

**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: 12.12.2022</p> <p>O.A. No.858 of 2022</p> <p>R.R. Rane & Ors.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. Interim relief to continue till next date.</p> <p>3. S.O. to 21.12.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 12.12.2022</p> <p align="center">O.A. No.743 of 2022 with O.A. No.744 of 2022</p> <p>Dr. K.S. MadarApplicant 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. Interim relief to continue till next date.</p> <p>3. S.O. to 22.12.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

**ORIGINAL APPLICATION NO.26 OF 2022 WITH
ORIGINAL APPLICATION NO.696 OF 2022 WITH
ORIGINAL APPLICATION NO.697 OF 2022**

A.K. Pawar & Ors.
S.S. More & Ors.,
S.P. Khare & Ors.,

).. **Applicant**

Versus

State of Maharashtra & Ors.

) ..**Respondents**

Shri S.S. Dere, learned Advocate for the Applicant in O.A. No.26/2022.

Shri A.V. Bandiwadekar, learned Advocate for the Applicant in O.A. No.696 & 697/2022.

Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

DATE : 12.12.2022.

ORDER

1. Heard Shri S.S. Dere, learned Advocate for the Applicant in O.A. No.26/2022, Shri A.V. Bandiwadekar, learned Advocate for the Applicant in O.A. No.696 & 697/2022 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. These Original Applications are filed by Police Constable who are serving on the establishment of the Commissioner of Police, Mumbai for Inter District Transfer to the establishment of the Commissioner of Police, Nashik. In the Original Applications there are in all 27 Police Constable seeking Inter District Transfer.

3. The perusal of record reveals that the Commissioner of Police, Nashik by letter dated 29.12.2021 communicated to the Commissioner of Police, Mumbai and other establishments that they have received 612



applications from various district for Inter District Transfer on his establishment and P.E.B. has taken decision to accommodate them on first come first serve basis. As per this letter dated 29.12.2021 there were 113 vacancies only as against 612 application received by him from various district including the Commissioner of Police, Mumbai. During the pendency of this O.A., 200 vacancies are filled in as seen from Affidavit-in-Reply filed by the Commissioner of Police, Nashik (Pg. 298 to 306).

4. The Commissioner of Police, Nashik issued letter dated 06.05.2022 stating that henceforth no Inter District Transfer will be allowed and remaining vacancies will be filled in by way of direct recruitment. This letter is also subject of challenge in some of the O.As.

5. It may be noted that when this matter was taken up for hearing on 08.08.2022 Mr. Gangadhar R. Sonawane, A.C.P. (Admin), Nashik City was present before the Tribunal and made a statement that the Commissioner of Police, Nashik is ready and willing to absorb 13 Applicants on his establishment if they are relieved by the Commissioner of Police, Mumbai.

6. Whereas, the stand of the Commissioner of Police, Mumbai is that due to lack of manpower and vacancies it is not possible to relieve the Applicants.

7. Notably, during the pendency of O.A. the Tribunal by order dated 05.05.2022 passed an interim order directing the Commissioner of Police, Nashik to keep 13 vacancies alive.

8. Today, learned P.O. on instruction from Shri Prabhukar Ghadge, Police Inspector, Nashik City submits that 13 posts which are kept vacant are of open category.

9. The submission advanced by learned P.O. that subsequently the Commissioner of Police, Nashik had taken decision to reserve 10 posts out of these 13 posts for transfer from SRPF to his establishment is nothing but Contempt of the order passed by the Tribunal.

10. Be that as it may, insofar as 13 posts of Police Constable are concerned, their NOC is in existence in view of interim relief passed by the Tribunal. There are 27 Applicants who are seeking Transfer from the Commissioner of Police, Mumbai to the Commissioner Police, Nashik and out of these, 13 can be easily accommodated by way of Inter District Transfer.

11. Respondents are not disputing eligibility of the Applicant for Inter District Transfer in terms of regulation of 2017. The concern of the Commissioner of Police, Mumbai about lack of manpower can be taken care of by giving some reasonable time to relieve these 13 Applicants out of 27 Applicants.

12. In view of above, Respondents No.3 – The Commissioner of Police, Nashik City is directed to submit bifurcation of 13 posts category wise.

13. At this juncture, Shri S.S. Dere, learned Advocate for the Applicant submits that Respondent No.4 – The Director General of Police, State of Maharashtra has issued letter dated 05.12.2022 stating that pass out parade of Police Constable of newly recruitee will be held on 28.12.2022. Adverting to this letter he sought to contend that there will be additional Police force with the respective district, and therefore ground of lack of manpower will not survive. When specifically asked learned Advocate for the Applicant is unable to tell No. of new Police recruitee. He states that this information may kindly be called from Respondent No.4. This information is also necessary for appropriate decision of O.A. in view of the ground of lack of manpower and vacancies.



14. Respondent No.4 - The Director General of Police, State of Maharashtra is directed to file Affidavit by next date clarifying how many Police Constables are newly recruited and will be available for joining District wise.

15. Steno copy granted.

16. S.O. to 15.12.2022.

Sd/-

(A.P. KURHEKAR)
MEMBER (J)

Place: Mumbai
Date: 12.12.2022
Dictation taken by: N.M. Naik.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>12.12.2022</u></p> <p><u>O.A 1222/2022 with M.A 708/2022 (Aurangabad)</u></p> <p>Shri K.K Gaikwad & Ors ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.G Ambetkars, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 09.01.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/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 Applications shall stand dismissed."</p> <p>8. The Respondents to take instructions whether any vacancies are available.</p> <p>9. S.O 09.01.2023. O.A 1126/2022 to be tagged with the present Original Application.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.711 of 2022 in O.A. No.1226 of 2022</u></p> <p>S.P. Khanvilkar & 199 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Pradeep Dubey, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 5 and Shri Ravi R. Shetty with Shri Sandeep Dere, learned Advocate for Respondents No.6 to 89.</p> <p>2. All the applicants are Assistant Police Inspectors. They seek stay and modification of the order dated 23.9.2022 passed in OA No.557/2021 & 676/2021 and order dated 28.9.2022 passed on speaking to minutes of the order dated 23.9.2022 regarding promotion to the post of Police Inspector qua the applicants till Sr. No.864 of the gradation list of API.</p> <p>3. Pursuant to this prayer it is necessary for the State to file a one paragraph affidavit specifically stating that whether entire exercise of quantifiable data is completed by the State and presented before the Hon'ble Supreme Court in SLP No.28306 of 2017. The affidavit is to be filed by Principal Secretary, GAD, who is incharge of the subject of reservation.</p> <p>4. The State of Maharashtra by GR dated 7.5.2021 has changed the policy and made clear policy of reservation in promotion that there will be no reservation in promotion and therefore the applicants are directed to disclose whether they belong to reserved category and secondly whether the applicants have taken the benefit of reservation at any stage till date pursuant to GR dated 25.5.2004 and also the applicants who are from reserved category but have not taken the benefit of reservation and entered the cadre.</p> <p>5. S.O. to 14.12.2022.</p> <p style="text-align: right;">Sd/- /' (Mridula Bhatkar, J.) Chairperson 12.12.2022</p> <p>(sgj)</p>

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	<p>Date : 12.12.2022</p> <p style="text-align: center;">O.A.No.102 of 2022</p> <p>T.A.K. N.A.K. PathanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed affidavit along with copies of deposition and enquiry record.</p> <p>3. S.O. to 02.01.2023.</p> <p style="text-align: right; margin-right: 100px;"> 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>Date : 12.12.2022</p> <p align="center">O.A.No.931 of 2021</p> <p>B. G. SagareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted to file ^{8/12/2022} reply with annexures.</p> <p>3. S.O. to 20.12.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 12.12.2022</p> <p align="center">O.A.No.637 of 2022</p> <p>A. B. SonakeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed additional affidavit on behalf of Respondent Nos.1 and 2 to explain the issue of discrimination raised by the Applicant. It is taken on record.</p> <p>3. S.O. to 16.12.2022.</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>Date : 12.12.2022</p> <p align="center">M.A. No.228 of 2021 in O.A.No.433 of 2021 with M.A.No.690 of 2022 in M.A.No.550 of 2019 in O.A.No.989 of 2022</p> <p>M.G. Kamble D.L. NavghaneApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicants and their Advocates are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. As per the order passed by the Tribunal on 08.12.2022, the Registrar was directed to submit the report. The office informed that Registrar is on leave.</p> <p>3. The matters be kept on 19.12.2022. It be listed with the report of Registrar in terms of order passed by the Tribunal on 08.12.2022.</p> <p>4. S.O. to 19.12.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.12.2022</p> <p style="text-align: center;">O.A.No.1172 of 2022</p> <p>O. R. ManeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. Today, the matter is for consideration of interim relief to stay the suspension order. 3. The Applicant is suspended by order dated 06.10.2022 in contemplation of D.E. However, prior to suspension order, the Applicant is already subjected to D.E. for minor punishment under Rule 10 of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979 (hereinafter referred to as 'Rules 979'). 4. The issue was raised as to when D.E. for minor punishment is already initiated, how the suspension is justified and the matter was adjourned for taking instructions. 5. Today, learned P.O. submits that though initially the D.E. for minor punishment was started, later the proposal is moved for regular D.E. under Rule 8 of 'Rules 1979' and it is in context of proposed regular D.E., the Applicant is suspended. Thus, according to him there are serious and separate charges for which regular D.E. is proposed. He, therefore, sought time to file detail affidavit in reply to show how the suspension is legal and valid. 6. <i>Prima-facie</i>, as seen from letter dated 02.09.2022 tendered by learned P.O. for perusal, the regular D.E. under Rule 8 of 'Rules 1979' is proposed. Therefore, the question of interim relief to stay the suspension at this stage does not survive. 7. Two weeks time is granted to learned P.O. to file reply. 8. S.O. to 02.01.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

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	<p>Date : 12.12.2022</p> <p align="center">O.A.No.1101 of 2022 with O.A.No.1202 of 2022</p> <p>V. D. Parab & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule & Smt. Archna B. K., learned Presenting Officer for the Respondents. 2. On request of learned P.O., one week time is granted to file reply by way of last chance. 3. O.A. be kept with connected Original Applications. 4. S.O. to 19.12.2022. <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>Date : 12.12.2022</p> <p align="center">O.A.No.1208 of 2022</p> <p>D. B. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged the suspension order dated 11.11.2022 <i>inter-alia</i> contending that he is suspended solely on the basis of some news published in the Newspaper without verifying its authenticity and also challenged the legality of change of Headquarter. 3. The Applicant was serving as Sub Inspector, State Excise at Daund, Dist. Pune. By order dated 11.11.2022, he is suspended stating that at Malegaon, Tal. Baramati which is under jurisdiction of Applicant, two persons were died by consuming tadi and the Applicant alleging failed to keep vigil in his jurisdiction. 4. Learned Counsel for the Applicant prayed for interim relief to change of Headquarter <i>inter-alia</i> contending that though in terms of Circular dated 19.03.2008, the Headquarter should be last place of duty, the Applicant's Headquarter is kept at Hingoli which is far way and it is in contravention of Circular dated 19.03.2008. 5. Learned P.O. also fairly concedes that the Circular dated 19.03.2008 provides keeping the Headquarter at last place of duty.

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	<p>6. In view of above, <i>prima-facie</i>, the action to the extent of change of Headquarter at Hingoli is incorrect and contrary to Circular dated 19.03.2008.</p> <p>7. By way of interim relief, the Respondent is directed to keep the Headquarter of the Applicant at last place of duty in terms of Circular dated 19.03.2008. Insofar as legality of suspension order is concerned, issue notice to Respondents.</p> <p>8. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>9. Issue notice before admission returnable on 09.01.2023.</p> <p>10. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>11. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>12. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>13. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed.</p> <p>14. S.O. to 09.01.2023.</p> <p style="text-align: right;">Sd/- WV (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p><u>12.12.2022</u></p> <p><u>O.A 346/2022</u></p> <p>Shri S.W Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri N.M Pujari, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondents and Shri R.V Shinde, learned counsel for Respondents no 5, 7 & 9.</p> <p>2. The Respondents are directed to file affidavit in reply by way of last chance and if reply is not filed, the matter will proceed without reply.</p> <p>3. S.O to 9.1.2023.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>12.12.2022</u></p> <p align="center"><u>O.A 1126/2019</u></p> <p>Shri S.A Shewale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji i/b Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that reply will be filed during the course of the day.</p> <p>3. Admit with liberty to file rejoinder if any.</p> <p>4. Place for final hearing on 9.1.2023.</p> <p align="right">Sd/- _____</p> <p align="right">/(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>12.12.2022</u></p> <p align="center"><u>O.A 7 19/2018</u></p> <p>Dr M.A Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri V.B Joshi, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant states that the Hon'ble Supreme Court is seized of the matter.</p> <p>3. Learned C.P.O is directed to file affidavit in reply by way of last chance.</p> <p>4. S.O to 6.2.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>12.12.2022</u></p> <p align="center"><u>M.A 683/2022 in O.A 710/2016</u></p> <p>Smt A.C Sonawane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Satyajee Dighe, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that he was not present on that day inadvertently and prays that the order dated 14.11.2022, dismissing the Original Application be set aside and the Original Application be restored.</p> <p>3. After going through the submissions and the reasons given in the Misc Application, Misc Application is allowed.</p> <p>4. O.A 701/2016 be placed for final hearing on 9.2.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>12.12.2022</u></p> <p align="center"><u>C.A 45/2022 in O.A 65/2020</u></p> <p>Shri S.P Kapdne ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Bhosale, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that though the applicant has order in his favour, it is not implemented. The applicant has several ailments and he retired in the year 2017 getting meagre pension.</p> <p>3. Issue notice to the Respondents as to why action under the Contempt of Courts Act, 1971 should not be initiated against them.</p> <p>4. S.O to 9.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>12.12.2022</u></p> <p><u>O.A 1227/2022</u></p> <p>Shri V.V. Chandole ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri N.D Pote, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents. 2. The applicant prays that the Respondents be directed to appoint the applicant to the post of Social Superintendent (Medical) as per advertisement dated 14.1.2021 on the vacant post setting aside the impugned order dated 13.10.2021 /3.8.2022 issued by Respondents no 3 & 4. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 06.02.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within seven days or service report on affidavit in 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 Applications shall stand dismissed." 9. The Respondents to take instructions whether any vacancies are available. 10. S.O 06.02.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

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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>12.12.2022</u></p> <p align="center"><u>O.A 625/2022</u></p> <p>Shri S.D Akale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The Respondent-State is directed to file affidavit in reply on the point as promotion is given and the said issue is over.</p> <p>3. S.O to 9.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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>12.12.2022</u></p> <p align="center"><u>O.A 1108/2022</u></p> <p>Shri S.A Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 9.1.2023.</p> <p align="right">Sd/- /</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 align="center"><u>12.12.2022</u></p> <p align="center"><u>O.A 251/2020</u></p> <p>Shri R.R Pol ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 16.1.2023.</p> <p align="right">Sd/- / _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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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>12.12.2022</u></p> <p align="center"><u>O.A 993/2022</u></p> <p>Shri R.B Shaikh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit.</p> <p>3. Place for final hearing on 16.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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>12.12.2022</u></p> <p align="center"><u>O.A 1032/2021</u></p> <p>Shri A.L Jagtap ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kaustubh Gidh, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The Respondents are directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 16.1.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1162 of 2022</u></p> <p>Savita A. Pathare ..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. 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 19.12.2022. The respondents are directed to file reply.</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: right;">Sd/- (Mridula Bhatkar, J.) Chairperson 12.12.2022</p> <p>(sgj)</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.1219 of 2022</u></p> <p>S.B. Vadar ..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. 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 9.1.2023. The respondents are directed to file reply.</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: right;">Sd/- (Mridula Bhatkar, J.) Chairperson 12.12.2022</p> <p>(sgj)</p>

**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 align="center"><u>M.A. No.706 of 2022 in O.A. No.912 of 2015</u></p> <p>S.A. Tambe & Anr. ..Applicants (Ori.Res.No.59 & 60)</p> <p align="center">And</p> <p>S.G. Deshpande & Ors. ..Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p align="center">with <u>O.A. No.53 of 2015</u></p> <p>D.G. Deshmukh ..Applicant</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Suhas Oak with Shri Pranil K. Sonawane i/b. KLS Legal, learned Advocate for the Applicants (Ori. Respondents No.59 & 60) in MA No.706/2022, Shri Joel Carlos i/b Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocate for original Applicants in OAs. No.912/2015 & 53/2015 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri Joel Carlos, Ld. Advocate for original applicants to file reply to the MA.</p> <p>3. S.O. to 13.12.2022.</p> <p align="right">Sd/- /_____ (Mridula Bhatkar, J.) Chairperson 12.12.2022</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.1078 of 2016</u></p> <p>R.D. Wardhane & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Shri Joel Carlos i/b Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocate for Applicants, Smt. K.S. Gaikwad, learned Presenting Officer for Respondent-State and Shri Sachin Devidas Phaphagire, learned Advocate for Respondents No.14 & 15.</p> <p>2. Ld. Advocate for Respondents No.14 & 15 seeks time to file reply.</p> <p>3. S.O. to 2.1.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 12.12.2022</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 Date : 12.12.2022
	<p align="center">O.A.No.1041, 1042, 1043, 1044 & 1048 of 2022</p> <p>R. P. Dhake & Ors. ...Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule & Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply.</p> <p>3. S.O. to 02.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.12.2022</p> <p>O.A.No.1229 of 2022</p> <p>M. M. ThakurApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged the communication dated 15.07.2022 thereby rejecting her claim for regularization of services w.e.f. 09.06.2006 to 15.04.2015. The Applicant's services are regularized onward 15.04.2015 but denied regularization of the earlier period. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 10.01.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 9. S.O. to 10.01.2023. <p style="text-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>Date : 12.12.2022</p> <p>O.A.No.866 of 2022</p> <p>M. B. Jadhav ...Applicant</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. Since pleading is complete, O.A. be kept for final hearing.</p> <p>4. S.O. to 05.01.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 12.12.2022</p> <p align="center">O.A.No.1092 of 2022</p> <p>A. H. AwhadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record.</p> <p>3. No separate reply is filed on behalf of Respondent No.1.</p> <p>4. O.A. be kept for hearing at the stage of admission.</p> <p>5. S.O. to 06.01.2023.</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>Date : 12.12.2022</p> <p align="center">O.A.No.1101 of 2022 with O.A.No.1202 of 2022</p> <p>V. D. Parab & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule & Smt. Archna B. K., learned Presenting Officer for the Respondents. 2. On request of learned P.O., one week time is granted to file reply by way of last chance. 3. O.A. be kept with connected Original Applications. 4. S.O. to 19.02.2022. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 12.12.2022</p> <p align="center">O.A.No.675 of 2022</p> <p>P. P. KaroteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. As observed by the Tribunal in order dated 09.12.2022, the name of the Applicant is at Sr.No.1 in the waiting list maintained by the Divisional Commissioner, Kokan Bhavan, Navi Mumbai (Respondent No.5). Thus, the grievance of the Applicant is likely to be redressed soon and he will be appointed subject to availability of vacancy.</p> <p>3. In view of above, the O.A. is disposed of with direction to Respondent No.5 to take further steps for compassionate appointment of the Applicant as and when vacancy arises.</p> <p>4. If there is vacancy at present, it be considered.</p> <p>5. The Original Application is accordingly disposed of with no order as to costs.</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 Date : 12.12.2022
	<p align="center">O.A.No.1041, 1042, 1043, 1044 & 1048 of 2022</p> <p>R. P. Dhake & Ors. ...Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule & Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply.</p> <p>3. S.O. to 02.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 12.12.2022</p> <p>O.A.No.1229 of 2022</p> <p>M. M. ThakurApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged the communication dated 15.07.2022 thereby rejecting her claim for regularization of services w.e.f. 09.06.2006 to 15.04.2015. The Applicant's services are regularized onward 15.04.2015 but denied regularization of the earlier period. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 10.01.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 9. S.O. to 10.01.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 12.12.2022</p> <p>O.A.No.866 of 2022</p> <p>M. B. Jadhav ...Applicant</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. Since pleading is complete, O.A. be kept for final hearing.</p> <p>4. S.O. to 05.01.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 12.12.2022</p> <p align="center">O.A.No.1092 of 2022</p> <p>A. H. AwhadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record.</p> <p>3. No separate reply is filed on behalf of Respondent No.1.</p> <p>4. O.A. be kept for hearing at the stage of admission.</p> <p>5. S.O. to 06.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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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 : 12.12.2022</p> <p align="center">O.A.No.1101 of 2022 with O.A.No.1202 of 2022</p> <p>V. D. Parab & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule & Smt. Archna B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted to file reply by way of last chance.</p> <p>3. O.A. be kept with connected Original Applications.</p> <p>4. S.O. to 19.02.2022.</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 : 12.12.2022</p> <p align="center">O.A.No.675 of 2022</p> <p>P. P. KaroteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. As observed by the Tribunal in order dated 09.12.2022, the name of the Applicant is at Sr.No.1 in the waiting list maintained by the Divisional Commissioner, Kokan Bhavan, Navi Mumbai (Respondent No.5). Thus, the grievance of the Applicant is likely to be redressed soon and he will be appointed subject to availability of vacancy.</p> <p>3. In view of above, the O.A. is disposed of with direction to Respondent No.5 to take further steps for compassionate appointment of the Applicant as and when vacancy arises.</p> <p>4. If there is vacancy at present, it be considered.</p> <p>5. The Original Application is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>