

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO.1170 OF 2024 (S.B.)**

A.V. Patil ...Applicant

**Versus**

The State of Maharashtra & Ors. ...Respondents

Ms. Punam Mahajan, learned Counsel for the Applicant.  
Mr. A.J. Chogule, learned Presenting Officer for the Respondents  
Mr. S.S. Dere, learned Counsel for Private Respondent No.4.

**CORAM** : **SHRI A.N. KARMARKAR, HON'BLE MEMBER(J)**

**DATE** : **12.09.2024.**

**O R D E R**

1. Applicant who is working as Chief Officer in the office of Pune Housing and Area Development Board, Pune (PHADB), Pune is challenging the impugned order of his transfer dated 10.09.2024. Applicant is seeking stay to the effect and operation of the impugned order dated 10.09.2024.

2. It is submitted by learned Counsel for the Applicant that the G.Rs. dated 17.12.2016 and 16.02.2018 are duly applicable to the employee who is deputed. She has invited my attention to Clause 4 in G.R. dated 16.02.2018 which says that the deputation period shall be for the period of three years and this condition cannot be changed on the basis of movement order dated 26.05.2023 (Annexure-A4). Before repatriation, notice should have been given to the Applicant. It is submitted that the Applicant is due for retirement in August, 2025. So in view of Section 5(1)(a) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 (hereinafter referred as 'Transfer Act 2005' for brevity), the period of

deputation should have been extended. It is also submitted that in view of Section 4(4) of the Transfer Act 2005 the transfer should be in exceptional circumstances or for special reasons. During the arguments she has referred to the judgment of Dr. (Ms.) Padmashri S. Bainade Versus State of Maharashtra & Ors. in O.A.No.839/2014 decided on 13.10.2014.

3. On the other hand, learned P.O. Mr. Chougule has submitted that the deputation period of the applicant was already over on 24.05.2024. There was FIR by ACB against the Applicant also. There was also letter of Chairman of Housing Board for transfer of the Applicant. He has also submitted that the Applicant is relieved and he seeks time to file detail affidavit-in-reply.

4. Learned Counsel Mr. Dere has submitted orally that he has instructions on behalf of Respondent No.4 to appear and he undertakes to file vakalatnama on the next date.

5. According to him, applicant was given deputation for one year which he has accepted and no grievance was raised. He has referred to Clause (6) of G.R. dated 17.12.2016 which says that the Applicant who is on deputation has to be repatriated if his retirement is for less than two years. According to him, the deputation policy was introduced in the year 2016 which is subsequent to the judgment in O.A.No.839/2014 which is relied by learned Counsel Ms. Mahajan. So this judgment is not helpful to Applicant. In support of his submissions, learned Counsel for Respondent No.4 has relied on the judgment of Hon'ble Supreme Court in case of A.B. Krishna & Ors. Versus State of Karnataka and Ors. reported in (1998) 3 SCC 495 and judgment passed by this Tribunal in the case of Dr. Avinash G. Gote Versus The State of Maharashtra & Ors in O.A.Nos.451 & 453/2020 decided on 25.08.2021.

6. Though the applicant has submitted that as per G.R. dated 16.02.2018 the deputation period should be for three years, apparently

the applicant has not raised grievance after getting the deputation order dated 16.05.2023 (Annexure A-4). Clause 6 of G.R. dated 17.12.2016 suggests that a person on deputation should be repatriated to the original department, if he is due for retirement within two years.

7. Learned P.O. has also made available G.R. dated 25.05.2023 for perusal. It shows that the applicant was deputed for the period of one year or till the order of the Government, whichever is earlier. The impugned order shows that it was passed after considering several G.Rs and noting of Village Development Department. Learned Counsel for the Applicant has referred to Section 4(4)(ii) of the Transfer Act, 2005. But considering the impugned order and submissions it is necessary to have affidavit-in-reply of the Respondents before passing interim relief order, if any, as prayed.

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

9. Issue notice before admission returnable on 20.09.2024.

10. 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.

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.

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.

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.

14. Adjourned to 20.09.2024.

Sd/-

**(A.N. Karmarkar)**  
**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 : 12.09.2024</p> <p>O.A.No.825 of 2023</p> <p>S. M. Sarangdhar .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.....Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for Applicant seeks time to file additional Affidavit on the basis of subsequent development.</li> <li>3. The matter is admitted and kept for final hearing.</li> <li>4. 'Interim Relief' to continue till next date.</li> <li>5. S.O. to 03.10.2024 with liberty to file Sur Rejoinder if any.</li> </ol> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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(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 <b>Date : 12.09.2024</b>
	<p><b>O.A.No.1161/2024</b></p> <p>P.S. Deshmukh <span style="float: right;">...Applicant</span></p> <p style="text-align: center;"><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. ...<b>Respondents</b></p> <p>1. Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondent are present.</p> <p>2. Learned Counsel Mr. U.V. Bhosle has tendered vakalatnama on behalf of Private Respondent No.2.</p> <p>3. Learned Counsel Mr. Bandiwadekar has submitted that Private Respondent No.2 has also filed O.A.No.964/2024 and he has invited my attention on various orders passed in O.A.No.964/2024. He has submitted that present O.A. be tagged along with O.A.No.964/2024 which is adjourned to 30.09.2024.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 27.09.2024. Respondents are directed to file affidavit-in-reply.</p> <p>6. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>8. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</p>

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

Tribunal's orders

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 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.

10. Adjourned to 27.09.2024. It be kept along with O.A.No.964/2024.

Sd/-

(A.N. Karmarkar)  
Member (J)

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><b>Date : 12.09.2024</b> Tribunal's orders</p> <p><b>O.A.No.1035/2024 to O.A.No.1041/2024 with O.A.No.1047/2024 with O.A.No.1055/2024</b></p> <p>V.S. Jagate &amp; Ors. <span style="float: right;">...Applicants</span></p> <p style="text-align: center;"><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents</span></p> <ol style="list-style-type: none"> <li>1. Ms. Punam Mahajan, learned Counsel for the Applicants and Mr. A.J. Chougule, Ms. Archana B.K., Ms. K.S. Gaikwad, Mr. A.D. Gugale and Mr. D.R. Patil, learned Presenting Officers for the Respondents are present.</li> <li>2. Learned P.O. Mr. Chougule has submitted that so far as submissions in O.A.No.1037/2024, O.A.No.1038/2024 and O.A.No.1041/2024 are concerned fresh proposal is already forwarded for approval to the concern authority. He has submitted that on earlier date he had submitted about maintaining status quo. He has submitted for continuation of the said order of status quo till filing of affidavit-in-reply in these O.As.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 19.09.2024. Respondents are directed to file affidavit-in-reply.</li> <li>5. Applicants are 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.</li> <li>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.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</li> </ol>
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8. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

9. In view of the submissions made by learned P.O. about maintaining status quo, adjourned to 19.09.2024.

Sd/-  
(A.N. Karmarkar)  
Member (J)

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No.

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IN

Original Application 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 align="center"><u>O.A. No.1171 of 2024</u></p> <p>S.R. Gaikwad ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicant has prayed to stay the implementation of the impugned order dated 27.8.2024 (Exhibit A) and also to stay the implementation of the order dated 5.9.2024 (Exhibit N). According to him the department has decided to revert the applicant as per document Exhibit A. He also submits that the case of the applicant is similar to the case of the applicants in OAs. No.1101/2024 and 1159/2024.</p> <p>3. Ld. PO submits that applicant in OA No.1159/2024 was already reverted at the time order dated 10.9.2024 was passed in OA No.1159/2024.</p> <p>4. Ld. Advocate for the applicant submits that he was given hearing as per order dated 12.9.2024 on 18.9.2024 on the basis of his application dated 25.8.2024. He also submits that application dated 25.8.2024 moved with request that he should not be reverted.</p> <p>5. Ld. PO submits that order dated 27.8.2024 at Exhibit A is internal document.</p> <p>6. Ld. Advocate for the applicant submits that this document at Exhibit A was obtained by the applicant under the provisions of RTI Act.</p> <p>7. It is pertinent to note that his application / representation is of 25.8.2024 while the order at Exhibit A under challenge is dated 27.8.2024. Admittedly, hearing is given to the applicant in connection with his representation on 18.9.2024. It would be proper to hear the respondents</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>before passing any order as prayed. It is proper to give some time to the Respondents to file reply.</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 18.9.2024. The respondents are directed to file reply.</p> <p>10. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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 <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p>14. S.O. to 18.9.2024 under 'Urgent Admission' caption.</p> <p style="text-align: right;">Sd/- (A.N. Karmarkar) Member (J) 12.9.2024</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1158 of 2024</u></p> <p>Madhav R. Pawar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri O.A. Wable, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicant submits that applicant has applied in VJ Category for the post of Police Constable in response to the public advertisement dated 29.2.2024. According to him he was called for the purpose of document verification on 5.9.2024. However, applicant is held ineligible as the Sports Certificate is not valid. According to him the review application at page 29 of the OA is still pending. He submits that sports certificate of the same sports of his 2 teammates is held valid and 1 teammate is not held valid. He seeks interim relief in terms of prayer clause (e).</p> <p>3. On the other hand, Ld. CPO submits that the first appeal as well as second appeal of the applicant are dismissed, those are at pages 38 and 25 respectively. Ld. CPO has also invited my attention to the reasons mentioned in the decision of the second appeal.</p> <p>4. Considering the detailed reasons in the second appeal, I think it is necessary to give adequate time to the respondents to file affidavit in reply rather than to grant any interim relief at this stage.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 27.9.2024. The respondents are directed to file reply.</p>

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

**Tribunal's orders**

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. 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.

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. 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.

10. 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/-

(A.N. Karmarkar)  
Member (J)  
12.9.2024

(sgj)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 style="text-align: right;"><u>O.A. No.1113 of 2024</u></p> <p>D.G. Rathod ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. PO states that instructions are received and he seeks one week's time to file reply.</p> <p>3. S.O. to 19.9.2024.</p> <p style="text-align: right;">^ Sd/- (A.N. Karmarkar) Member (J) 12.9.2024</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 12.09.2024</b></p> <p align="center"><b>O.A.No.1048 of 2024</b></p> <p><b>B. B. Patil</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <p>1. Heard Shri A. D. Sugdare, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate for Applicant has challenged the impugned order dated 09.07.2024 passed by Respondent No.2, thereby he has challenged the order dated 01.08.2019 for grant of 2<sup>nd</sup> benefit under Modified Assured Carrier Progression Scheme already granted and decided to recover amount from Applicant. He is also seeking interim relief and prays to stay the recovery. He has invited my attention to document at 'Exhibit A-1' and particularly Clause 2. He has submitted that once the benefit is given, it cannot be withdrawn as per the said clause.</p> <p>3. Learned PO has invited my attention to clause-2 of impugned order dated 09.07.2024 wherein there is mention about criminal case under Prevention of Corruption Act. He seeks time to file reply.</p> <p>4. The impugned order is of 09.07.2024. It does not appear that there is extra ordinary urgency. It is necessary to hear the respondents before passing interim relief as prayed, if any.</p> <p>5. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p>



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

Tribunal's orders

6. Issue notice before admission returnable on 26.09.2024.

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

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. 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.

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

11. S.O. to 26.09.2024.

Sd/-

( A. N. Karmarkar )  
Member (J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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DISTRICT

..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.09.2024</p> <p>O.A.No.1338 of 2023 with O.A.No.1339 of 2023 with O.A.No.1341 of 2023</p> <p>A. G. Ghadi &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors....Respondents.</p> <p>1. The Applicants and their Advocate are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter is admitted and kept for final hearing with liberty to file Rejoinder, if any.</p> <p>3. S.O. to 07.10.2024.</p> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.09.2024</p> <p>M.A. No.526 of 2024 in O.A.698 of 2024</p> <p>S. S. Kamble .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors....Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent Nos.1 &amp; 2. It is taken on record.</p> <p>3. S.O. to 30.09.2024.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

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..... Applicant/s

(Advocate .....)

*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><b>Date : 12.09.2024</b></p> <p><b>O.A.No.1407 of 2023</b></p> <p><b>Dr. L. G. Bhalshankar</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.....Respondents.</b></p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO seeks time to get necessary information in respect of representation.</p> <p>3. 'Interim Relief', if any to continue till next date.</p> <p>4. S.O. to 03.10.2024.</p> <p>Sd/- <b>( A. N. Karmarkar )</b> <b>Member (J)</b></p> <p>vsm</p>

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..... 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 : 12.09.2024</p> <p>O.A.No.1416 of 2023</p> <p>L. C. Suryawanshi .....Applicant</p> <p><b>Versus</b></p> <p>The State of Maharashtra &amp; Ors....Respondents.</p> <p>1. The Applicant and his Advocate are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter is admitted and kept for final hearing with liberty to file Rejoinder, if any.</p> <p>3. S.O. to 09.10.2024.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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*versus*

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.09.2024</p> <p>O.A.No.1420 of 2023</p> <p>P. S. Solankar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors....Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter is admitted and kept for final hearing with liberty to file Rejoinder, if any.</p> <p>3. S.O. to 11.10.2024.</p> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.1605 of 2023</p> <p>M. K. Badve .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors....Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent Nos.1 &amp; 2. It is taken on record.</p> <p>3. S.O. to 04.10.2024 for filing Rejoinder, if any.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

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

Tribunal's orders

Date : 12.09.2024

O.A.No.1133 of 2024

C. A. Jadhav

....Applicant

Versus

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

1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents
2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 10.10.2024.
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 Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.
8. S.O. to 10.10.2024.

Sd/-

( A. N. Karmarkar )  
Member (J)



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

Tribunal's orders

Date : 12.09.2024

O.A.No.951 of 2024

S. N. Joshi

....Applicant

Versus

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

1. Heard Shri Shrimant Chothave holding for Shri N. G. Gavali, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents
2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 10.10.2024.
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 Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.
8. S.O. to 10.10.2024.

Sd/-

( A. N. Karmarkar )  
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 : 12.09.2024</p> <p>M. A. No.136 of 2024 In O.A.No.201 of 2022</p> <p>I. R. Shahapurkar .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri Prasad Narkar holding for Shri R. A. Naik, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate for Applicant, the matter is adjourned to 24.09.2024.</p> <p>3. S.O. to 24.09.2024.</p> <p style="text-align: center;">Sd/-   ( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024 Tribunal's orders O.A.No.559 of 2024</p>
<p>vsm</p>	<p>V. P. Dabhade .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ..Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Advocate for the Applicant and Shri A. D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant seeks time to file Rejoinder.</p> <p>3. S.O. to 03.10.2024.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</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 : 12.09.2024</p> <p>M. A. No.207 of 2024 In O.A.No.45 of 2024</p> <p>A. B. Nimbalkar .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri R. M. Kolge, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate for Applicant, the matter is adjourned to 30.09.2024.</p> <p>3. S.O. to 30.09.2024 for filing Sur-Rejoinder, if any.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.09.2024</p> <p>M. A. No.323 of 2024 In O.A.No.492 of 2022</p> <p>D. M. Chavan .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned PO seeks time to file Affidavit in Reply. Time granted.</p> <p>3. S.O. to 30.09.2024.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar) Member (J)</p>

vsm

**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 : 12.09.2024</b></p> <p><b>M.A. No.381 of 2024 in O.A. No.665 of 2024 with O.A. No.1255 of 2023</b></p> <p><b>M.K. Dhakane .....Applicant</b></p> <p><b>Versus</b> <b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for Applicant in M.A. No.381/2024, Shri A.J. Chougule, learned Presenting Officer for Respondent No.1 to 4 in M.A. No,381/2024, Smt. K.S, Gaikwad, learned Presenting Officer for Respondent No.1 to 3 in O.A. No.665/2024, Smt. K.S. Gaikwad along with Shri A.J. Chougule, learned Presenting Officer for Respondent No.1,2 &amp; 4 in O.A. No.1255/2023, Shri M.D. Lonkar, learned Counsel for Respondent No.4 – Municipal Commissioner, Pune Municipal Corporation in O.A. No.1255/2023 &amp; 'Special Counsel' for 'Public Health Department' in 'O.A, No.665/2024'. Smt, Punam Mahajan, learned Advocate for Applicant in O.A. No.665/2024 &amp; O.A. No.1255/2023.</p> <p>2. Today, Smt. Punam Mahajan, learned Advocate for Applicant has filed Affidavit in Reply in Misc. Application. It is taken on record.</p> <p>3. 'Interim Relief' in O.A.No.1255/2023 to be continued till next date.</p> <p>4. S.O. to 04.10.2024.</p> <p style="text-align: center;">Sd/- <b>( A. N. Karmarkar ) Member (J)</b></p>

vsm

**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 : 12.09.2024</p> <p style="text-align: right;">O.A.No.51 of 2024</p> <p>V. S. Borale <span style="float: right;">....Applicant</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant submits that last chance was already granted to learned PO to file reply.</p> <p>3. Learned PO submits that he has received parawise remarks but they are not satisfactory, therefore, he seeks one week time for filing reply.</p> <p>4. Sufficient time has already given to file reply.</p> <p>5. The matter is admitted and kept for final hearing. The request of learned PO for filing reply will be considered on that day.</p> <p>6. S.O. to 30.09.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>( A. N. Karmarkar )</b> <b>Member (J)</b></p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.54 of 2024</p> <p>S. S. Jagdale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors....Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri R. Musale, learned Advocate for Respondent No.4 are present.</p> <p>2. Learned PO submits that instructions are received from the concerned department and seeks time to file reply.</p> <p>3. S.O. to 08.10.2024.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm



**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 : 12.09.2024</p> <p>O.A.No.200 of 2024</p> <p>S. M. Gophane .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ..Respondents.</p> <p>1. Heard Smt. M. E. Puralkar, learned Advocate for the Applicant and Shri A. D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent No.1. It is taken on record.</p> <p>3. S.O. to 09.10.2024 for filing Rejoinder, if any.</p> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024 O.A.No.495 of 2024</p> <p>V. V. Tamhankar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned PO submits that she will file reply on behalf of Respondent No.1 on next date positively.</p> <p>3. Two weeks' time is granted to Respondent No.1 to file reply.</p> <p>4. S.O. to 03.10.2024.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.685 of 2024</p> <p>U. B Pardhe .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors....Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant seeks time to file Rejoinder. Time granted.</p> <p>3. S.O. to 20.09.2024.</p> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.551 of 2024</p> <p>C. B. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ..Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents is present.</p> <p>2. Learned PO seeks time to file reply. Time granted.</p> <p>3. S.O. to 27.09.2024.</p> <p>Sd/-</p> <p>( A. N. Karmarkar) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.533 of 2024</p> <p>S. V. Surve .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. .Respondents.</p> <p>1. The Applicant and his Advocate are absent. Smt. D. R. Patil, learned Presenting Officer for the Respondents is present.</p> <p>2. Learned PO submits that instructions are received from the concerned department and seeks time to file reply.</p> <p>3. S.O. to 20.09.2024.</p> <p>Sd/- ( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.1067 of 2024</p> <p>M. N. Pande .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors....Respondents.</p> <p>1. Heard Shri K. S. Jadhav, learned Advocate for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent Nos.1 to 4. It is taken on record.</p> <p>3. S.O. to 19.09.2024 for filing Rejoinder, if any.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.1441 of 2023</p> <p>C. M. Bansode &amp; Anrs. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K. S Jadhav holding for Shri R. G. Panchal, learned Advocate for the Applicant and Smt. A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Today, learned Advocate for Applicant has filed Rejoinder. It is taken on record.</li> <li>3. S.O. to 03.10.2024 for filing Sur-Rejoinder, if any.</li> </ol> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p>

vsm

**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 : 12.09.2024</p> <p>O.A.No.389 of 2024</p> <p>A. A. Koli .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned PO, the matter is adjourned to 03.10.2024.</p> <p>3. 'Interim Relief' to continue till next date.</p> <p>4. S.O. to 03.10.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">( A. N. Karmarkar) Member (J)</p>

vsm