

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

Tribunal's orders

**O.A.No.1116/2023**

**S.M. Waghmode**

**... Applicant**

**Vs.**

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

**... Respondents**

1. Heard Shri A.A. Siddiquie with Shri Chawdhai Moinuddin, learned Advocates for the Applicant and Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice to the Respondents made returnable on 10<sup>th</sup> October, 2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. S.O. to 10<sup>th</sup> October, 2023.

Sd/-

Sd/-

(Debashish Chakraborty)

(Mridula Bhatkar, J.)

Member-A

Chairperson

12.09.2023

12.09.2023

(skw)

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

Tribunal's orders

**O.A.No.1154/2023**

**M.L. Khot**

**... Applicant**

**Vs.**

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

**... Respondents**

1. Heard Shri Utkarsh Desai holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice to the Respondents made returnable on 10<sup>th</sup> October, 2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. S.O. to 10<sup>th</sup> October, 2023.

Sd/-

Sd/-

(Debashish Chakrabarty)

(Mridula Bhatkar, J.)

Member-A

Chairperson

12.09.2023

12.09.2023

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION NO.1162 OF 2023**

Shri B.R. Behere. )...**Applicant**

**Versus**

1. The State of Maharashtra & 2 Ors. )...**Respondents**

**Shri M.D. Lonkar, Advocate for Applicant.**

**Smt. S.P. Manchekar, Chief Presenting Officer for Respondents.**

**CORAM : Smt. Justice Mridula Bhatkar, Chairperson  
Debashish Chakrabarty, Member-A**

**DATE : 12.09.2023**

**ORDER**

1. The Applicant at present working as Deputy Collector, Special Land Acquisition Cell, Mumbai on deputation from 07.09.2019. The Applicant has started his service on 22.08.1995 as a Sales Tax Inspector in Finance Department and he was subsequently appointed as Naib Tahasildar on 04.12.2001 through MPSC. The Applicant was sent on deputation to Bombay Municipal Corporation by transfer order dated 11.04.2023 in general transfers as Deputy Collector, Land Acquisition at Gondia. The Applicant did not join till today for the reason that he is not relieved by his higher Officer in BMC.

2. The Respondents issued order of suspension on 04.09.2023, which is under challenge and also challenged the contemplation of initiating the departmental enquiry under Maharashtra Civil Services (Discipline &

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Appeal) Rules, 1979 for not joining the duty and dis-obeying the order of transfer.

3. Shri M.D. Lonkar, learned Advocate for the Applicant submits that though Applicant is willing and ready to join his post at Gondia, he could not do so only for the reason that Mr. P. Velrasu, Additional Municipal Commissioner (Products) did not relieve him. He submits that Municipal Commissioner of BMC did not relieve the Applicant officially. The learned Advocate for the Applicant points out a letter dated 12.04.2023 written by Mr. P. Velrasu, Additional Municipal Commissioner addressing to Additional Chief Secretary, Revenue & Forest Department, Mantralaya to Dr. Nitin Kareer requesting to consider to retain the Applicant in Corporation, as the Applicant is involved in important projects. The learned Advocate for the Applicant has further submitted that this letter is not yet responded and show cause notice was given on 06.07.2023 by Divisional Commissioner, Nagpur Division asking the Applicant to join the post in Gondia otherwise disciplinary action will be taken against him. The Applicant replied to this notice on 21.07.2023 (Exh. '1') informing reason that he is not yet relieved by the Municipal Commissioner, MBC and as soon as he is relieved, he will join the said post at Gondia. Pursuant to this letter thereafter Divisional Commissioner, Nagpur on 2<sup>nd</sup> August, 2023 sent a letter to Municipal Commissioner, BMC requesting that the Applicant be relieved immediately to enable him to join at Nagpur Office, Gondia. Despite this letter, he did not join and thereafter Respondent-Government suspend him by issuing notice of suspension, which is under challenge.

4. We direct learned CPO to get the information from Revenue Department whether letter dated 12.04.2023 of Mr. P. Velrasu is replied from the Office of Additional Chief Secretary ? Whether letter of Divisional Commissioner, Nagpur dated 02.08.2023 requesting Commissioner, BMC to relieve this Officer is replied by the BMC ?

5. Issue notice returnable on 15<sup>th</sup> September, 2023.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
9. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the O.A. shall stand dismissed.
10. The service may be done by Hand Delivery/Speed Post/Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
11. S.O. to 15<sup>th</sup> September, 2023.

Sd/-

**(DEBASHISH CHAKRABARTY)**  
Member-A

Sd/-

**(MRIDULA BHATKAR, J.)**  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1072 of 2023</u></p> <p>R.P. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to take instructions if the matter was placed before the suspension review committee and if any order is passed thereon.</p> <p>3. S.O. to 14.9.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.908 of 2023</u></p> <p>S.M. Chin ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld: PO files reply.</p> <p>3. Admit.</p> <p>4. S.O. to 9.10.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</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 align="center"><u>O.As. No.898, 914, 921, 922, 947 &amp; 956 of 2023</u></p> <p>S.M. Deshmukh &amp; Ors. A.E. Kerure D.B. Kadge &amp; Ors. S.M. Wazarkar B.U. Patil D.N. Mirajkar ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for Applicants in OA No.898/2023 has filed leave note.</p> <p>3. Ld. PO seeks time to file reply.</p> <p>4. Ld. Advocate for the applicant in OA No.921 of 2023 seeks leave to amend the OA.</p> <p>5. Leave granted. Amendment be carried out and amended copy be served on all concerned.</p> <p>6. S.O. to 22.9.2023. Interim relief, if any, to continue.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.816 of 2023</u></p> <p>N.P. Kamble ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 5.10.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sg)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.798 of 2023</u></p> <p>R.A. Bariya &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.K. Bhangoji, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that there are 15 vacancies available and he will file affidavit to that effect.</p> <p>3. S.O. to 21.9.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</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 style="text-align: center;"><u>M.A. No.529 of 2023 with O.A. No.974 of 2022</u></p> <p>N.G. Kabadi ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p style="text-align: center;">Heard Applicant in person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant in person seeks leave to amend the OA.</p> <p>3. Leave granted. Amendment be carried out and amended copy of OA be served on all concerned.</p> <p>4. S.O. to 26.9.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</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><u>M.A. No.466 of 2023 in O.A. No.134 of 2019,</u> <u>M.A. No.467 of 2023 in O.A. No.1076 of 2019,</u> <u>O.A. No.1077 of 2019 with</u> <u>M.A. No.468 of 2023 in O.A. No.1078 of 2019</u></p> <p>V.L. Kardile T.R. Wagh &amp; Ors. S.S. Nikam &amp; Ors. P.K. Jadhav &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 25.9.2023 by way of last chance.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</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><u>M.As. No.272 &amp; 230 of 2023 in O.A. No.786 of 2022</u> <u>with</u> <u>O.As. No.787 &amp; 788 of 2022</u></p> <p>T.D. Pednekar K.D. Garud A.K. Patil ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri V.R. Gawas, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 27.9.2023 by way of last chance.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</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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M.A. No.238 of 2023 in O.A. No.377 of 2023  
with  
M.A. No.246 of 2023 in O.A. No.386 of 2023

U.S. Bhagwat

A.A. Jadhav

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. PO seeks time to file reply.

3. S.O. to 21.9.2023 by way of last final chance. If reply is not filed, then matter will be heard without reply.

Sd/-

(Medha Gadgil)

Member (A)

12.9.2023

(sgl)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.581 of 2023 in O.A. No.1165 of 2023</u></p> <p>K.N. Kulkarni ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri N.G. Kabadi, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission in MA returnable on 26.9.2023. The respondents are directed to file reply.</li> <li>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. &amp; MA. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the MA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the MA shall stand dismissed.</li> </ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.938 of 2023</u></p> <p>S.U. Pathak ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Not on board. Mentioned and taken on board.</p> <p>3. Ld. Advocate for the applicant seeks leave to add Food &amp; Civil Supplies Department, Pune as party respondent.</p> <p>4. Leave granted. Amendment be carried out and amended copy be served on all concerned.</p> <p>5. S.O. to 26.9.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 12.9.2023</p> <p>(sgj)</p>



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

Tribunal's orders

O.A. No.1138 of 2023

K.A. Lohar ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

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

2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 5.10.2023. The respondents are directed to file reply.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within **seven days** or service report on affidavit is not filed **three days** before returnable date, the OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)  
Member (A)  
12.9.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>12.09.2023</u></b></p> <p style="text-align: center;"><b><u>M.A 587/2023 in O.A 1791/2023 (Aurangabad)</u></b></p> <p>A.A Bagul &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.B Patil, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants seek permission to withdraw the Misc Application.</p> <p>3. Misc Application stands disposed of as withdrawn.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>M.A 93/2023 in O.A 691/2021</u></b></p> <p>Dr S.B Chavan &amp; Ors ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicants. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Affidavit in reply is already filed.</p> <p>3. Time granted to file rejoinder.</p> <p>4. S.O to 26.9.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>M.A 315/2023 in O.A 501/2023 &amp; Ors</u></b></p> <p>Shri Prashant S. Pitale &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Affidavit in reply is filed.</p> <p>3. At the request of learned counsel for the applicants, adjourned to 21.9.2023.</p> <p style="text-align: right;">Sd/- _____</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p style="text-align: right;">/_____ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>M.A 248/2023 in O.A 388/2023</u></b></p> <p>Shri K.N Bhosale &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms P.S Phagnekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that affidavit in reply is not filed till today.</p> <p>3. If the affidavit in reply is not filed, the matter to proceed without reply.</p> <p>4. S.O to 26.9.2023.</p> <p>Sd/- _____ <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- _____ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>O.A 494/2023</u></b></p> <p>Shri S.K Nachare ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that pursuant to the order dated 2.5.2023, Respondents have decided the representations/objections received and provisional seniority list was published on 8.6.2023 and thereafter the said list is finalized.</p> <p>3. Learned C.P.O is directed to file affidavit in reply.</p> <p>4. S.O to 17.10.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 12.09.2023</b></p> <p><b>C.A.No.58/2023 in O.A.No.834/2022 with C.A.No.59/2023 in O.A.No.878/2022</b></p> <p>Dr. V.N. Waghmare &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Sachitra Sontakke u/f. Karan Gajra, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In view that the order passed in O.A. is challenged before the Hon'ble High Court and the same is pending, Contempt Applications are adjourned to 10.10.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> 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><b>Date : 12.09.2023</b></p> <p><b>C.A.No.56/2023 in O.A.No.614/2014</b></p> <p>D.E. Hirde .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. C.T. Chandratre, 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. time granted by way of last chance to file reply.</p> <p>3. Adjourned to 20.09.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medna Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>







**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No.

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DISTRICT

..... Applicant/s

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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><b><u>12.09.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 750/2023</u></b></p> <p>B.P Dhage ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit with liberty to file rejoinder, if any.</p> <p>3. Place for final hearing on 3.10.2023. F.O.B. Interim relief, if any to continue till then.</p> <p>Sd/- <span style="float: right;">Sd/-</span></p> <p><b>(Medha Gadgil)</b> <span style="float: right;"><b>(Mridula Bhatkar, J.)</b></span>  <b>Member (A)</b> <span style="float: right;"><b>Chairperson</b></span></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

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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 style="text-align: center;"><b><u>12.09.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 787/2021</u></b></p> <p>Shri A.R Deokar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri D.B Khaire, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents No 1 &amp; 2 and Shri S.S Dere, learned counsel for Respondents No 3 &amp; 4.</p> <p>2. Learned counsel for the applicant prays that the matter be heard as the issue of promotion is involved and the order of promotion is likely to be issued anytime.</p> <p>3. Learned counsel Shri Dere seeks time to file reply on behalf of Respondents No 3 &amp; 4.</p> <p>4. In view of the above, if any promotion is granted, that will be subject to the outcome of the present Original Application.</p> <p>5. S.O to 10.10.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>O.A 916/2023</u></b></p> <p>Shri R.S Bubane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit with liberty to file rejoinder, if any.</p> <p>3. Place for final hearing on 3.10.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>O.A 968/2023</u></b></p> <p>Shri S.N Borse &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O request for two days' time to file reply.</p> <p>3. Matter adjourned to 14.9.2023 for filing reply.</p> <p>Sd/- _____ Sd/- _____</p> <p><b>(Medha Gadgil)</b> <b>(Mridula Bhatkar, J.)</b> <b>Member (A)</b> <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>12.09.2023</u></b></p> <p align="center"><b><u>C.A 3/2023 in O.A 950/2019</u></b></p> <p>Shri S.K Inamke ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaikwd, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the order of this Tribunal has been complied with and the amount is deposited in the account of the applicant.</p> <p>3. We are of the view that as the order of the Tribunal is complied with, nothing remains in the Contempt Application and the same is disposed of.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p align="center"><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p align="right"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>12.09.2023</u></b></p> <p><b><u>O.A 420/2023</u></b></p> <p>Shri D.M Bhamray ... Applicant Vs. The State of Maharashtra &amp; 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 on instructions from Mrs Manisha Sule, Deputy Secretary, in the office of Principal Secretary, Medical Education submits that the file is still pending with the Hon'ble Minister, Medical Education Department.</p> <p>3. At the request of learned P.O, adjourned to 14.9.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.09.2023</p> <p align="center">O.A. No.807 of 2023</p> <p>V.P. Jadhav .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri A.V. Bandiwadekar, learned Advocate for the Respondent No.4.</p> <p>2. The learned Advocate for the Applicant requested for Three Weeks time to file 'Affidavit-in-Rejoinder'.</p> <p>3. Time as prayed is granted.</p> <p>4. S.O. to 05.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**M.A.NO.607/2022 in O.A.NO.465/2020**

G.Y. Deshpande ) ....**Applicant**

**Versus**

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

Mr. D.B. Khaire, learned Advocate for the Applicant.

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

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

**DATE** : **12.09.2023.**

**O R D E R**


1. Learned Advocate has submitted that in M.A. and O.A. the relief claimed is same. However, he seeks interim relief in O.A.. Learned Advocate has prayed that the Respondents be directed to promote the Applicant to the post of Joint Commissioner, Animal Husbandry with appropriate deemed date of promotion and consequential benefits.

2. Learned Advocate has submitted that the Applicant is working as Deputy Director, (Fodder Development) in the office of Animal Husbandry. Learned Advocate has submitted that the Applicant was promoted to the post of Deputy Director, (Fodder Development) by order dated 21.09.2016. Learned Advocate has submitted that this is feeder cadre post and for that purpose it is necessary for a candidate

to put 3 years in the cadre of Deputy Commissioner, Animal Husbandry. The Applicant has completed his three years on 21.09.2019 and he is due for promotion. Learned Advocate has submitted that the Applicant's confidential reports are excellent and no Departmental Enquiry is pending against the Applicant. However, the Applicant does not have a degree in Veterinary Science. For the promotion to the post of Joint Commissioner there is no such requirement specified in the Recruitment Rules. Learned Advocate for the Applicant relies on the Recruitment Rules dated 06.11.1997 for the post of Additional Director, Joint Director, Deputy Director and Assistant Director in the Maharashtra Animal Husbandry Services, Group-A, in the Animal Husbandry Department.

3. Learned Advocate has submitted that the Applicant has grievance that he was not considered for promotion in the Departmental Promotion Committee (DPC) meeting of the year 2020, 2021 and 2022. For reference learned Advocate has pointed out to the DPC meetings held on 28.02.2013, 10.02.2016 and 31.08.2020.

I] The meeting of the DPC dated 28.02.2013 was held to consider the promotional post of Joint Director. In clause २(६) of the said minutes it is mentioned that in the revised staffing pattern only one post of Deputy Director/ Fodder is sanctioned and officer Mr. S.B. Pardeshi is working on that post since 18.06.2011. However, as per the G.R. dated 25.02.2005, the person on the post of Deputy Director is required to put in three years. However, Mr. Pardeshi has not completed the requisite period of three years of service in that cadre



and therefore he was not considered on the promotional post of Joint Director/ Commissioner of Animal Husbandry.

II) Further in DPC meeting held on 10.02.2016 in the minutes it is mentioned that the post of Deputy Director (Fodder) was considered. But however the said post is vacant as Mr. Pardeshi retired on 31.05.2014 from that post and therefore nobody for that post can be considered.

III) In the DPC meeting held on 31.08.2020 in the minutes it is mentioned to consider that taking into account staffing pattern of 25.05.2004 and as per that staffing pattern total 12 posts of Joint Director/ Commissioner, Animal Husbandry are shown. The staffing pattern does not disclose any post of Joint Director (Fodder) and therefore the proposal to promote a person from the cadre of Deputy Director (Fodder) was withdrawn.

4. Learned Advocate has submitted that in view of Rule 4 of the said Recruitment Rules there was no requirement of having separate sanction or approval for specific post or for any specific sanction for the creation of the post of Joint Director (Fodder) and therefore the DPC meetings held on 2000, 2001 and 2002 should have considered the name of the Applicant. Learned Advocate relied on the following judgments :

- (a) O.A.No.345/1992, Meshram Charan Parashramji Versus State of Maharashtra & Ors. dated 21.02.1995.
- (b) O.A.No.968/2019, Shri Rameshwar C. Pawar Versus State of Maharashtra & Ors. dated 13.10.2020.

5. Learned C.P.O. for the Respondents has relied on the affidavit-in-reply dated 15.03.2021 on behalf of Respondent No.1, through Mr. Mahavir Shankar Patil, Senior Administrative Officer, in the office of Regional Joint Commissioner, Animal Husbandry. She has relied on paragraph 8.1 of the said affidavit wherein it is stated that the re-organisation of the Department was carried out under the G.R. dated 25.05.2004.

6. During the course of hearing, we have come across Rule 4 of the said Recruitment Rules which reads as below :

४. पशुसंवर्धन विभागाच्या अखत्यारितील महाराष्ट्र पशुसंवर्धन सेवा गट-अ मधील "सहसंचालक" या पदावरील नियुक्ती, उप संचालक, पशुसंवर्धन ही पदे धारण करणा-या व्यक्तीमधून काटेकार निवडीच्या तत्वावर पदोन्नतीद्वारे करण्यात येईल.

परंतु उप संचालक, पशुसंवर्धन पशुवैद्यक शास्त्र आणि वैरण विकास या संवर्गांमधून अनुक्रमे भरण्यात यावयाच्या सहसंचालक, पशुसंवर्धन या पदाची संख्या या दोन्ही संवर्गांला पदोन्नतीच्या साख्याच संधी उपलब्ध होण्यासाठी या दोन्ही संवर्गांच्या उप संचालकांच्या मंजूर पदांच्या विद्यमान संख्येच्या आधारावर शासनाकडून ठरविण्यात येईल. तथापि, त्यामध्ये वैरण विकासच्या संबंधातील सहसंचालकाचे किमान एक पद असेल.

"4. Appointment to the post of Joint Director of Animal Husbandry, Maharashtra Animal Husbandry Services, Group-A, in the Animal Husbandry Department, shall be made by promotion on the basis of strict selection from amongst the persons holding the posts of Deputy Director of Animal Husbandry;

Provided, that, the number of posts of Joint Director of Animal Husband being filled from the cadre of Deputy Director of Animal Husband Veterinary Science and Fodder Development, respectively will be decided by Government on the basis of the existing number of sanctioned posts of Deputy Directors of both these streams, to ensure equitable chances of promotions to both. However, there will be least one post of Joint Director from the fodder stream."

(emphasis placed)

The minutes of the meeting of the DPC of the order of staffing pattern was prepared in the year 2004 by G.R. dated 25.05.2004. Thereafter, in the DPC meetings it is pointed out that in one post of Joint Director, Animal Husbandry was taken from the cadre of Deputy Director, (Fodder) and that one post of Joint Director (Fodder) was shown as sanctioned.


7. We hereby direct the Principal Secretary, Animal Husbandry, Dairy Development and Fisheries Department to remain present and explain, as we are unable to understand the interpretation of Rule 4 of the said Recruitment Rules in context with the minutes of the meetings of the DPC held on 28.02.2013, 10.02.2016 and 31.08.2020. We would like to know how many posts of Joint Director /Commissioner, Animal Husbandry are to be made available to be filled up from the feeder cadre, Deputy Director (Fodder) and how many posts of the Joint Director, Animal Husbandry from Deputy Director (Fodder) to be filled up, are vacant today and since when. We make it clear that the reply filed by the State is not at all satisfactory.

8. Adjourned to 14.09.2023.

Sd/-

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

prk

  
Sd/-

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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: 12.09.2023</p> <p align="center">O.A. No.660 of 2023</p> <p>N.K. Zanke &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that in O.A. No.659/2023 the Applicant is similarly situated person and hence requested to tag this matter along with O.A. No.660/2023.</p> <p>3. In view of above, O.A. No.659/2023 is tagged along with O.A. No.660/2023 on 18.09.2023.</p> <p>4. S.O. to 18.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.09.2023</p> <p align="center">O.A. No.1081 of 2023</p> <p>R.D. Ghunkikar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. is directed to obtain views of the Revenue and Forest Department whether the provisions of 'Delegation of Powers' under Section 6 &amp; Section 7 can be used to transgress to even cover the provisions of Section 4 (4) &amp; Section 4 (5) of Transfer Act as has been done by Revenue and Forest Department G.R. dated 28.07.2021.</p> <p>3. 'Affidavit-in-Reply' should be filed only after Revenue and Forest Department has obtained views on this issue regarding the framework of Transfer Act, 2005 and permissibility of 'Delegation of Powers,' even in respect of Section 4(4) &amp; Section 4(5) from the G.A.D.</p> <p>4. S.O. to 26.09.2023.</p> <p align="right">Sd/- (Debashish Chandrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.09.2023</p> <p align="center">O.A. No.825 of 2023</p> <p>S.M. Sarangdhar &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 27.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.09.2023</p> <p align="center">O.A. No.789 of 2023 with O.A. No.790 of 2023</p> <p>S.M. Medhe P.A. Sawant .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for the Applicant states that the Applicant has joined on the transferred post of 'Divisional Seed Certification Officer, Nagpur Division.'</li> <li>3. Learned P.O. seeks three weeks time to file 'Affidavit-in-Reply' because O.A. relates to the posting of the Applicant in 'Nagpur Division,' whereas prayer is for posting the Applicant in 'Nashik Division' on the 'Vacant Post.'</li> <li>4. Time as prayed is granted by way of last chance.</li> <li>5. S.O. to 04.10.2023.</li> </ol> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.09.2023</p> <p align="center">O.A. No.952 of 2023</p> <p>G.T. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.A. Devkhile, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that Para-wise comments are not yet received and there is no one from the Department present in the Tribunal and therefore seeks two weeks time to file Affidavit-in-Reply.</p> <p>3. Learned P.O. is directed to file to Affidavit-in-Reply within two weeks as last chance and also to inform the Deputy Director of Health Services, <sup>Thane,</sup> Mumbai to remain present in the Tribunal on the next date of hearing.</p> <p>4. S.O. to 26.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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


of 20

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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: 12.09.2023</p> <p align="center">O.A. No.1008 of 2023</p> <p>G.R. Kale .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. One Week time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 21.09.2023.</p> <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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: 12.09.2023</p> <p align="center">O.A. No.367 of 2023</p> <p>N.B. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</li> <li>On request of learned P.O. seeks three weeks time is granted to file 'Affidavit-in-Reply'.</li> <li>S.O. to 04.10.2023.</li> </ol> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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

**Tribunal's orders**

Date: 12.09.2023

**O.A. No.1167 of 2023**

S.B. Kharat .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 27.09.2023.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. S.O. to 27.09.2023.

Sd/-  
(Debashish Chakrabarty)  
Member (A)



**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: 12.09.2023</p> <p align="center">O.A. No.102 of 2023</p> <p>Dr. P.R. Dharmadhikari .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.B. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that there is a subsequent development in the O.A. and therefore requested for time to file 'M.A.' and also requested for leave to amend to implead one more 'Respondent.'</p> <p>3. Time as prayed for filing 'M.A.' and leave to amend is accordingly granted.</p> <p>4. S.O. to 26.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>