393 of 2023

P. C. BagulApplicant

Versus

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

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

2. Learned P.O. submits that instructions are received and sought one week time to file reply.

3. S.O. to 20.07.2023

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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

Tribunal's orders

Date: 12.07.2023

O.A. No.155 of 2023

N.B. WaghelaApplicant
Versus
The State of Maharashtra & Ors.Respondents.

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

2. Learned Advocate for the Applicant submits that grievance of the Applicant is redressed in view of the order passed by Respondent No.1 on 05.07.2023 accepting the Applicant's request for the Transfer. By the said order he is posted in Pune City. Thus the grievance of the Applicant is redressed.

3. Respondent No.2 is directed to relieve the Applicant in terms of the order dated 05.07.2023 within two weeks.

4. In view of above, O.A. is disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 12.07.2023

O. A. No. 400 of 2023

L. J. KorbuApplicant

Versus

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

1. Heard Shri G.A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Today, learned P.O. has filed reply on behalf of Respondent Nos.1 and 2. It is taken on record.
3. On request of learned P.O., short time is granted on behalf of Respondent No.3.
4. O.A. be kept for hearing on 17.07.2023 with connected O.As
5. S.O. to 17.07.2023.

Sd/-

W

(A.P. Kurhekar)
Member(J)

vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p>M. A. No.415 of 2023 in O.A.No.384 of 2023</p> <p>V. D. PimpleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This M. A. is filed to condone the delay in pending O.A. in which notices are not yet issued since O.A. was not filed within limitation. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 09.08.2023. 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 M.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 <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. 9. S.O. to 09.08.2023. <p style="text-align: right;">Sd/- * (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
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**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
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Date : 12.07.2023

O.A.No.822 of 2023

S. G. Teji

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the transfer order dated 06.07.2023 whereby he is transferred from Mumbai to Dhule inter-alia contending that he is transferred mid-term and mid-tenure and in contravention of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. The Applicant, therefore, prayed for interim relief.
3. Learned P.O. sought one day time to go through the file noting and to call the record.
4. S.O. to 13.07.2023 for consideration of interim relief.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

R.A. No.08 of 2023 in O.A.No.462 of 2022

M. R. Khude & Anr.

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.

3. S.O. to 28.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

M. A. No.145 of 2023 in O.A.No.200 of 2023

D. S. ChikhaleApplicant

Versus

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

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. On request of learned P.O., two weeks' time is granted for hearing of M.A.
3. S.O. to 28.07.2023.

Sd/-

v

(A.P. Kurhekar)
Member(J)

vsm

**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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Date : 12.07.2023

O.A.No.601 of 2023 with O.A.No.608 of 2023 with
M.A.432of 2023

Dr. S. K. Marsale
S. B. Chidrawar & Ors.Applicants

Versus

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

1. The Applicants and their Counsel are absent. Smt Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. On request of learned P.O., two weeks' time is granted to file reply.

3. S.O. to 31.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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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Date : 12.07.2023

O.A.No.535 of 2023

S. M. Vyahare @ S. S. LahakarApplicant

Versus

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

1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.

2. The perusal of record reveals that on 30.06.2023 when the matter is taken up for hearing that date also Applicant and his Counsel were absent. The Tribunal directed for issuance of notice but no further steps are taken for issuance of notices. Thus, the Applicant appears not interested in the matter.

3. Hence, O.A. is dismissed in default with no order as to costs.

Sd/-

WV

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.653 of 2023

K. P. Jagtap

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri R. M. Kolge, learned Counsel for the Respondent No.3.

2. Shri R. M. Kolge, learned Counsel for the Respondent No.3 submits that reply is under preparation and same will be filed during the course of the day. Statement is accepted. It be taken on record.

3. On request of learned P.O. two weeks' time is granted to file reply.

4. S.O. to 31.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
	<p>Date : 12.07.2023</p> <p align="center">O.A.No.628 of 2023</p> <p>R. A. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 26.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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
	<p>Date : 12.07.2023</p> <p>O.A.No.561 of 2023, 562 of 2023 with O.A.No.563 of 2023 with M.A.351 of 2023</p> <p>S. R. Bhoi S. K. Shivade D.P. Barge ...Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Smt Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicants sought two weeks' time to file M..A. for condonation of delay in O.A.561/2023 and 562/2023. Insofar as O.A.563/2023 is concerned, M.A.351/23 is already filed.</p> <p>3. On request of learned P.O., two weeks time is granted to file reply.</p> <p>4. S.O. to 28.07.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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
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Date : 12.07.2023

O.A.No.523 of 2023

V. V. Kadam & Ors.Applicants

Versus

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

1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.
3. S. O. to 31.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 : 12.07.2023</p> <p>O.A.No.507 of 2023</p> <p>P. M. MendhapureApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 28. 07. 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 12.07.2023

O.A.No.263 of 2023 with O.A.No.325 of 2023

M. D. Aher & Ors.

V. C. Patil & Ors.

...Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. On request of learned P.O., one week time is granted to file reply.

3. This O.A. be kept with connected O.A.

4. S.O. to 17.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.418 of 2023

M. M. JawadekarApplicant

Versus

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

1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Today, learned P.O. has filed reply on behalf of Respondent Nos.1 and 2. It is taken on record.
3. Two weeks time is granted to file Rejoinder.
4. S.O. to 27.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.299 of 2023

Dr. A. S. Kudale

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. On request of learned Counsel for the Applicant, two weeks time is granted.

3. S.O. to 28.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.284 of 2023

R. N. Patil

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri K. A. Shinde, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The perusal of record reveals that Respondents have filed reply and thereafter Applicant has also filed Rejoinder. No Sur-Rejoinder is filed by the Respondents.
3. O.A. be kept for final hearing. Interim relief to continue till next date.
4. S.O. to 04.08.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.385 of 2023

A. M. Bhoite ...Applicant

Versus

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

1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.

3. S.O. to 27.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
	<p>Date : 12.07.2023</p> <p>O.A.No.620 of 2023 with O.A.No.621 of 2023</p> <p>D. B. Patil S. B BalwantApplicant</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. S.O. to 31.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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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Date : 12.07.2023

O.A.No.279 of 2023 with O.A.281 of 2023 with
O.A.282 of 2023

S. R. Mate
D.R. Shinde
V. W. Marne

....Applicants

Versus

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

1. Heard Smt. Punam Mahajan , learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Today, the matter is for filing Rejoinder but the same is not filed.

3. Since, the pleading is complete, O.A. be kept for final hearing.

4. S.O. to 04.08.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

O.A.No.474 of 2023

U. A. Karande ...Applicant

Versus

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

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. On request of learned P.O., two weeks' time is granted to file reply by way of last chance.

3. S.O. to 28.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
	<p>Date : 12.07.2023</p> <p>O.A.No.475 of 2023</p> <p>U. A. KarandeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks' time is granted to file reply by way of last chance.</p> <p>3. S.O. to 28.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p>O.A. No.1254 of 2022 (Division Bench)</p> <p>P.R. UghadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Applicant and his Advocate both are absent.2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.3. Since already enough time is granted to file Reply, I am not inclined to grant further time. O.A. to proceed without Reply.4. Adjourned for Final Hearing.5. S.O. to 17.08.2023. <p style="text-align: right;">Sd/- W (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 12.07.2023

O.A. No.660 of 2023

N.K. Zanke & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Today, learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.

3. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder.

4. S.O. to 24.07.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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
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Date: 12.07.2023

O.A. No.491 of 2022

R.K. Hiramani & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Learned P.O. express inability to produce Recruitment Rules in force at the time of the appointment of the Applicant and sought two days time.
3. Matter is adjourned for Part Heard.
4. S.O. to 14.07.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 12.07.2023

O.A. No.482 of 2022

R.M. ShirsathApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Matter is already kept on 31.07.2023 for hearing without Reply since Respondents fail to file Affidavit-in-Reply within time granted by the Tribunal.
3. Today, learned P.O. sought permission to file Affidavit-in-Reply of Respondent Nos.1 to 3. In the interest of justice allowed to file Affidavit-in-Reply. It is taken on record. No separate Reply is filed on behalf of Respondent No.4.
4. O.A. be kept on 31.07.2023 for hearing at the stage of admission.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p style="text-align: center;">M.A. No.409 of 2023 in O A. No.635 of 2023 with M.A. No.425 of 2023 in O A. No.644 of 2023</p> <p>S.V. Rathod S.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. These M.As. are filed for condonation of delay in pending O.A. 3. Two weeks time is granted to file Reply to M.A. 4. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 5. Issue notice before admission returnable on 27.07.2023. 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. 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. 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. 9. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 10. S.O. to 27.07.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 12.07.2023

O A. No.1174 of 2022

A.Y. Jagtap

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. On request of learned P.O. adjourned for hearing at the stage of admission.
3. S.O. to 03.08.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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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Date : 12.07.2023

O.A.No.719 of 2023

R. K. SalunkeApplicant

Versus

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

1. Heard Smt. Punam Mahajan , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. On request of learned P.O., two weeks' time is granted to file reply.

3. Interim relief to continue till next date.

4. S.O. to 02.08.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.07.2023</p> <p align="center">O.A.No.770 of 2023</p> <p>R. S. WadkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 02.08.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p>O.A. No.818 of 2023</p> <p>Dr. D.A. ShengalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged transfer order dated 15.05.2023 whereby he is Transferred from Veterinary Dispensary (Grade-I), Veterinary Dispensary, Girnare, District Nashik to Veterinary Dispensary (Grade-I), Nannaj, Tal. Jamkhed, Dist. Ahmednagar <i>inter-alia</i> contending that though he was entitled for choice posting in terms of G.R. dated 11.07.2000 having worked in Tribal areas his options are not considered. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 27.07.2023. 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 Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 9. S.O. to 27.07.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</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
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Date : 12.07.2023

M.A. No.20 of 2019 in O.A.No.54 of 2019

G. A. TilekarApplicant

Versus

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

1. Heard Ms S. T. Suryavanshi , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.

3. S.O. to 21.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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
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Date : 12.07.2023

M. A. No.344 of 2023 in O.A.No.551 of 2023

K. M. TongaonkarApplicant

Versus

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

1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.

2. On request of learned P.O., two weeks' time is granted to file reply by way of last chance.

3. S.O. to 27.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 align="center">Date: 12.07.2023</p> <p align="center">O.A. No.825 of 2023</p> <p>S.M. Sarangdhar & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicants serving in the cadre of ASI in Motor Transport Department have challenged Transfer order dated 28.06.2023 whereby there are Transferred from Mumbai to different places in the State of Maharashtra by Respondent No.1 – Special Inspector General of Police, Motor Transport, Pune. 3. Shri A.V. Bandiwadekar, learned Advocate for the Applicant sought interim relief <i>inter-alia</i> contending that Transfer is in contravention of provision of Maharashtra Police Act since there is no PEB at the level of Transport Department and secondly Respondent No.1 is not competent authority to transfer the Applicant. According to him the Applicants are on the establishment of Respondent No.2 - The Commissioner of Police, Mumbai and therefore Respondent No.1 is not competent authority for Transfer. He submits that still the Applicants are serving in the present post and they are not relieved. 4. Learned P.O. sought one day time to seek instruction from the Respondents.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. In the present case issue of competency as well as necessity of PEB by Transport Department for legal and valid transfer is involved. That apart, impugned Transfer order is not passed in the month of April or May to term it as general transfer. In impugned Transfer order no special reasons are forthcoming. On the contrary, the Applicants have been transferred as if it is general transfer of 2023. Nobody is posted in place of the Applicant in impugned Transfer order.</p> <p>6. In view of above, Respondents are directed to maintain status qua and shall continue the Applicant at the present post till further order.</p> <p>7. Steno copy allowed.</p> <p>8. S.O. to 13.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</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>Date : 12.07.2023</p> <p>C.A.No.51/2023 in O.A.No.1219/2022</p> <p>S.B. VadarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has submitted that today during the course of the reply will be filed.</p> <p>3. At the request of learned Advocate adjourned to 26.07.2023 for filing rejoinder.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p style="text-align: left;">prk</p>

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

Tribunal's orders

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p>O.A. No.800 of 2023</p> <p>The Maharashtra State Food Officers Welfare Assoc.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought one day time to file M.A. for permission to file O.A. through Associations in terms of Rule 5(b) of Maharashtra Administrative Tribunal (Procedure) Rules, 1988.</p> <p>3. S.O. to 13.07.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 12.07.2023</p> <p align="center">O.A. No.784 of 2023</p> <p>R.T. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri H. Bali, learned Advocate for the Respondent No.2.</p> <p>2. Learned Advocate for the Applicant has filed Additional Affidavit of the Applicant to show that he is still working on the present post. This Affidavit seems to have been filed in reference to the order passed by the Tribunal on 05.07.2023 directing to maintain status qua as on 05.07.2023.</p> <p>3. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>4. One week time is granted to learned Advocate for the Respondent No.2 to file Affidavit-in-Reply.</p> <p>5. S.O. to 19.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 12.07.2023

O.A. No.685 of 2023 with M.A. No.402 of 2023

S.A. Pereira & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The Applicant has challenged communication dated 28.04.2023 whereby their claim for benefit for Time Bound Promotion is rejected.

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

4. Issue notice before admission returnable on 09.08.2023.

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 Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

9. S.O. to 09.08.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

**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
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Date: 12.07.2023

M.A. No.402 of 2023 in O.A. No.685 of 2023

S.A. Pereira & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

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

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p align="center">C.A. No.31 of 2023 in O.A. No.478 of 2022 (Division Bench)</p> <p>U.N. FundeApplicant Versus The State of Maharashtra & 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 Advocate for the Applicant submits that order of the Tribunal is complied fully and remaining part of Rs.12,00,000/- (Rupees Twelve Lakhs Only) is also received yesterday.</p> <p>3. In view of above, Contempt proceeding stands disposed of with no order as to costs.</p> <p align="right">n .i. Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p align="center">C.A. No.40 of 2022 in O.A. No.733 of 2021 (Division Bench)</p> <p>S.P. KotteApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for the Respondent No.2.</p> <p>2. The perusal of record reveals that order passed by the Tribunal is challenged before Hon'ble High Court by Government as well as by Respondent No.2. The matter before Hon'ble High Court is still subjudice.</p> <p>3. It appears that before Hon'ble High Court learned A.G.P. made statement that petitioner shall not be disturb until further orders from his existing post i.e. General Manager, District Industries Centre, Nashik.</p> <p>4. In view of above, Contempt proceeding are adjourned.</p> <p>5. S.O. to 14.08.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">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
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Date: 12.07.2023

**O.A. No.1189 of 2022
(Division Bench)**

**P.R. BombardeApplicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Perusal of record reveals that Reply as well as Rejoinder is already filed. Thus pleading is complete.
3. Admit for Final Hearing.
4. S.O. to 14.08.2023.

Sd/-

✓

**(A.P. Kurhekar)
Member (J)**

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p>O.A. No.773 of 2022 (Division Bench)</p> <p>A.A. IngaleApplicant 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 Chief Presenting Officer for the Respondents.</p> <p>2. Today matter is for filing Rejoinder but the same is not filed.</p> <p>3. Since pleading is complete, Admit for Final Hearing.</p> <p>4. S.O. to 14.08.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 12.07.2023

**O.A. No.722 of 2022
(Division Bench)**

**Dr. A.S. ReddyApplicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Applicant and his Advocate both are absent.
2. Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present.
3. In this matter notices were issued by order dated 03.08.2022 and enough time is availed to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time. Matter to proceed without Affidavit-in-Reply of the Respondents.
4. O.A. be kept for hearing.
5. S.O. to 14.08.2023.

Sd/-

**(A.P. Kurhekar)
Member (J)**

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p>O.A. No.592 of 2022 (Division Bench)</p> <p>C.B. AchalareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.2. Respondent No.2 has already filed Affidavit-in-Reply. No separate Reply is filed on behalf of Respondent Nos.1.3. Learned Advocate for the Applicant does not want to file Rejoinder.4. Since pleading is complete, Admit for Final Hearing.5. S.O. to 17.08.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</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
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Date: 12.07.2023

**O.A. No.309 of 2022
(Division Bench)**

**Dr. V.S. AbnaveApplicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. On request of learned Advocate for the Applicant two weeks time is granted to file M.A. for amendment.
3. S.O. to 26.07.2023.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p align="center">O.A. No.291 of 2022 with M.A.234 of 2022 (Division Bench)</p> <p>J.N. RaybholeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Applicant and his Advocate both are absent.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>4. S.O. to 26.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.07.2023</p> <p align="center">O.A. No.100 of 2022 (Division Bench)</p> <p>J.S. PanditApplicant 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 Chief Presenting Officer for the Respondents.</p> <p>2. Respondent Nos.1 & 2 have already filed Affidavit-in-Reply. However, Respondent No.3 - Collector, Ratnagiri has not filed separate Reply. Matter to proceed without Reply of Respondent No.3.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder to the Reply of Respondent Nos.1 & 2.</p> <p>4. S.O. to 26.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">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: 12.07.2023</p> <p align="center">O.A. No.1037 of 2019 with O.A. No.1039 of 2019 to O.A. No.1042 of 2019 with O.A. No.1237 of 2019 to O.A. No.1241 of 2019</p> <p>Dr. G.B. Taware Dr. V.A. Nadimath Dr. P.M. Sharebkausar Dr. N.B. Masaram Dr. V.P. Doijad C.G. Patil Dr. M.M. Pawar Dr. P.R. Dhumal Dr. P.N. Rathi Dr. A.B. PandavApplicant</p> <p>Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants in O.A. No.1037/19 with O.A. No.1039/19 to O.A. No.1042/19 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Shri K.B. Bhise, learned Advocate for the Applicant in O.A. No.1237/19 to O.A. No.1241/19 has sent his leave note.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 09.08.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

**O.A.No.546/2023 WITH
M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023**

N.R. Takey & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents

Mr. S.S. Dere, learned Advocate for the Applicants in O.A.No.546/2023 & O.A.No.543 /2023
Mr. Vivek B. Rane i/b. Ashwin Kapdnis, learned Advocates for the Applicants in M.A.No.385 /2023 & M.A.No.386/2023
Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

DATE : 12.07.2023

**CORAM : JUSTICE MRIDULA BHATKAR, CHAIRPERSON
MS. MEDHA GADGIL, MEMBER(A)**

ORDER

1. O.A.No.546/2023 is to be separated from M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023
2. Today at the request of learned C.P.O. we take up M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023 for hearing on interim relief order passed by this Tribunal
3. Learned C.P.O. has submitted that the order dated 09.05.2023 of status quo qua Respondent No.3, Mr. Dilip Dnyandeo Jagdale be modified and vacated.
4. Learned Advocate Mr. Dere opposes the request of learned C.P.O.

5. It is made clear that the matter will be heard at length though it is heard to a certain extent today. The affidavit in reply on our queries from the G.A.D. is required and thereafter matter will be heard fully at length. Today we are passing the order only to the extent of the request made by learned C.P.O. in context which is related to Respondent No.3 that in view of the order dated 10.05.2023, as the effect to the order of status quo passed on 09.05.2023 is without any post.

6. Learned C.P.O. has submitted that the Respondent No.3 has joined on deputation on the post of Joint Director at Pune in Education Department on 10.05.2023 (afternoon). He was relieved on the same date i.e. on 10.05.2023 from the Social Justice, Head Office, Pune in the morning on the same day. However by virtue of the order dated 09.05.2023 which was not communicated to the Respondent No.3, he was relieved on that day but though he joined, he was not allowed to work and now he is treated without posting and therefore he is not paid for two months. She has further submitted that he cannot go back because the said post is filled in by appointment of some other officer.

7. Learned Advocate Mr. Dere has submitted that the Respondent No.3 has taken charge on 10.05.2023 and therefore the order of status quo qua which was granted on 09.05.2023 should have been implemented. He has further submitted that as on today the Respondent No.3 is due to retire within two years. Accordingly to the Rules, he has to go back to his original post if two years are remaining for his retirement.



8. We make it clear that any Government servant without post is not conducive to the good administration and therefore if at all it is on account of the effect of the order of the status quo passed by this Tribunal we would like to rectify the same by vacating the order of status quo qua Respondent No.3. All other contentions are kept open and will be considered at the time of Final Hearing and will be subject to outcome of the Final order. The order dated 09.05.2023 of status quo qua Respondent no.3, Mr. Dilip Dnyandeo Jagdale is hereby vacated. Respondent No.3 may continue to work and his date of joining is to be treated as 10.05.2023 and accordingly he is to be pay salary.

9. M.A.No.385/2023 and M.A.No.386/2023 seeking intervention in O.A.No.543/2023 is filed by learned Advocate Mr. Vivek B. Rane i/b. Ashwin Kapdnis. Learned Advocate Mr. Dere has submitted that as per order dated 09.05.2023 the amendment was carried out by adding Respondent no.3 to Respondent No.9 wherein the interveners Ms. Manjusha Miskar (M.A.No.386/2023) and Mr. Kamalakar Randive (M.A.No.385/2023) are added as Respondents No.6 and 8 respectively. Thus these intervener applications have become infructuous. Learned Advocate Mr. Dere has submitted that he will serve the copy of O.A. to Respondents No.6 and 8 today itself.

10. G.A.D. is directed to file affidavit on the following points :

- (i) Whether Clause (5) (3) (1) of G.R. dated 17.12.2016 has no barring over Clause (5) (3) (1) (2).
- (ii) Whether Clause (5) (3) (5) of G.R. dated 17.12.2016 is taken into account while framing Recruitment Rules dated 22.03.2018.

11. M.A.No.385/2023 and M.A.No.386/2023 stands disposed off. Status quo qua Respondent no.3, Mr. Dilip Dnyandeo Jagdale is hereby vacated. O.A.No.546/2023 and O.A.No.543/2023 are to be de tagged.

12. O.A.No.543/2023 & O.A.No.546/2023 adjourned to 14.07.2023.

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 style="text-align: center;">Date : 12.07.2023</p> <p style="text-align: center;">O.A.No.546/2023 WITH M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023</p> <p>N.R. Takey & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants in O.A.No.546/2023 & O.A.No.543/2023, Mr. Vivek B. Rane i/b. Ashwin Kapdnis, learned Advocates for the Applicants in M.A.No.385/2023 & M.A.No.386/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. O.A.No.546/2023 is to be separated from M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023</p> <p>3. Today at the request of learned C.P.O. we take up M.A.No.385/2023 in M.A.No.386/2023 with O.A.No.543/2023 for hearing on interim relief order passed by this Tribunal</p> <p>4. Learned C.P.O. has submitted that the order dated 09.05.2023 of status quo qua Respondent No.3, Mr. Dilip Dnyandeo Jagdale be modified and vacated.</p> <p>5. Learned Advocate Mr. Dere opposes the request of learned C.P.O.</p> <p>6. It is made clear that the matter will be heard at length though it is heard to a certain extent today. The affidavit in reply on our queries from the G.A.D. is required and thereafter matter will be heard fully at length. Today we are passing the order only to the extent of the request made by learned C.P.O. in context which is related to Respondent No.3 that in view of the order dated 10.05.2023, as the effect to the order of status quo passed on 09.05.2023 is without any post.</p> <p>7. Learned C.P.O. has submitted that the Respondent No.3 has joined on deputation on the post of Joint Director at Pune in Education Department on 10.05.2023 (afternoon). He was relieved on the same date i.e. on 10.05.2023 from</p>

[P.T.O.]

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

Tribunal's orders

the Social Justice, Head Office, Pune in the morning on the same day. However by virtue of the order dated 09.05.2023 which was not communicated to the Respondent No.3, he was relieved on that day but though he joined, he was not allowed to work and now he is treated without posting and therefore he is not paid for two months. She has further submitted that he cannot go back because the said post is filled in by appointment of some other officer.

6. Learned Advocate Mr. Dere has submitted that the Respondent No.3 has taken charge on 10.05.2023 and therefore the order of status quo qua which was granted on 09.05.2023 should have been implemented. He has further submitted that as on today the Respondent No.3 is due to retire within two years. Accordingly to the Rules, he has to go back to his original post if two years are remaining for his retirement.

7. We make it clear that any Government servant without post is not conducive to the good administration and therefore if at all it is on account of the effect of the order of the status quo passed by this Tribunal we would like to rectify the same by vacating the order of status quo qua Respondent No.3. All other contentions are kept open and will be considered at the time of Final Hearing and will be subject to outcome of the Final order. The order dated 09.05.2023 of status quo qua Respondent no.3, Mr. Dilip Dnyandeo Jagdale is hereby vacated. Respondent No.3 may continue to work and his date of joining is to be treated as 10.05.2023 and accordingly he is to be pay salary.

8. M.A.No.385/2023 and M.A.No.386/2023 seeking intervention in O.A.No.543/2023 is filed by learned Advocate Mr. Vivek B. Rane i/b. Ashwin Kapdnis. Learned Advocate Mr. Dere has submitted that as per order dated 09.05.2023 the amendment was carried out by adding Respondent no.3 to Respondent No.9 wherein the interveners Ms. Manjusha Miskar (M.A.No.386/2023) and Mr. Kamalakar Randive (M.A.No.385/2023) are added as Respondents No.6 and 8 respectively. Thus these intervener applications have become infructuous. Learned Advocate Mr. Dere has submitted that he will serve the copy of O.A. to Respondents No.6 and 8 today itself.

9. M.A.No.385/2023 and M.A.No.386/2023 stands disposed off. Status quo qua Respondent no.3, Mr. Dilip Dnyandeo Jagdale is hereby vacated. O.A.No.546/2023 and O.A.No.543/2023 are to be detagged.

10. O.A.No.543/2023 & O.A.No.546/2023 adjourned to 14.07.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

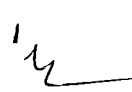
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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>O.A. No.1054 of 2019</u></p> <p>Dr. Swapnil Mahajan & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kranti L.C., learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that the above OA is disposed off by common order dated 8.8.2022 passed by this Tribunal in OAs. No.947/2018, 1087/2018, 769/2019, 1054/2019, 1052/2019 & 1053/2019. Ld. Advocate submits that however, the above OA is shown on today's board at Sr. No.17 for final hearing.</p> <p>3. The above matter is already disposed off and hence not to be shown on board.</p> <p align="center">Sd/- _____ Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 12.7.2023 12.7.2023</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>M.A. No.7 of 2023 in O.A. No.96 of 2021</u></p> <p>Dr. M.M. Mahind & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kaustubh Gidh holding for Shri Kranti L.C., learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 18.7.2023. Interim relief to continue.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 12.7.2023 12.7.2023</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.1108 of 2016</u></p> <p>M.S. Utpat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar holding for Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this matter the applicant who was earlier given appointment on contract basis on the post of Turner Instructor prays that he be reappointed. He challenges communication dated 3.6.2016 issued to the applicant by respondent no.5 informing him that his appointment has come to an end and he cannot be again given appointment as per the report submitted by respondent no.3.</p> <p>3. Ld. Advocate submits that matter may be adjourned.</p> <p>4. S.O. to 17.7.2023.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 12.7.2023 12.7.2023</p> <p>(sgj)</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 : 12.07.2023</p> <p>O.A.No.707/2023</p> <p>Dr. A.O. DahadApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned C.P.O. has filed short affidavit dated 12.07.2023 on behalf of Respondent No.1, through Shwetambari Pravin Khade, Deputy Secretary, in the office of Secretary, Medical Education and Drugs Department along with copy of corrigendum issued stating G.R. is made application from 13.10.2016.</p> <p>3. At the request of learned Advocate Mr. Lonkar adjourned to 18.07.2023.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date : 12.07.2023</p> <p>Tribunal's orders</p> <p>C.A.No.71/2022 in O.A.No.1095/2016</p> <p>B.S. Killedar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has submitted that order has been complied with and the retiral benefits have been given to the Applicant. She states that bill regarding Applicants pending retiral dues is pending with the Treasury Department.</p> <p>3. Adjourned to 26.07.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">prk</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>
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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 style="text-align: center;"><u>12.07.2023</u></p> <p style="text-align: center;"><u>O.A 420/2023</u></p> <p>Shri D.M Bhamray ... 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 P.O for the Respondents.</p> <p>2. Learned P.O submits that as per order of this Tribunal dated 2.5.2023, Shri Sainath Ganalwad, Section Officer, Medical Education and Drugs Department is present.</p> <p>3. Matter adjourned to 13.7.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

Tribunal's orders

O.A. No.247 of 2018 & O.A. No.589 of 2018

S.V. Kawathekar
H.D. Nagolkar ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. No responsible officer from the office of Respondents No.1 to 3 is present in the Court to answer our queries.

3. Ld. Advocate for the applicants rely on GR dated 27.6.2008 issued by GAD-Respondent No.5 in respect of filling up of the vacancies.

4. Ld. PO relies on the affidavits in reply dated 6.12.2018 & 3.12.2018 filed by Subhash Keshavrao Kakade, Tahsildar, Andheri in the above OAs respectively.

5. The respondents are directed to answer our following queries:

(i) What action is taken by the respondents on letter dated 7.4.2016 written by Tahsildar, Andheri to President, Kotwal Selection Committee (Exh.F page 34 of OA).

(ii) How many posts were advertised in the advertisement dated 27.8.2015 and how many posts are filled in and whether these posts are filled in as per GR dated 27.6.2008.

(iii) Whether respondents have considered future vacancies up to specific period in the advertisement as mentioned in GR dated 27.6.2008.

6. Sub Divisional Officer – Respondent No.3 is directed to remain present on the next date.

7. S.O. to 17.7.2023. Part heard.

Sd/-

(Medha Gadgil)
Member (A)
12.7.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
12.7.2023

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

Tribunal's orders

Date : 12.07.2023

O.A.No.799/2023

R.S. LodheApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.B. Kadam, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate has submitted that the order of punishment dated 30.08.2019 is challenged on the ground that it is unsustainable. The said order is passed in breach of Rule 27 of the Maharashtra Civil Services (Pension) Rules, 1982. Learned Advocate draws our attention on the order dated 11.10.2021 passed by this Tribunal in M.A.No.89/2021 in O.A.No.812/2017, R.S. Lodha Versus State of Maharashtra. Pursuant to this order the applicant filed appeal before His Excellency the Governor of Maharashtra.

3. Learned Advocate has submitted that the Respondents have been served notices on 06.07.2023. He has also placed on record affidavit of service.

4. Matter is kept back

Later on :

5. Learned Advocate seeks permission to add impugned order by amending the O.A.

6. Permission granted. Amendment be carried out forthwith. Amended copy be served upon the concern.

7. Learned P.O. on instructions from Mr. Nilesh Jadhav, Assistant Desk Officer, states that the order dated 18.10.2021 will be complied with within a period of four weeks.

8. Adjourned to 02.08.2023 for reporting compliance.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson