

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 568/2022 with O.A 344/2022 &amp; 327/2022</u></b></p> <p>K.N Dombale &amp; Ors [O.A 568/2022] A.K Gosavi &amp; Ors [O.A 344/2022] S.N Solanki &amp; Ors [O.A 327/2022]... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Deepak Pote i/b Shri A.P. Avhad, learned advocate for the applicants in O.A 568/2022, Shri C.T Chandratre, learned advocate for the applicants in O.A 344/2020 and Smt K.S Gaikwad, learned P.O for the Respondents. Shri B.A Bandiwadekar, learned counsel states that he has received NOC and today he is filing Vakalatnama in O.A 327/2022</p> <p>2. Last chance is given to the Respondents to file affidavit in reply n O.A 568/2022.</p> <p>3. S.O to 27.7.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A) Akn</p>
	<p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p>

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..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p align="center"><b>O.A.No.911 of 2019</b></p> <p>S.T. Gadade &amp; Ors .....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicants. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter is from No Date list. Registry is directed to contact learned Advocate Mr. C.V. Dharurkar.</p> <p>3. Adjourned 20.07.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 592/2015</u></b></p> <p>J.S Shinde ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant seeks implementation of the order dated 4.7.2014 in O.A Nos 1215, 1128 and 1227/2013 and order dated 1.9.2014 in R.A 23/2014.</p> <p>3. However, learned P.O informs that the Respondents have challenged the order of the Tribunal before the Hon'ble Bombay High Court in W.P 8926/2015 and by order dated 24.4.2018 the order of this Tribunal is stayed.</p> <p>4. In view of the above, matter adjourned to 5.9.2022.</p> <p>Sd/-</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

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The State of Maharashtra and others

..... Respondent/s

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>13.07.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 1049/2015</u></b></p> <p>Shri S.S Pardule ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. As per prayer clause (c) the applicant seeks promotion with deemed date, i.e. the date 30.8.2014 on which his junior Mr R.S Haldankar was promoted.</p> <p>3. In view of the prayer made the promotion given during the pendency of the Original Application, we dispose of this Original Application with liberty to the applicant to make representation to the Respondent no. 1, seeking deemed date of promotion w.e.f 30.8.2014 when his junior Mr Haldankar was promoted. The representation, if any made by the applicant may be decided as per rules on or before 30.10.2022.</p> <p style="text-align: center;">Sd/- _____ Sd/- <sup>A</sup> 2</p> <p>(Medha/Gadgil) Member (A) Akn</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

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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 Date: 13.07.2022
	<p align="center">O.A. No.665 of 2022</p> <p>G.B. Shinde .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Heard and disposed of at the stage of admission.</p> <p>3. The Applicant stands retired as A.S.I. on 31.08.2021. He is Group 'C' employee. It is only after retirement Respondent by order dated 22.03.2022 revised his pay and allowance and issued direction to recover excess amount and being aggrieved by it the Applicant has filed present O.A.</p> <p>4. Undisputedly, the Applicant stands retired as Group 'C' employee. After his retirement when service book was sent to pay verification unit objections were raised about wrong fixation of pay and excess payment by pay verification unit. Therefore, Respondent Superintendent of Police, Pune Rural by order dated 22.03.2022 revised the pay from 01.01.2006 and issued direction to calculate the exact amount of excess payment and to recover the same.</p> <p>5. Specific query was raised to learned Advocate for the Applicant as to whether he is challenging only recovery or also intend to challenge re-fixation of pay and allowance. On instruction from his client he fairly stated that the challenge is restricted to the recovery of excess payment and he has not challenging re-fixation of pay.</p> <p>6. Thus the Applicant is paid excess payment from 01.01.2006 mistakenly and there was no such misrepresentation or any kind of fraud attributable to the Applicant. This being the position the issue in the matter is squarely covered by Judgment of Hon'ble Supreme Court in <b>2015) 4 SCC 334 (State of Punjab and others Vs. Rafiq Masih (White Washer)</b>. Hon'ble Supreme Court has culled out certain situation wherein recovery from Government servant is held impermissible which [137.05] under:-</p>

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

**Tribunal's orders**

**12.** *It is not possible to postulate all situations of hardship, which would govern employees on the issue of recovery, where payments have mistakenly been made by the employer, in excess of their entitlement. Be that as it may, based on the decisions referred to herein above, we may, as a ready reference, summarize the following few situations, wherein recoveries by the employers, would be impermissible in law.*

- (i) *Recovery from employees belong to Class III and Class IV services (or Group 'C' and Group 'D' services).*
- (ii) *Recovery from retired employees, or employees who are due to retire within one year, of the order of recovery.*
- (iii) *Recovery from employees, when the excess payment has been made for a period in excess of five years, before the order of recovery is issued.*
- (iv) *Recovery in cases where an employee has wrongfully been required to discharge duties of a higher post, and has been paid accordingly, even though he should have rightfully been required to work against an inferior post.*
- (v) *In any other case, where the court arrives at the conclusion, that recovery if made from the employee, would be iniquitous or harsh or arbitrary to such an extent, as would far outweigh the equitable balance of the employer's right to recover."*

The Applicant's case is squarely covered by clause No.(i), (iii) & (v).

7. Learned P.O. also fairly concedes the legal position that recovery is not permissible. Indeed, Special Inspector General of Police by order dated 05.09.2018 (22 of P.B.) has already given direction to all the Department working under him that in view of decision of Hon'ble Supreme Court in **Rafiq Masih's case (cited supra)** there should not be recovery of excess payment. Despite this position by impugned order dated 22.03.2022 recovery is sought. In this view of the matter, O.A. deserves to be allowed partly.

8. Impugned order dated 22.03.2022 is quashed and set aside to the extent of recovery only.

9. Since, the Applicant's retiral benefits are withheld for long time, Respondent is directed to release all his retiral benefits as per his entitlement within one month from today.

10. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member (J)

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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: 13.07.2022</p> <p align="right">O.A. No.674 of 2022</p> <p>V.D. Suryawanshi .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged his transfer order dated 25.05.2022 whereby he is transferred from Maval, Dist. Pune to Assistant Registrar, Co-operative Society, Tal. Mangalvedha, Dist. Solapur and in his place by same order private Respondent No.2 is posted. The Applicant has also challenged transfer of Respondent No.2 in his place. The Applicant prayed for interim-relief.</p> <p>3. Learned Advocate for the Applicant submits that the Applicant though due for transfer he has given seven options but none of the options are considered and secondly matter was not placed before C.S.B. though mandatory. He further pointed out though Respondent No.2 was not due for transfer. But transferred in view of recommendation of M.L.A. and secondly there is no recommendation of C.S.B. as well as approval by Hon'ble Chief Minister for such mid-term transfer of Respondent No.2.</p> <p>4. Learned P.O. on instruction fairly submits that the matter was not placed before C.S.B. and further admits that there is no approval of Hon'ble Chief Minister for mid-tenure transfer of Respondent No.2.</p> <p>5. Learned Advocate for the Applicant has tendered information obtained by the client under R.T.I. which shows that it is on the recommendation of M.L.A. Respondent No.2 was brought in the place of the Applicant without their being approval of Hon'ble Chief Minister. In terms of Section 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 for such mid-term transfer of Respondent No.2 approval of Hon'ble Chief Minister as next immediate</p>

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**Tribunal's orders**

superior authority is mandatory which is admittedly missing in the present case.

6. Apart, matter was not placed before C.S.B. as mandated by Hon'ble Supreme Court in **(2013) 15 SCC 732 (T.S.R. Subramanian and Ors. Vs. Union of India & Ors.)**. Thus *prima-facie* impugned transfer order is not in consonance of Transfer Act, 2005 and liable to be stayed.

7. By the aforesaid reasons transfer order dated 25.05.2022 is stayed and the Applicant shall be continued on the same post.

8. Respondent No.1 – Government is directed to make some arrangement for the posting of Respondent No.2 or he can be continued on his existing post at Tal. Mangalvedha, Dist. Solapur till the decision of O.A. on merit.

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

10. Issue notice to the Respondents for final disposal at the stage of admission on 29.07.2022.

11. 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.

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

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

13. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / 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.

14. S.O. to 29.07.2022.

Sd/-

(A.P. Kurhekar)  
Member (J)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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: 13.07.2022</p> <p align="center">O.A. No.434 of 2022</p> <p>R.T. Kale .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant who is serving in the cadre of Talathi was suspended by S.D.O., Islampur by order dated 21.03.2022 under contemplation of D.E. However, no D.E. was initiated but he was subjected to prolong suspension. He, therefore, filed present O.A. <i>inter-alia</i> contending that suspension beyond 90 days without initiation of D.E. is impermissible and prayed for reinstatement in service.</p> <p>3. On instructions, learned P.O. submits that infact no D.E. is initiated till date by serving charge-sheet to the Applicant.</p> <p>4. Thus, admittedly period of 90 days from the date of suspension is over and no charge-sheet is served upon the Applicant till date.</p> <p>5. Indeed, the issue of suspension is no more <i>res-integra</i> in view of decision of Hon'ble Supreme Court in (2015) 7 SCC 291 (<i>Ajay Kumar Choudhary Vs. Union of India &amp; Anr.</i>). Hon'ble Supreme Court directed that currency of a suspension order should not extend beyond three months if charge-sheet is not served on the delinquent officer/employee and if charge-sheet is served, a reasoned order must be passed for the extension of the suspension. This law of the land</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>has been brought to the notice of all the Departments by Government of Maharashtra vide G.R. dated 09.07.2019. By said G.R. instructions were issued to the Department to initiate D.E. within 90 days else there would be no option except to reinstate the delinquent in service under the light of decision of <i>Ajay Kumar Choudhary's case (cited supra)</i>.</p> <p>6. In view of above, there is no option except to direct reinstatement of the Applicant in service with direction to the Respondents to expedite the decision of initiation of D.E. Hence the following order</p> <p style="text-align: center;"><b><u>ORDER</u></b></p> <p>a) O.A. is allowed partly.</p> <p>b) Respondents are directed to reinstate the Applicant in service within a week from today. Respondents shall take further steps in the matter of initiation of D.E. and if the decision of initiation of D.E. is taken in that event it should be ensured that D.E. is completed within three months including passing final order therein from the date of initiation of D.E.</p> <p>c) No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 13.07.2022

O.A. No.639 of 2022

R.C. Jadhav .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. The Perusal of record reveals that the parties are not joined properly. The Applicant is seeking direction to grant medical leave and also pay and allowances of the subsequent period alleging that he was not allowed to join though attempted to join. The Applicant contend that he was under medical leave from 08.04.2016 to 31.01.2017 and when went to join on 01.02.2017 he was not allowed to join. Ultimately, he was allowed to join on 03.10.2018 thus there are two spells of absence.
3. The perusal of order dated 25. ~~10~~<sup>9</sup> 2018 issued by Government reveals that directions were issued to the Commissioner of Health Services, Mumbai to submit the proposal about claim of the Applicant and also to fix responsibility as to why the Applicant was not allowed to join. However, the Commissioner of Health Services is not joined as Respondent. The designation of Respondent No.2 is also shown incorrect in title clause.
3. Learned Advocate for the Applicant sought permission to correct nomenclature of Respondent No.2 and also to add the Commissioner of Health Services, Mumbai as Respondent No.3.
4. After carrying out necessary correction matter be kept at 01.30. p.m.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

P.T.O.

Office Notes, Office Memoranda of Coram,  
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**Tribunal's orders**

**O.A. No.639 of 2022**

**LATER ON**

5. Learned Advocate for the Applicant has accordingly carried out the amendment.

6. The perusal of record reveals that Government by order dated 25.09.2018 directed the Commissioner of Health Services to send proposal in respect of leave and absence of the Applicant as well as about the reasons for not allowing him to join the service so that Government would take decision in that behalf. However, till date no such proposal is sent by Respondent No.3 – The Commissioner of Health Services. Learned P.O. on instructions concedes that no such proposal is sent.

7. In view of above, this O.A. can be disposed of by suitable direction as fairly conceded by learned Advocate for the Applicant. Thus, apparently there is no final decision by the Government therefore it would be appropriate to direct the Government to take appropriate decision.

8. O.A. is disposed of with direction to Respondent No.3 – The Commissioner of Health Services to send proposal as directed by the Government in letter dated 25.09.2018 within one month from today.

9. Respondent No.1 – Government shall take appropriate decision on the proposal within a month from the date of its receipt from Respondent No.3 – The Commissioner of Health Services in accordance to Rules. The decision as the case may be, shall be communicated to the Applicant within two weeks thereafter. If the Applicant felt aggrieved by the decision he may avail further legal remedy.

10. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member (J)

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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 : 13.07.2022</p> <p><b>C.A.No.129 of 2015 in O.A.No.142 of 2015 with O.A.No.143 of 2015 with O.A.No.144 of 2015</b></p> <p>Dr. S.S. Deshpande .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks time to file affidavit of compliance as the order of the Tribunal is already been complied with.</p> <p>3. Time granted. Adjourned to 20.07.2022.</p> <p>Sd/- <span style="float: right;">Sd/-</span></p> <p>(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date : 13.07.2022

O.A.No.630 of 2022

Dr. A.P. Patil & 8 Ors. ....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

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

2. Adjourned to 20.07.2022. Matter to appear  
under the caption 'Urgent Admission'.

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 : 12.07.2022</p> <p><b>C.A.No.4 of 2020 in O.A.No.1119 of 2015</b></p> <p>Dr. B.M. Lad .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Writ Petition No.4920/2019 filed before the Hon'ble High Court by the Respondents is adjourned to 27.07.2022.</p> <p>3. In view of the above, adjourned to 24.08.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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(Advocate .....)

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The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p><b>C.A.No.10 of 2021 in O.A.No.426 of 2019</b></p> <p>P.D. Mule .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. on oral instructions submits that the Writ Petition which was filed before the Hon'ble High Court has been dismissed and one month time has been given for compliance of the said order.</p> <p>3. In view of the above, Respondents are expected to comply with the order passed by this Tribunal and the Hon'ble High Court.</p> <p>4. Adjourned to 20.07.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>



Office Notes, Office Memoranda of Coram,  
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**Tribunal's orders**

Date : 13.07.2022

**O.A.No.668 of 2022**

S.S. Misale .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission, especially on Respondent No.3, who is private Respondent returnable on 10.08.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

8. Adjourned to 10.08.2022.

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p style="text-align: center;"><b>M.A.No.401 of 2022 in O.A.No.659 of 2022</b></p> <p>R.N. Chore &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Savita Suryavanshi, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p style="font-size: small;">prk</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div>

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

Tribunal's orders

Date : 13.07.2022

O.A.No.609 of 2022

N.I. Kochargi .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 03.08.2022.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. Adjourned to 03.08.2022. To be shown under the caption of 'Urgent Admission'

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.07.2022</p> <p><b>C.A.No.32 of 2022 in O.A.No.84 of 2022</b></p> <p>S.A. Mulla .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Applicant in person and Ms. Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. informs that in view of the Tribunal order dated 15.02.2022 passed in O.A.No.84/2022 the representation of the Applicant dated 04.03.2021 has been decided by the Respondent-Government on 22.06.2022.</p> <p>3. As the Annual General Transfers are postponed the Respondent-Government will consider the request made by the Applicant sympathetically and on priority basis.</p> <p>4. In view of the submissions made by the learned P.O. and the facts of the case nothing remains in this C.A, hence, C.A. stands disposed of.</p> <p>Sd/- <i>(Medha Gadgil)</i> <b>Member(A)</b> prk</p> <p>Sd/- <i>(Mridula Bhatkar, J.)</i> <b>Chairperson</b></p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

**13.07.2022**

**M.A 465/2021 in 214/2022 with O.A 603/2021 with  
M.A 239/2022 in O.A 24/2022 with O.A 1043/2021**

S.K Khomane [O.A 214/2020]  
P.R Shelke [O.A 603/2021]  
M.S Aitawade [O.A 24/2022]  
A.S Jaiswal [O.A 1043/2021]... Applicants

Vs.

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

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants in O.A 214/202, 603/2021 & 24/2022, Shri M.D Lonkar, learned counsel for the applicant in O.A 1043/2021 and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. In all these matters the issue involved is the same and hence they are clubbed together.

3. Admit. Place for final hearing on 27.7.2022.

Sd/-

(Medha Gadgil)  
Member (A)

Akn

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>13.07.2022</u></b></p> <p style="text-align: center;"><b><u>M.A 235/2022 in O.A 350/2022</u></b></p> <p>Dr Rajiv H. pawar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Prashant Suryavanshi i/b Shri G.M Savagave, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Misc Application is filed seeking condonation of delay of two years in filing the Original Application.</p> <p>3. Learned counsel for the applicant submits that the applicant received the impugned letter dated 19.11.2019 rejecting his claim for voluntary retirement. He has filed the Original Application on 18.4.2022.</p> <p>4. Learned counsel for the applicant submits that he tried to collect all the relevant documents pertaining to his services and also documents pertaining to the voluntary retirement scheme. However, in the meantime due to Covid-19 Pandemic, there was lock down and, therefore, the applicant could not approach the Tribunal. Hence, learned counsel prays that the delay be condoned.</p> <p>5. Learned P.O opposes the condonation of delay.</p> <p>6. For the reasons stated in the Misc Application, the Misc Application seeking condonation of delay is allowed.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>M.A 595/2021 in O.A 1054 /2021</u></b></p> <p>S.N Rotellu ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Sushil Inamdar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 3.8.2022.</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>Sd/-</p> <p>(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
	<u>13.07.2022</u>
	<u>O.A 350/2022</u>
	<p>Dr Rajiv H. Pawar ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p>
	<ol style="list-style-type: none"> <li>1. Heard Shri Prashant Suryavanshi i/b Shri G.M Savagave, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</li> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 10.8.2022.</li> <li>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.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>7. In case notice is not collected within <b>seven</b> days or service report on affidavit in not filed <b>three</b> days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption '<b>for Dismissal</b>' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</li> </ol>
	<p>8. S.O to 10.8.2022. Sd/-</p>
	<p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson [P.T.O.]</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><u>13.07.2022</u></p> <p><u>O.A 215/2021</u></p> <p>Smt P.S Manjare ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri L.S Deshmukh, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O states that she has not received instructions from Respondent no. 2, i.e. Home Department. However, reply has been filed on behalf of other Respondents. Hence we proceed with the matter without the reply of Respondent No. 2.</p> <p>3. Admit. Place for final hearing on 3.8.2022. High on Board.</p> <p>Sd/- _____ (Medha Gadgil/ Member (A) Akn</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><b>Date : 13.07.2022</b></p> <p align="center"><b>O.A.No.659 of 2022</b></p> <p>R.N. Chore &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Savita Suryavanshi, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. S.B. Deore informs on instructions that he is appearing for Respondents No.4 and 5 and seeks permission to file vakalatnama within one week.</p> <p>3. Permission granted.</p> <p>4. Learned Advocate challenges the list on the ground that some of the Applicants are ineligible in view of the fact that they had selected the option of Maharashtra Development Services (MDS) and some of them have experience of less than 5 years.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 27.07.2022.</p> <p>7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</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>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>10. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>11. Learned P.O. submits that the date of the interview has not yet been fixed. Results were declared on 01.04.2022.</p> <p>12. Learned P.O. may file short affidavit, if they want to.</p> <p>13. Adjourned to 27.07.2022. To be shown under the caption of 'Urgent Admission'</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p><b>O.A.No.1020 of 2021</b></p> <p>J.G. Naik .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Krishna Agarwal, learned Advocate holding for M/S. Talekar &amp; Asso, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate Adjourned to 20.07.2022 at 12 noon.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 273/2022</u></b></p> <p>Shri Y.B Gangurde ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Shri K.B, learned advocate for the applicant has filed leave note. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O request for time to file affidavit in reply.</p> <p>3. Two weeks' time is granted to the Respondents to file affidavit in reply.</p> <p>4. S.O to 27.7.2022.</p> <p>Sd/- _____ <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- _____ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 14/2022</u></b></p> <p>Dr B.S Lohare ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar , learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 27.7.2022.</p> <p style="text-align: center;">Sd/- _____</p> <p style="text-align: center;">Sd/- _____</p> <p>(<del>Medha Gadgil</del>) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 161/2022</u></b></p> <p>Shri V.G Sude &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants, Smt K.S Gaikwad, learned P.O for the Respondents no 1 to 3 and Shri U.V Bhosle, learned counsel for Respondents no 4 to 11.</p> <p>2. Admit with liberty to the learned counsel for the applicants to file rejoinder, if any.</p> <p>3. Place for final hearing on 17.8.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(<i>Medha Gadgil</i>) <b>(Medha Gadgil)</b> Member (A) <small>Akn</small></p> <p>(<i>Mridula Bhatkar, J.</i>) <b>(Mridula Bhatkar, J.)</b> Chairperson</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>13.07.2022</u></b></p> <p align="center"><b><u>O.A 810/2018</u></b></p> <p>T.L Savane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that the Original Application is already decided and it is again shown on the Board today.</p> <p>3. Registry to find out why this matter is again shown on Board when it is already decided on 30.9.2021.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center"><b>(Medha Gadgil)</b> <b>(Mridula Bhatkar, J.)</b> <b>Member (A)</b> <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 385/2022</u></b></p> <p>Shri S.K Hankare &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicants. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O to 27.7.2022.</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

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

**Tribunal's orders**

**Date : 13.07.2022**

**O.A.No.404 of 2015**

S.V. Patil .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. At the time of Final Hearing of this matter we came across page 61 of the O.A. where the cut-off marks of, female open is 51, SC female is 96, ST female is 41, DT (A) female is 59, N.T. (B) Female is 96 and OBC female is 108 for the post of Life Stock Department Officer vide advertisement No.35/2014. This is recommendation cut-off.

As per the Chart at page 18 of the O.A. shows as below :

Appl Sr.	Name	Category	marks
1	Patil Swapnaja Vishnu	OBC	95
2	Misalkar Vaishali Fakira	SC	81
3	Patil Mehga Pitambar	OBC	105
4	More Shalaka Mahadevrao	SC	85
5	Bagde Varsha Pundlikrao	SC	87
6	Donghe Rupali Dewaji	OBC	86
7	Dorle Pooja Suresh	OBC	99
8	Waghmare Sanjiwani Prakash	SC	89
9	Khawaskar Megha Vinod	SC	95

3. We call upon M.P.S.C. to attend the Court tomorrow along with file and record and answer the query that why these Applicants' Open General cut off is 115.

4. Adjourned to 14.07.2022.

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 308/2019</u></b></p> <p>M.B Sonawane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Applicant in person absent. Heard Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the applicant in person seeks additional charge of the post of Principal, Institute of Nursing Education, J.J Hospital Campus, Mumbai. The application was filed in the year 2019. No interim relief was granted. Learned P.O submits that the applicant retired in August, 2019.</p> <p>3. In view of the above, Original Application is dismissed as infructuous.</p> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) / Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>13.07.2022</u></b></p> <p><b><u>O.A 641/2017</u></b></p> <p>Smt S.S Shirapure ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Applicant as well as his advocate absent. Heard Ms Swati Manchekar, C.P.O for the Respondents.</p> <p>2. Dismissed for default for want of prosecution.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p><b>O.A.No.917 of 2018</b></p> <p>A.R. Patil .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicants. Heard Ms. Archana B.K., learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter is from No Date list. Registry is directed to contact learned Advocate Mr. V. Adsul.</p> <p>3. Adjourned to 20.07.2022.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A) prk</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p><b>O.A.No.200 of 2020</b></p> <p>M.P. Jamadar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Applicant in person and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant retired Laboratory Technician prays that letter dated 22.05.2019 stating that as per G.R. dated 06.09.2014 the Government servant is entitled to get pay scale of Rs.9300-34800, Grade pay 4200+500+700. However, the Applicant and other person Mr. T.P. Gorwar retired on or before the said G.R. dated 06.09.2014, hence it is not applicable to the applicant and the other person. The date of birth of the Applicant is 26.06.1995 and Applicant retired on 30.06.2013. However the post of Laboratory Technician being isolated post it is not applicable.</p> <p>3. We direct the concerned officer Mr. Dhamode O.S. to attend learned P.O. Mr. A.J. Chougule with all the files and record to enable learned P.O. to assist the Tribunal properly on the next date.</p> <p>4. Adjourned to 20.07.2022. Officer to remain present at 10.30 a.m.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 13.07.2022</p> <p>O.A.No.132 of 2022</p> <p>Dr. K. K. Patankar ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file affidavit in reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without reply.</p> <p>4. S.O. to 10.08.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**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 : 13.07.2022</p> <p>O.A.No.367 of 2022</p> <p>P. B. Umrani ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. As observed by the Tribunal in order dated 08.07.2022 there seems to be no legal hurdle in releasing retiral benefits of the Applicant. Despite this position, learned P.O. again sought time to file reply. Since the Applicant stands retired in 2020, therefore, O.A. deserves to be decided expeditiously and be kept for hearing at the stage of admission in next week.</p> <p>3. If learned P.O. wants to file reply, he can do so and reply be filed in the office by 15.07.2022 and copy be served to the Applicant on his e-mail.</p> <p>4. O.A. be kept on 20.07.2022 (High on Board).</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.07.2022</p> <p>O.A.No.498 of 2022</p> <p>S. R. Patil ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file reply.</p> <p>3. S.O. to 27.07.2022.</p> <p>Sd/- vv (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 13.07.2022</p> <p>O.A.No.521 of 2022</p> <p>D. K. Doke .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicants and Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed. O.A. be kept for hearing at the stage of admission.</p> <p>3. Interim relief to continue.</p> <p>4. O.A. be kept with connected O.A.No.522/2022. Interim relief in O.A.522/2022 shall continue till next date.</p> <p>5. S.O. to 27.07.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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
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Date : 13.07.2022

O.A.No.534 of 2022

Shivanand Jatti ....Applicant

Versus

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

1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Today, learned P.O. has filed reply on behalf of the Respondent No.4. It is taken on record. No separate reply is filed on behalf of Respondent Nos.1 to 3.

3. On request of learned Counsel for the Applicant, one week time is granted for filing Rejoinder.

4. S.O. to 20.07.2022.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**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 : 13.07.2022</p> <p align="center">O.A.No.557 of 2022</p> <p>N. K. Mujawar <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., ten days' time is granted to file reply by way of last chance.</p> <p>3. Learned P.O. is also directed to apprise the Tribunal about the status of D.E.</p> <p>4. S.O. to 25.07.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 13.07.2022</p> <p>O.A.No.1179 of 2019</p> <p>C. P. Patil ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O, the matter is adjourned for hearing.</p> <p>3. S.O. to 20.07.2022.</p> <p style="text-align: right;">\n Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 13.07.2022</p> <p>O.A.No.479 of 2020</p> <p>K. P. Salunkhe .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Mahajan, learned Counsel for the Applicant has sent leave note. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned P.O. has filed additional Affidavit in Reply on behalf of the Respondent No.3. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 22.07.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.07.2022</p> <p>O.A.No.220 of 2022</p> <p>S. G. Kadam .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; 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, the matter is for filing Rejoinder but the same is not filed. Apart considering the fact of the present case, filing of Rejoinder is not necessary since the O.A. has to be decided on the basis of legal position.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 18.07.2022.</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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M.A./R.A./C.A. No. of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.07.2022</p> <p>O.A.No.248 of 2022</p> <p>N. N. Revadekar ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, 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 reply on behalf of the Respondent Nos.1 to 3. It is taken on record.</p> <p>3. Two weeks time is granted to file Rejoinder.</p> <p>4. S.O. to 27.07.2022.</p> <p>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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**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 : 13.07.2022</p> <p align="center">O.A.No.322 of 2022</p> <p>J. S. Surve <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 27.07.2022.</p> <p align="right">Sd/- vv (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 : 13.07.2022</p> <p align="center">O.A.No.334 of 2022</p> <p>S. N. Raktate .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. Raktate, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 27.07.2022.</p> <p align="right">^ Sd/- v (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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**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 : 13.07.2022</p> <p align="center">O.A.No.857 of 2021</p> <p>L. P. Gaikwad &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Ms Vaishali Agane holding for Smt. P. S. Jadhav, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This matter pertains to compassionate appointment and enough chances are granted to file reply. The period of more than eight months is over but reply is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for final hearing.</p> <p>4. S.O. to 10.08.2022.</p> <p align="right">Sd/- W~ (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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**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 : 13.07.2022</p> <p align="center">O.A.No.1071 of 2021</p> <p>S. P. Parsekar <span style="float: right;">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. The Applicant and his Counsel are absent. Smt.Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O. one week time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 20.07.2022.</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 : 13.07.2022</p> <p align="center">O. A. Nos. 7, 8 &amp; 9 of 2022</p> <p>V. S. Hankare &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply will be filed during the course of the day. Statement is accepted, it be taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 10.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 13.07.2022</p> <p align="center">M. A. No.236 of 2022 in O.A.No.260 of 2022</p> <p>Shri S. J. Chavan <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri K. R Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply in M.A.</p> <p>3. S.O. to 27.07.2022.</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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**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 : 13.07.2022</p> <p align="center">O.A.No.214, 215 &amp; 216 of 2022</p> <p>S. T. Motkari &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply by way of last chance.</p> <p>3. S. O. to 20.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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>Date: 13.07.2022</p> <p align="center">M.A. No.362 of 2022 in O.A. No.584 of 2022</p> <p>P.L. Baswant &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <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>Date: 13.07.2022</p> <p align="center">O.A. No.584 of 2022</p> <p>P.L. Baswant &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The present O.A is filed by 59 employees for direction to the Respondents to extend them benefits of old pension scheme and to declare that the Defined Contribution Pension Scheme (D.C.P.S.) dated 31.10.2005 is not applicable to them.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 10.08.2022.</li> <li>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.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> </ol>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>9. S.O. to 10.08.2022.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</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>Date: 13.07.2022</p> <p align="center">M.A. No.391 of 2022 in O.A. No.390 of 2022</p> <p>M.K. Waghela &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri P.P. Mengane, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</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: 13.07.2022</p> <p align="center">O.A. No.390 of 2022</p> <p>M.K. Waghela &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri P.P. Mengane, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged communication dated 30.03.2021 and 21.05.2021 whereby his claim for compassionate appointment is rejected.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 10.08.2022.</li> <li>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.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> </ol>

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. S.O. to 10.08.2022.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 13.07.2022</p> <p align="center">M.A. No.325 of 2022 in O.A. No.644 of 2021</p> <p>A.J. Syyed .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate holding for Shri S.K. Hande, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant one week time is granted for hearing at the state of admission.</p> <p>3. S.O. to 22.07.2022</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

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: 13.07.2022</p> <p align="center">O.A. No.602 of 2022</p> <p>S.D. Ganage .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 31.07.2004. Before his retirement he was under suspension due to registration of criminal offence. Criminal case was filed and was pending before Metropolitan Magistrate Court, Mazgaon, Mumbai. The Applicant came to be convicted by order dated 03.05.2014.</p> <p>3. After retirement the Applicant was getting provisional pension which is now stopped by communication dated 06.04.2022 in view of his conviction. The Applicant has filed this O.A. challenging the communication dated 06.04.2022 on the ground that he was not given opportunity to make his submission before cancellation of provisional pension. The Applicant further contends that appeal filed against judgment of conviction is subjudice.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 10.08.2022.</p> <p>6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. [P.T.O.]</p>



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

**Tribunal's orders**

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

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

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

10. S.O. to 10.08.2022.

Sd/-  
(A.P. Kurhekar)  
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 13.07.2022</p> <p align="center">O.A. No.337 of 2022</p> <p>D.W. Pande .....Applicant Versus The State of Maharashtra &amp; 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 Siddharth Shitole, learned Advocate holding for Shri Ashutosh Kulkarni, learned Advocate for Respondent No.4.</p> <p>2. Reply is already filed on behalf of Respondent Nos.1, 2 &amp; 4. In sofaras Respondent No.3 is concerned, no Reply is filed. Learned P.O. submits that Reply of Respondent No.3 is not required.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>4. It appears that O.A. is not within limitation and learned Advocate for the Applicant is at liberty to file M.A. for condonation of delay in mean time.</p> <p>5. S.O. to 27.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 13.07.2022</b></p> <p style="text-align: center;"><b>O.A.No.265 of 2016</b></p> <p><b>P. J. Ganjale</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. This O.A. pertains to cancellation of appointment of Kotwal. During the pendency of O.A. recently the Applicant has amended the O.A. and also challenged fresh appointment order issued in favour of private Respondent No.5 who is added recently.</li> <li>3. Learned Counsel for the Applicant submits that Respondent No.5 has already served and directed to file Affidavit of Service in the office.</li> <li>4. Learned P.O. contends that it being the matter of cancellation of appointment of Kotwal, it needs to be placed before the Division Bench.</li> <li>5. Perusal of office order dated 28.05.2021 about distribution of subjects reveals that the subject of appointment and cancellation of Kotwal is not assigned either to Single Bench or Division Bench. Whereas, as per residuary clause, the matter not listed in the list is required to be placed before the Division Bench.</li> <li>6. Learned P.O. also sought two weeks time to file reply to the amendment.</li> <li>7. In view of above, the Registrar is directed to examine the matter and place it before appropriate bench.</li> <li>8. S.O. to 27.07.2022.</li> </ol> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

