

**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><b>Date : 13.08.2019</b></p> <p><b>M.A.No.431 of 2019 in O.A.No.778 of 2019</b></p> <p><b>S.N. Gitte &amp; Ors. .... Applicants</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. .... Respondents</b></p> <p>1. Heard Shri D.B. Khaire, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. 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.</p> <p>3. M.A. is disposed off accordingly.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

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

Tribunal's orders

Date : 13.08.2019.

O.A.No.628 of 2019 with 39 connected O.As

B. J. Tejankar & Ors. ....Applicants

Versus

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

1. Heard Shri D. B. Khaire, Smt. Punam Mahajan, Shri A. V. Bandiwadekar, Shri M.D. Lonkar, Shri S. B. Gaikwad and Shri S.D. Sarode, learned Counsels for the Applicants. Smt. Archana B.K., Smt. Kranti Gaikwad, Ms N. G. Gohad, Shri S.D. Dole, learned Presenting Officers for the Respondent No.1 in all O.A.s, Shri S. Lahane, learned Counsel for Respondent No.2 in O.A.Nos.640, 641, 646 & 649/2019, Shri K.R. Jagdale, learned Counsel for the Respondent No.2 in O.A.637/2019 and Dr. Jayshree Patil holding for Dr. G. Sadavarte, learned Counsel for Respondent No.2 in O.A.633/2019.

2. In all these 39 Original Applications, the Applicants have challenged the transfer orders. In all these matters, interim relief is granted staying the implementation of transfer orders.

3. Learned P.O. for the Respondents submits except few matters in majority of Original Applications, the original Applicants have made representations to the Government giving their option for transfer and those are under consideration of the Government. She, therefore, submits that after the decision on their representations, it is likely that their grievance may not survive and there will be no need of filing reply on merit. She therefore submits to adjourn the matters for reasonable time.

4. In Original Applications were the Applicants have not made representations, they are free to make representation to the Government alike other Applicants so that it could be decided on its own merit.

5. In view of above, two weeks time is granted to learned P.O. to take remedial measures and to pass appropriate orders.

6. S.O. to 29.08.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

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

Tribunal's orders

Date : 13.08.2019.

O.A.No.674 of 2019

S. G. Nawale .....Applicant  
Versus  
The State of Maharashtra & Ors. ...Respondents.

1. Heard Smt. Preeti Wankhade, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The Applicant is working as Talathi in Buldhana District and seeking inter division transfer in terms of G.R. dated 03.06.2011. The Applicant had made representation dated 04.08.2018 to the Government but the same is not responded and therefore, the Applicant has filed the present O.A.

3. Learned P.O. has pointed out that recently by G.R. dated 15.05.2019, powers have been delegated to S.D.O. for inter division transfer pertaining to Talathi. She, therefore, submits that if representation is made to the Collector, it will be dealt with in accordance to rules.

4. In view of above, learned Counsel for the Applicant submits that O.A. be disposed of with suitable directions and the Applicant will again make fresh representation to Respondent No.2.

5. For the aforesaid reasons, O.A. is disposed of with liberty to Applicant to make representation to Respondent No.2 for inter division transfer in terms of G.R. dated 15.05.2019.

6. The Applicant shall make proper representation within two weeks from today.

7. The Respondent No.2 is directed to decide the representation to be received from the Applicant and shall pass appropriate order within three months from the date of receipt of the representation.

8. It is pointed out by the learned Counsel for the Applicant that Respondent No.2 i.e. Collector, Nashik has already given No Objection Certificate dated 22.01.2019 and he is ready to accommodate the Applicant in his district. Therefore, it would not be necessary to again ask for fresh NOC.

9. No order as to costs.

10. Hamdast granted.

Sd/-

▼  
(A.P. Kurhekar)  
Member(J)

**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.**

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

Tribunal's orders

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Date : 13.08.2019.

O.A.No.336 of 2018 with M.A. No.617 of 2018

R. D. Akrupe .....Applicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant, Shri S. K. Nair, learned Special Counsel for the Respondent Nos.1 and 2 and Shri A. V. Bandiwadekar, learned Counsel for the Respondent No.3.

2. Today, learned Counsel for the Respondent No.3 has filed Affidavit-in-Reply to the amended application. It is taken on record.

3. S.O. to 27.08.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./B.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

Date : 13.08.2019.

O.A.No.278 of 2019

B. B. Rathod ...Applicant

Versus

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

1. Heard Shri B. A. Bandiwadekar, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.
2. The Respondent No.1 has filed Affidavit-in-Reply long back but the Respondent No.2 to 4 have not filed reply though enough time is granted.
3. Learned Counsel for the Applicant submits that reply on behalf of Respondent Nos.2 to 4 is relevant.
4. On the request of learned P.O. for the Respondents, one week's time is lastly granted to file the reply on behalf of Respondent Nos.2 to 4. If reply is not filed within a week, the matter will be taken up for hearing at the stage of admission.
5. S.O. to 21.08.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./F.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

Date : 13.08.2019.

O.A.No.643 of 2019

V. R. Rajput

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.
2. Today, learned P.O. has filed on behalf of the Respondent No.2 and the same is adopted on behalf of the Respondent No.1. It is taken on record.
3. The matter is adjourned for hearing at the stage of admission.
4. S.O. to 03.09.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**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 Comm. Appearance, Tribunal's orders or Directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.08.2019.</p> <p align="center"><b>O.A.No.580 of 2019</b></p> <p><b>D. S. Shinde</b> .....Applicant</p> <p>Versus</p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. for the Respondents has filed reply on behalf of the Respondent No.2 and the same is adopted on behalf of the Respondent No.1. 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 03.09.2019.</p> <p align="right">Sd/-</p> <p align="right">(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

Date : 13.08.2019.

O. A. No.777 of 2019

B. K. Vane ....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 27.08.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 27.08.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)



**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

Date : 13.08.2019.

M.A. No.51 of 2019 in O.A.No.112 of 2019

With

M.A.No.61 of 2019 in O.A.No.126 of 2019

S. B. Chumbalkar & Anr.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Prachi Hendre holding for Shri V. V. Joshi, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Today learned Counsel for the Applicants has filed Affidavit-in-Rejoinder. It is taken on record.
3. S.O. to 17.09.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 13.08.2019.

M.A. No.214 of 2019 in O.A.No.403 of 2019

With

M.A.No.215 of 2019 in O.A.No.404 of 2019

S. D. Metkari & Anr.

...Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Prachi Hendre holding for Shri V. V. Joshi, learned Counsel for the Applicants and Smt. Archana B. K. learned Presenting Officer for the Respondents.

2. Today, learned P.O. for the Respondents has filed Affidavit-In-Reply to Misc. Applications. It is taken on record.

3. S.O. to 17.09.2019.

Sd/-

(A.P. Kurhekar)

Member(J)

vsm

**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 : 13.08.2019</p> <p>O.A.No.317 of 2019</p> <p>N.G. Nalawade ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. At the request of learned P.O. Ms. N.G. Gohad, Adjourned to 16.08.2019.</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</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 : 13.08.2019</p> <p>O.A.No.430 of 2019</p> <p>M.D. Surve ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Learned Advocate Shri U.V. Bhosle for the Applicant files rejoinder. The same is taken on record.</p> <p>3. At the request of learned Advocate Shri U.V. Bhosle, Adjourned to 22.08.2019.</p> <p style="text-align: right;">Sd/- (P.N! Dixit) Vice-Chairman</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 : 13.08.2019</p> <p>O.A.No.568 of 2019</p> <p>A.D. Sawant ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. holding for Smt. Archana B.K., learned P.O. for the Respondents.</p> <p>2. At the request of learned P.O. Ms. N.G. Gohad for the Respondents adjourned to 28.08.2019.</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p style="text-align: center;"><u>O.A. No.780 of 2019</u></p> <p>A.M. Samindar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an OA in which the applicant has apprehension that he may be superseded. In view of the same he has submitted his representation on 14.6.2019 (Exhibit A-13 page 73 of OA).</p> <p>3. The respondents are directed to consider his representation and take decision on the same as per merits. While taking decision the paras 6.21, 6.22.1 to 6.22.5 of OA should be taken into account. OA disposed off accordingly</p> <table style="width: 100%; margin-left: auto; margin-right: auto;"><tr><td style="text-align: center;">Sd/-</td><td style="text-align: center;">Sd/-</td></tr><tr><td style="text-align: center;">(A.P. Kurhekar) Member (J) 13.8.2019</td><td style="text-align: center;">(P.N. Dixit) Vice-Chairman (A) 13.8.2019</td></tr></table> <p>(sgj)</p>	Sd/-	Sd/-	(A.P. Kurhekar) Member (J) 13.8.2019	(P.N. Dixit) Vice-Chairman (A) 13.8.2019
Sd/-	Sd/-				
(A.P. Kurhekar) Member (J) 13.8.2019	(P.N. Dixit) Vice-Chairman (A) 13.8.2019				

**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 : 13.08.2019</p> <p>M.A.No.423 of 2019 in R.A.No.9 of 2019 in O.A.No.913 of 2018</p> <p>The State of Maharashtra &amp; Ors. ..... Applicant(Org. Respd.)</p> <p>Versus A.R. Patil ..... Respondents (Org. Appl)</p> <p>1. Heard Smt. Archana B.K., learned P.O. for the Applicants (Org. Respondents).</p> <p>2. This M.A. is for restoring Review Application.</p> <p>3. For the reasons stated therein, M.A. is allowed.</p> <p>Sd/- Sd/-</p> <p>(A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</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 align="center"><u>O.A. No.901 of 2016</u></p> <p>R.S. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. According to the Ld. Advocate for the applicant, the applicant retired in April, 2017. Prior to his retirement on 21.3.2016 a chargesheet was issued to him in the DE against him. Today during hearing the Ld. Advocate for the applicant submits that directions may be issued to complete the DE expeditiously and he would cooperate with the respondents in completing the same.</p> <p>3. Ld. PO submits that as per directions to be issued by this Tribunal the respondents would be communicating to complete the enquiry within a period of six months.</p> <p>4. As this is a old matter, we direct the respondents to ensure that the DE is completed expeditiously and not beyond a period of six months. With these directions the OA is disposed off.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(A.P. Kurhekar) <span style="float: right;">(P.NI Dixit)</span> Member (J) <span style="float: right;">Vice-Chairman (A)</span> 13.8.2019 <span style="float: right;">13.8.2019</span></p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.433 of 2019 in O.A. No.780 of 2019

S.R. Maske-Patil & Ors. ..Interveners

And

A.M. Samindar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Interveners, Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. This MA has become infructuous and disposed off as such.

Sd/-

Sd/-

(A.P. Kurhekar)  
Member (J)  
13.8.2019

(P.N. Dixit)  
Vice-Chairman (A)  
13.8.2019

(sgj)

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="760 387 950 415">Date : 13.08.2019</p> <p data-bbox="873 446 1295 475">R.A.No.9 of 2019 in O.A.No.913 of 2018</p> <p data-bbox="760 508 1339 564">The State of Maharashtra &amp; Ors. .... Appli(Org. Respd.) Versus</p> <p data-bbox="760 570 1388 599">A.R. Patil ..... Respondents (Org. Appl)</p> <ol data-bbox="760 630 1404 1902" style="list-style-type: none"><li>1. Heard Smt. Archana B.K., learned P.O. for the Applicants (Org. Respondents).</li><li>2. Issue notice before admission returnable on 29.08.2019.</li><li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li><li>4. Applicant (Org. Respd.) is authorized and directed to serve on Respondents (Org. Appls) intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of R.A.. Respondents (Org. Appls) are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant (Org.Respd.) is directed to file Affidavit of compliance and notice.</li><li>7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Review Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li><li>8. S.O. to 29.08.2019.</li></ol> <p data-bbox="909 1979 974 2012">Sd/-</p> <p data-bbox="1242 1979 1307 2012">Sd/-</p> <p data-bbox="836 2046 1006 2112">(A.P. Kurhekar) Member(J)</p> <p data-bbox="1169 2046 1331 2112">(P.N. Dixit) Vice-Chairman</p> <p data-bbox="760 2112 795 2141">prk</p>

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

Tribunal's orders

MA.429/2019 in OA.916/2016 with OA.1099/2016

The Principal Secretary,  
Revenue & Forest Deptt.

..Applicant  
(Ori.Res.No.2)

Vs.

M.B. Patil & Ors.

..Respondents

And

J.S. Phad & Ors.

..Respondents

Heard Ms. S.P. Manchekar, Ld. Chief Presenting Officer for Applicant-original Respondent No.2, Smt. Punam Mahajan, Ld. Advocate for Applicants in OA No.916/16, Shri M.D. Lonkar, Ld. Advocate for Applicants in OA No.1099/16, Shri A.S. Dubey, Ld. Advocate for Respondent No.9 and Shri A.V. Bandiwadekar, Ld. Advocate for Respondents No.4 to 16.

2. This MA is for following prayers:

*"12(a) This Hon'ble Tribunal be pleased to grant leave to effect promotion from the cadre of Dy. Collector to the grade of Dy. Collector (Selection Grade), purely as and by way of temporary arrangement, subject to further order to be passed by this Hon'ble Tribunal and on such terms and conditions as this Hon'ble Tribunal may deem fit and proper."*

3. Earlier this Tribunal had issued interim relief on 14.9.2018 with following directions:

*"6. In the event a case of compelling urgency is made out, requirement of such leave to order of ad hoc promotions can be considered, after such leave is sought by making application.*

*7. Hence, State shall not issue any order of ad hoc promotion unless seniority list is finalized without express leave of this Tribunal."*

4. Shri A.S. Dubey, Ld. Advocate for respondent no.9 pleads that he has no objection to the promotion of other applicants provided his seniority remains undisturbed.

5. In view of the urgency mentioned by the State (Respondent No.2) they are permitted to issue adhoc promotions to the post of Dy. Collector (Selection Grade) for the purpose stated in the MA. Precaution should however be taken that the seniority list is not finalized while doing so without express leave of this Tribunal. Respondent no.2 is therefore allowed to issue necessary promotions accordingly on the basis of the provisional list published on 3.3.2018. MA disposed off accordingly.

Sd/-

Sd/-

(A.P. Kurhekar)

(P.N. Dixit)

Member (J)

Vice-Chairman (A)

13.8.2019

13.8.2019

(sgi)

**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.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p><b>Date : 13.08.2019</b></p> <p><b>C.A.No.6 of 2019 in O.A.No.1184 of 2017 with C.A.No.7 of 2019 in O.A.No.1185 of 2017</b></p> <p><b>S.G. Gaikwad (C.A.6/2019 IN O.A.1184/2017) B.S. Jadhav (C.A.7/2019 IN O.A.1185/2017)</b> ..... Applicants</p> <p><b>Versus</b> <b>The State of Maharashtra &amp; Ors. .... Respondents</b></p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents submits communication dated 03.06.2019. The same is taken on record and marked as 'X' for the purpose of identification.</p> <p>3. According to the said communication, decision has been taken as per the directions given by this Tribunal on 10.01.2018. Learned Advocate Shri B.A. Bandiwadekar for the Applicants submits that Contempt Applications have become infructuous in view of the communication.</p> <p>4. Accordingly, Contempt Applications are disposed off.</p> <p style="text-align: center;"><b>Sd/-</b> <span style="float: right;"><b>Sd/-</b></span></p> <p style="text-align: center;"><b>(A.P. Kurhekar)</b> <span style="float: right;"><b>(P.N. Dixit)</b></span> <b>Member(J)</b> <span style="float: right;"><b>Vice-Chairman</b></span></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 : 13.08.2019</p> <p>O.A.No.23 of 2019</p> <p>Dr. N.L. Chutke ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri S.P. Wasnik, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Learned Advocate Shri S.P. Wasnik for the Applicant seeks adjournment for filing his rejoinder.</p> <p>3. At the request of learned Advocate Shri S.P. Wasnik adjourned to 20.08.2019.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</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 : 13.08.2019</p> <p>O.A.No.110 of 2019</p> <p>S.H. Pathan ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri S.D. Dole, learned P.O. for the Respondents.</p> <p>2. Learned Advocate Shri M.B. Kadam for the Applicant submits his rejoinder. The same is taken on record.</p> <p>3. Admitted and kept for final hearing in due course with liberty to circulate.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</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 : 13.08.2019</p> <p>M.A.No.426 of 2019 in O.A.No.307 of 2018</p> <p>The State of Maharashtra &amp; Ors. ..... Applicant(Org. Respd.)</p> <p>Versus S.J. Kamble ..... Respondents (Org. Appl)</p> <p>1. Heard Smt. Archana B.K., learned P.O. for the Applicants (Org. Respondents).</p> <p>2. This M.A. is for condonation of delay and seeking additional three months to implement the orders issued by this Tribunal.</p> <p>3. Learned P.O. Smt. Archana B.K. for the Applicants (Org. Respondents) submits that the orders would be complied within the period of 30 days.</p> <p>4. Accordingly, extension of 30 days is granted.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span> Member(J) <span style="float: right;">Vice-Chairman</span></p> <p>prk</p>

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

Tribunal's orders

O.A. No.781 of 2019

B.K. Bansode ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. Neelma Gohad, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 29.8.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.
7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. In this OA the applicant is Awal Karkun and seeking promotion to the post of Naib Tahsildar. The Ld. Advocate for the applicant has enclosed copy of letter from Divisional Commissioner addressed to GAD seeking clarification and guidance regarding decision given by the Hon'ble High Court on 4.8.2017 and by the Hon'ble Supreme Court in the SLP No.28306 of 2017 filed by the State. Ld. Advocate for the applicant submits that the applicant was superseded earlier when the promotion orders were issued.
9. In view of the apprehension mentioned above, the respondents are directed to consider the communication from the Divisional Commissioner and issue suitable directions on merits at the earliest preferably within a period of three months.
10. The respondents should clarify the above and submit reply by 29.8.2019. Steno copy and hamdast is granted. Ld. PO is directed to communicate this order to the respondents.

Sd/-

Sd/-

(A.P. Kurhekar)  
Member (J)  
13.8.2019

(P.N. Dixit)  
Vice-Chairman (A)  
13.8.2019

(sgj)

**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 : 13.08.2019</p> <p>O.A.No.244 of 2019</p> <p>R.B. Jagtap ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri S.B. Gaikwad, learned Advocate holding for Shri V.V. Joshi, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents files reply on behalf of Respondent No.3.</p> <p>3. At the request of learned Advocate Shri S.B. Gaikwad adjourned to 17.09.2019.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.08.2019</p> <p style="text-align: center;"><b>C.A.No.142 of 2014 in O.A.No.27 of 2003 with C.A.No.91 of 2015 in O.A.No.704 of 2012</b></p> <p><b>U.P. Paradkar (C.A.142/2014 IN O.A.27/2003) G.B. Gosavi &amp; Ors. (C.A.91/2015 IN O.A.704/2012) ..... Applicants</b></p> <p><b>Versus</b> <b>The State of Maharashtra &amp; Ors. .... Respondents</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri S.B. Gaikwad, learned Advocate holding for Shri M.I. Pathan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</li> <li>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents submits communication dated 09.08.2019. The same is taken on record and marked as 'X' for the purpose of identification.</li> <li>3. The said communication is in respect of 5 persons where the bill has been submitted to the Treasury for necessary payment.</li> <li>4. According to learned P.O. payments of other remaining persons have already been made.</li> <li>5. In view of the above, learned Advocate Shri S.B. Gaikwad submits that Contempt Applications may be disposed as withdrawn.</li> <li>6. By consent, Contempt Applications are disposed as withdrawn.</li> </ol> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span> Member(J) <span style="float: right;">Vice-Chairman</span></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 : 13.08.2019</p> <p>O.A.No.248 of 2019 (Subject : Seniority List)</p> <p>Y.R. Gaikwad ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. holding for Shri Archana B.K., learned P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar produces communication dated July 2019. The same is taken on record and marked as 'X' for the purpose of identification.</p> <p>3. Learned Advocate Smt. Punam Mahajan for the Applicant mentions that the prayer has been satisfactorily met.</p> <p>4. In view of the foregoing, O.A. is disposed off accordingly.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</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 : 13.08.2019</p> <p>O.A.No.482 of 2019</p> <p>B.M. Yadav ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned C.P.O. for the Respondents No.1 &amp; 2 and Shri A.M. Deshmukh and Shri S. Joshi, learned Advocate for Respondents No.3 to 5.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks one week for filing reply.</p> <p>3. Adjourned to 20.08.2019.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</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 : 13.08.2019</p> <p>O.A.No.574 of 2019</p> <p>B.P. Nagamwar ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks two weeks for filing reply.</p> <p>3. At the request of learned C.P.O. Ms. S.P. Manchekar adjourned to 29.08.2019. Last chance.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</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 : 13.08.2019</p> <p>O.A.No.120 of 2019</p> <p>G.B. Chambole ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned Advocate Shri B.A. Bandiwadekar for the Applicant seeks two weeks.</p> <p>3. At the request of learned Advocate Shri B.A. Bandiwadekar adjourned to 29.08.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</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 style="text-align: center;"><u>O.A. No.1005 of 2018</u></p> <p>S.L. Kumbhalwar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicant and Advocate for the Applicant are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today during hearing the applicant as well as I.d Advocate for the applicant are absent. This is a case of promotion and the respondents have submitted their affidavit explaining how the applicant was not eligible.</p> <p>3. The matter is dismissed for want of prosecution.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J) 13.8.2019 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(P.N.†Dixit) Vice-Chairman (A) 13.8.2019</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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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 : 13.08.2019</p> <p>O.A.No.661 of 2018</p> <p>S.S. Panajkar ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Ms. P. Jadhav, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents submits that she would furnish unaffirmed copy to the learned Advocate for the Applicant and affirmed copy would be submitted next week.</p> <p>3. Adjourned to 22.08.2019.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</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
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Date : 13.08.2019

O.A.No.725 of 2018

Dr. B.B. Birajdar & Ors. .... Applicants  
Versus  
The State of Maharashtra & Ors. .... Respondents

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.
2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents has filed reply on behalf of Respondent No.1. The same is taken on record.
3. At the request of learned Advocate Smt. Punam Mahajan adjourned to 29.08.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

prk

Sd/-

(P.N. Dixit)  
Vice-Chairman

**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 : 13.08.2019</p> <p>O.A.No.988 of 2018</p> <p>Smt. S.R. Kale ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri A.S. Tamhane, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks two weeks for filing reply.</p> <p>3. At the request of learned Advocate Shri A.S. Tamhane adjourned to 05.09.2019.</p> <p>Sd/- Sd/- (A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</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 : 13.08.2019</p> <p align="center">C.A.No.32 of 2019 in O.A.No.94 of 2019</p> <p>R.G. Pandekar ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents produces communication dated 10.08.2019, wherein Respondents have taken decision to review the case of the Applicant and provide him necessary posting on non-executive post. The same is taken on record and marked as 'X' for the purpose of identification.</p> <p>3. In view of the same, C.A. is disposed off accordingly.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span> Member(J) <span style="float: right;">Vice-Chairman</span></p> <p>prk</p>

**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 : 13.08.2019</p> <p>M.A.No.425 of 2019 in O.A.No.306 of 2018</p> <p>The State of Maharashtra &amp; Ors. ..... Applicant(Org. Respd.)</p> <p>Versus</p> <p>V.H. Kelkar ..... Respondents (Org. Appl)</p> <p>1. Heard Smt. Archana B.K., learned P.O. for the Applicants (Org. Respondents).</p> <p>2. This M.A. is for condonation of delay and seeking additional three months to implement the orders issued by this Tribunal.</p> <p>3. Learned P.O. Smt. Archana B.K. for the Applicants (Org. Respondents) submits that the orders would be complied within the period of 30 days.</p> <p>4. Accordingly, extension of 30 days is granted.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span> Member(J) <span style="float: right;">Vice-Chairman</span></p> <p>prk</p>