

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

Tribunal's orders

Date : 12.10.2022

O.A.No.1011 of 2022

Dr. K.G. PatilApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

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

2. Applicant in present O.A. seeks similar relief as similar to the Group matters in O.A.No.805/2022, O.A.No.843/2022, O.A.No.844/2022, O.A.No.770/2022, O.A.No.905/2022, O.A.No.915/2022.

3. Applicant working on the post of Medical Officer, Kolhapur prays for regularization. However by way of interim relief prays that his services are not to be terminated on the basis of the advertisement dated 22.07.2022. In the other matters having similar issue we have passed the interim relief as follows and we intend to pass the same in this matter,

We direct the Respondents not to terminate the service of the applicant till the final decision of the present O.A.

4. Learned C.P.O. seeks time to file affidavit-in-reply.

5. Adjourned to 09.11.2022. To be tagged along with similar Group in O.A.No.805/2022, O.A.No.843/2022, O.A.No.844/2022, O.A.No.770/2022, O.A.No.905/2022, O.A.No.915/2022.

Sd/-

(Medha Gadgil)
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022</p> <p align="center">O.A.No.145 of 2021</p> <p>N.P. Chaudhari & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Suo moto speaking to minutes. Taken on board.</p> <p>3. In order dated 10.10.2022, at paragraph 3, line 6 the word 'not' is to be deleted.</p> <p>4. Adjourned to 17.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022</p> <p>O.A.No.1001 of 2022</p> <p>S.R. SutarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. V.K. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Learned P.O. is directed to take instructions from the concerned Respondent.</p> <p>3. Matter is fixed on 14.11.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1009 of 2022</u></p> <p>H.G. Udawant ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 14.11.2022. The respondents are directed to file reply. The prayer for interim relief is rejected.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 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.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 12.10.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 12.10.2022</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 align="center"><u>M.A. No.566 of 2022 in OA No.865 of 2022</u></p> <p>A.V. Gavhane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant has filed this MA for amending the prayer clause in the OA as per schedule-1 annexed to the MA.</p> <p>3. Ld. CPO has no objection.</p> <p>4. MA for amendment is allowed. Amendment be carried out forthwith and amended copy be served on all concerned.</p> <p>5. OA adjourned to 17.10.2022. Interim relief to continue.</p> <p align="center">▲ , .72 1.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 12.10.2022 12.10.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p align="center">O.A. No.1015 of 2022</p> <p>P.B. KhairnarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged suspension order 15.06.2022 whereby he is suspended in contemplation of D.E. invoking Rule 4(1)(a) of M.C.S. (Discipline & Appeal) Rules, 1979.</p> <p>3. Indeed, Departmental action is already taken by issuance of chargesheet dated 05.05.2022 to which the Applicant has given Reply on 13.05.2022 admitting the charges leveled against thin unconditionally. In such situation, I fail to understand what was the necessity to suspend the Applicant. Disciplinary Authority ought to have proceeded in view of admission of the Applicant in accordance to law but later the Applicant is suspended.</p> <p>4. Apart, Headquarter of the Applicant is kept at Nagpur which is contrary to the circular dated 19.03.2008 issued by the G.A.D. which <i>inter-alia</i> states that Headquarter of Government servant should normally be assumed to be his last place of duty and it can be change^d in case of request for change of Headquarter by concerned Government servant. In present case the Applicant was posted at Thane but his Headquarter is kept at Nagpur which is nothing but apparently punitive.</p> <p>5. In view of above, by interim relief order of Headquarter at Nagpur is stayed and his Headquarter will be at Thane.</p> <p align="right">[P.T.O.]</p>

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6. As regard, legality of suspension order, issue notices to the Respondents before admission returnable on 09.11.2022.

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

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

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

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

11. 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.

12. Learned P.O. is further directed to take instruction from the Respondent about the necessity of suspension in view of admission of the charges by the Applicant in respect to the chargesheet.

13. S.O. to ⁰⁴~~11~~.11.2022.
ltz

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p align="center">M.A. No.527 of 2022 in O.A. No.879 of 2022 with M.A. No.528 of 2022 in O.A. No.880 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & 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. These M.As are filed to condone delay of around six months to challenge impugned order. Respondents have not filed Reply to M.A. though enough time is granted.</p> <p>3. Learned P.O. raised objection in O.A.879/2022 stating that the Applicant has filed the O.A. without availing remedy of appeal. This aspect can be considered in O.A. but not in M.A.</p> <p>4. In view of above, I am inclined to condone delay of six months so as to decide the O.A. on merit.</p> <p>5. Both the M.As are allowed and accordingly both M.As are disposed of.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p align="center">O.A. No.879 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & 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. The Applicant has challenged punishment order dated 17.05.2019.</p> <p>3. Learned P.O. raised objection about maintainability of O.A. contending that impugned order is appealable but without filing appeal the Applicant has filed this O.A.</p> <p>4. Learned Advocate for the Applicant should satisfy the Tribunal how O.A. is maintainable without availing statutory of appeal.</p> <p>5. Since, Respondents already appeared in M.A., notice of O.A. is dispensed with.</p> <p>6. This O.A. is be kept along with connected O.A. No.921/2021.</p> <p>7. S.O. to 14.10.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</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: 12.10.2022</p> <p align="center">O.A. No.880 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & 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. The Applicant has challenged order dated 27.08.2021 whereby suspension period is treated suspension as such for all purposes and also challenging order dated 10.01.2020 whereby leave has been rejected.</p> <p>3. Since, Respondents already appeared in M.A., notice of O.A. is dispensed with.</p> <p>4 S.O. to 15.11.2022.</p> <p align="right">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p style="text-align: center;">M.A. No.596 of 2022 in R.A. No.21 of 2022 in O.A. No.154 of 2022</p> <p>The State of Maharashtra & Ors. (Org. Resps.)....Appl. Versus T.R. Jadhav (Org. Appl.)Resps.</p> <ol style="list-style-type: none"> 1. Heard Shri A.J. Chougule, learned Presenting Officer for the Applicants (Org. Respondents) and Shri M.F. Wasif, learned Advocate for the Respondent (Org. Applicant). 2. The Applicant has filed application for condonation of delay with R.A. No.21/22 in respect of the order passed by the Tribunal on 26.08.2022 in O.A. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice of M.A. and R.A. to Respondent (Original Applicant) before admission returnable on 15.11.2022. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 9. S.O. to 15.11.2022. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022 O.A.No.910 of 2022</p> <p>S.G. YewaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two days time is granted to file reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. S.O. to 14.10.2022.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.866 of 2022</p> <p>M.B. JadhavApplicant Versus The State of Maharashtra & 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. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. Learned P.O. is further directed to pursue office of Accountant General for sanction of provisional pension.</p> <p>4. S.O. to 09.11.2022.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p align="center">O.A. No.924 of 2022</p> <p>Dr. S.V. NawaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri P.R. Wankhade, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 09.11.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

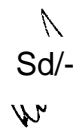
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.927 of 2022</p> <p>B.A.K. ShaikhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri S.V. Gutte, learned Advocate for the Respondent No.2.</p> <p>2. Today learned Advocate for Respondent No.2 has filed Affidavit-in-Reply on behalf of Respondent No.2.</p> <p>3. Learned P.O. submits that Affidavit-in-Reply is under preparation and if possible it will be filed during the course of the day or latest by tomorrow. Statement is accepted. It be taken on record latest by tomorrow.</p> <p>4. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder, if any.</p> <p>5. S.O. to 10.11.2022.</p> <p align="right">  (A.P. Kurhekar) Member (J) </p> <p align="center">NMN</p>


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	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.433 of 2022</p> <p>C.S. LokhandeApplicant Versus The State of Maharashtra & 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. Today, learned Advocate for the Applicant has filed Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Adjourned for Final Hearing.</p> <p>4. This O.A. be kept along with O.A. No.844 of 2021.</p> <p>5. S.O. to 18.10.2022.</p> <p align="right">  Sd/- wv (A.P. Kurhekar) Member (J) </p> <p>NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.996 of 2022</p> <p>S.D. AparadhApplicant Versus The State of Maharashtra & 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. O.A. is filed for limited relief for appropriate decision on the representation made by the Applicant raising grievance of fixation of pay and allowance as per order dated 27.08.2019. The Applicant made representation on 15.12.2021 to the Respondents to rectify mistake but it is not responded.</p> <p>3. O.A. is disposed of with direction to Respondent No.2 to decide representation dated 15.12.2021 made by the Applicant and pass appropriate order within six weeks from today. It be communicated to the Applicant within two week thereafter.</p> <p>4. O.A. is accordingly disposed of with no order as to costs.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.698 of 2022</p> <p>B.P. Chavan & Anr.Applicant Versus The State of Maharashtra & 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. Today matter is for filing Reply on behalf of the Superintendent of Police, Palghar and Additional Reply on behalf of Respondent No.1 – The Commissioner of Police, Nashik. However no such Reply or additional Reply is filed.</p> <p>3. O.A. be kept for hearing with connected O.A.</p> <p>4. S.O. to 03.11.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p>

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	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.812 of 2022</p> <p>N.V. DahibhateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate along with Shri R.M. Kolge, learned Advocate for the Respondent No.2.</p> <p>2. Learned P.O. as well as Shri R.M. Kolge, learned Advocate for Respondent No.2 submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder, if any.</p> <p>4. S.O. to 09.11.2022.</p> <p align="right">N Sd/- v* (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 12.10.2022</p> <p align="center">O.A. No.997 of 2022</p> <p>A.T. JosephApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order dated 03.09.2022 whereby appointment on compassionate ground is cancelled on the ground that the deceased had more than two children in the family after cut-off date.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 07.11.2022.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p>

[P.T.O.]

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

Tribunal's orders

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

9. Respondent No.4 is directed to take further steps about grant of pay and allowance for the period from 01.04.2021 to 03.09.2022 as mentioned in the impugned order dated 03.09.2022 and pay and allowances as per entitlement be paid with ten days.

10. Learned P.O. is directed to communicate the order to Respondent No.4 for compliance.

11. S.O. to 07.11.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A. No.1043 of 2021</u></p> <p>A.S. Jaiswal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to the earlier order dated 16.9.2022, Ld. CPO produces copy of letter dated 12.10.2022 from the Finance Department and dated 7.10.2022 from GAD.</p> <p>3. Ld. Advocate for the applicant submits that applicant is acquitted on 31.1.2019 and still his name was mentioned in the doubtful integrity list. The review of integrity list was conducted in July, 2019 and July, 2020. Final list of the Government servants whose names are mentioned in the list of doubtful integrity was prepared and the said list was approved on 24.5.2022 by the State Government.</p> <p>4. Ld. CPO refers to GR dated 30.10.2006.</p> <p>5. Ld. CPO is directed to find out the reason of mentioning the name of the applicant in the doubtful integrity list and also find out what adverse remarks were mentioned in the CR and whether the adverse remarks in CR were communicated to the applicant. Ld. CPO is also directed to produce the doubtful integrity list for perusal of the Tribunal.</p> <p>6. S.O. to 14.10.2022.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) ' (Mridula Bhatkar, J.) Member (A) Chairperson 12.10.2022 12.10.2022</p> <p>(sgj)</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 align="center"><u>O.A. No.267 of 2016</u></p> <p>Dr. S.M. Nilange & 20 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, 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 GAD has rejected the claims of the applicants. Ld. PO produces copy of notes of GAD dated 11.10.2022. The same are taken on record and marked Court Exh.1 for identification.</p> <p>3. S.O. to 16.11.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medhā Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 12.10.2022 12.10.2022</p> <p>(sgj)</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 align="center"><u>O.A. No.386 of 2022</u></p> <p>R.P. Satpute ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of the Ld. Advocate for the applicant adjourned to 20.10.2022 at 2.30 p.m. for interim relief.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 12.10.2022 12.10.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 align="center"><u>O.A. No.383 of 2022</u></p> <p>A.G. Tainak & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants. Smt. K.S. Gaiwkad, learned Presenting Officer for Respondents No.1 & 2 and Shri M.D. Lonkar, learned Advocate for Respondents No.3 to 35.</p> <p>2. Shri M.D. Lonkar, Ld. Advocate submits that interim order was passed on 27.4.2022 by which the process of promotion is stalled of the cadre of Assistant Conservator of Forest. He prays that he is to be heard on this point and to that extent he is opposing the interim relief.</p> <p>3. Ld. Advocate for the applicants fairly concedes that Shri M.D. Lonkar, learned Advocate for Respondents No.3 to 35 was not heard at the time of granting interim relief.</p> <p>4. We keep this matter for hearing on interim relief on 16.11.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medhā Gadgil) (Mridula Bhatkar, J.)</p> <p align="center">Member (A) Chairperson</p> <p align="center">12.10.2022 12.10.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1235 of 2019 & Ors.</u></p> <p>1. M.K. Shivsaran & Ors. (OA.1235/19) Mumbai With MA.388/2022</p> <p>2. M.A. Deshpande (OA.111/2020) Mumbai</p> <p>3. L.M. Wankhede & Ors. (OA.224/2020) Mumbai</p> <p>4. M.P. Samag (OA.215/2020) A'bad With MA.49/2021 A'bad</p> <p>5. B.K. Pundlik (OA.443/2020) A'bad</p> <p>6. A.S. Tandale (OA.42/2021) A'bad</p> <p>7. A.R. Pawar & Ors. (OA.15/2022)</p> <p>8. V.V. Navgine (OA.532/2022)</p> <p align="right">..Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Sonali Pawar, Ld. Advocate for Applicants in OA No.15/2022 & OA No.532/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Other Advocates are not present.</p> <p>2. Ld. CPO informs that she has found some important provisions on which the question paper Part-II was based on BCSR and she would like to point out those. Some counsel for the applicants are not present. Therefore, we keep these matters on 9.11.2022 at 10.30. a.m.</p> <p>3. We request the Respondent-State and the Ld. CPO to verify the case of Shri M.P. Samag-Applicant in OA No.215/2020, who is personally present in the Court, as the facts of his case are totally on different footing and can be sorted out.</p> <p>4. S.O. to 9.11.2022 at 10.30 a.m.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 12.10.2022 12.10.2022</p> <p>(sgj)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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 style="text-align: center;"><u>O.A. No.95 of 2022</u></p> <p>P.P. Bharad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 5.12.2022 for final hearing.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 12.10.2022 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 12.10.2022</p> </div> </div>

**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: 12.10.2022</p> <p align="center">O.A. No.940 of 2022</p> <p>S.B. KashidApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Shri C.T. Chandratre, learned Advocate for the Applicant fairly stated that relief claim in Para 9(a) is already satisfied and claim remains about relief claim in Clause 9 (b) & (c) only. 3. Learned P.O. sought short time to file Affidavit-in-Reply. 4. One week time is granted to file Affidavit-in-Reply by way of last chance. 5. S.O. to 19.10.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 12.10.2022</p> <p align="center">O.A. No.1008 of 2022</p> <p>N.N. TalkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R.G. Panchal, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has filed present O.A. for direction to the Respondent to release retiral benefits which are not paid for about four years. He took voluntary retirement w.e.f. 31.08.2017. 3. Learned P.O. on instructions submits that now steps are being taken to release retiral benefits and it should be released soon. 4. The Applicant has also claim interest on the delayed payment which needs to be considered. 5. In view of above, one week time is granted to learned P.O. to file Affidavit as to why retiral benefits are not paid for such long time and why interest should not be saddled. 6. S.O. to 19.10.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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: 12.10.2022</p> <p align="center">O.A. No.897 of 2022</p> <p>H.R. KanojApplicant Versus The State of Maharashtra & 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. three days time is granted to file Affidavit-in-Reply of the Superintendent of Police, Nashik (Rural) ^{since} stating that he is on leave for three days.</p> <p>3. S.O. to 17.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p align="center">O.A. No.622 of 2020 with O.A. No.623 of 2020</p> <p>M.R. Ahire M.P. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed short Affidavit along with Annexure on behalf of the Respondent No.2. It is taken on record.</p> <p>3. S.O. to 11.11.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022</p> <p>O.A.No.53 of 2015 with O.A.No.912 of 2015 with O.A.No.1078 of 2016 (O.A.No.443/2014 Nagpur)</p> <p>D.G. Deshmukh & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Mr. A.Y. Sakhare, learned Special Counsel for the Applicants, Mr. D.B. Khaire, learned Special Counsel for the State, Mr. Bhushan A. Bandiwadekar, learned Advocate for the Respondent No.38 in O.A.NO.912/2015 Mr. Apte, learned Special Counsel with Mr, Bandiwadekar for Respondents No.2 & 3 in O.A.No.1078/2016 and Ms. S.P. Manchekar, learned Chief Presenting Officer with Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Today while hearing the arguments of learned Special Counsel Mr. Khaire for the Respondent-State, we came across the affidavit-in-reply filed by Mr. Manoj Saunik, Additional Chief Secretary (PWD), Mantralaya answering our queries in respect of vacancies and the appointments made in the cadre of Executive Engineer from 1998 to 2010. We noticed that the chart in paragraph 5 is not accurate as the cadre strength, which is the basis to ascertain the quota and vacancies is not shown.</p> <p>3. Learned Special Counsel Mr. Khaire is unable to answer our queries. Mr. Somanand Dhamdhare, Section Officer who is present is not found conversant to answer our queries. Mr. Saunik to take note that this is the issue in this matter. However, we are not furnished with the correct factual information and the answer given is that such information is not available.</p> <p>4. Registry is directed to report to Mr. Saunik today itself because the matter will be taken up on day to day basis.</p> <p>5. Adjourned to 13.10.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p> <p style="text-align: right;">PTC</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>LATER ON :</p> <p>Shri Sable, Joint Secretary, PWD, Mantralaya is hereby directed to remain present at 12.30 before this Tribunal and to meet the queries in respect of quota and vacancies from 1998 to 2010.</p> <p>Adjourned to 13.10.2022.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p style="text-align: right;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 12.10.2022</p> <p>M.A. No.34 of 2021 in O.A. No.55 of 2021</p> <p>S.B. Savlekar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Shri V.V. Joshi, learned Advocate for the Applicant, Smt. Archana B.K, learned Presenting Officer for the Respondents No.1 & 2. Shri M.S. Lagu, learned Advocate for the Respondents No.3 & 4 is absent.</p> <p>2. M.A. is filed for condonation of delay caused in filing O.A. in which the Applicants are seeking equal pay for equal work in term of G.R. dated 29.09.2003. They are granted benefit of the said G.R. from 16.11.2016. The Applicants have made representation but it is not responded.</p> <p>3. Learned Advocate for the Applicant has pointed out that the issue of entitlement of equal pay for equal work w.e.f. 29.09.2003 of G.R. is already decided by the Tribunal in O.A. No.813/2012 along with connected O.A. on 20.01.2014, on this basis representations are made. She further submits that the Applicants have recurring cause of action and delay be condoned.</p> <p>4. Learned P.O. submits that direction be issued to decide the representations within stipulated period and O.A. be disposed of. Learned Advocate for the Applicant has also conceded to this proposition.</p> <p>5. In view of above, M.A. and O.A. are disposed of with direction to Respondent No.1 to decide the representations filed by the Applicant dated 06.04.2018, 05.09.2018, 11.04.2018 & 23.08.2018 in accordance to law within two months from today. Decision as the case may be shall be communicated to the Applicant within two weeks thereafter.</p> <p>6. M.A. and O.A. are disposed of with no order as costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

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**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: 12.10.2022</p> <p align="center">O.A. No.149 of 2022 with M.A. No.557 of 2022</p> <p>S.K. NaravaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.D. Kango, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is retired as Dy. Superintendent of Police. While in service by order dated 02.01.2014 he was suspended in view of registration of Offence u/s. 302, 122(B) and 34 of I.P.C. Later, he was prosecuted for the said offence and convicted by Additional Sessions Judge, Gr. Mumbai on 19.11.2019. The Judgment of conviction has been confirmed by the Hon'ble High Court on 26.02.2021. Initially, he was granted provisional pension but it was stopped. It is on this background, the Applicant has filed this O.A. for direction to the Respondents to release pension.</p> <p>3. After filing of this O.A. the Applicant has filed M.A. No.557/2022 for amendment seeking challenge to the Show Cause Notice dated 28.06.2022 whereby explanation is called as to why entire pension (100%) should not be withhold permanently as provided under Rule 27 of M.C.S (Pension) Rules, 1982. The Applicant has submitted Reply on 19.07.2022. However, till date no decision is taken by the Government.</p> <p>4. On instruction, learned P.O. submits that decision about withholding of Pension will be taken soon, since the file is under process. Indeed, the period of near about three months is over and appropriate decision ought to have been taken much earlier.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. Learned Advocate for the Applicant fairly submits that except Gratuity and Pension all other retiral benefits are received.</p> <p>6. In view of above, since no final decision is taken by the Government about withholding of Pension or otherwise as the case may be, O.A. is premature.</p> <p>7. In view of above, learned Advocate for the Applicant submits that O.A. be disposed with liberty to avail further legal remedy after passing final order by the Government in terms of Show Cause Notice dated 28.02.2022 and Reply submitted by his client. His submission is quite fair.</p> <p>8. In view of above, O.A. is disposed of with direction to Additional Chief Secretary, Home Department, Government of Maharashtra to pass appropriate order in accordance to law in pursuance to Show Cause Notice dated 28.06.2022 and Reply filed by the Applicant dated 19.07.2022 within two weeks from today and the decision as the case may be shall be communicated to the Applicant. Applicant is at liberty to avail further legal remedy in accordance to law.</p> <p>9. No order as to costs.</p> <p style="text-align: center;">Sd/- ✓ (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022 O.A.No.831 of 2022</p> <p>V. R. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 19.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.10.2022 O.A.No.594 of 2022</p> <p>B.B. GawdeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. S.O. to 09.11.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>