

**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: 13.10.2023</b></p> <p style="text-align: center;"><b>O.A. No.414 of 2023</b></p> <p><b>M.R. Thakare</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri P.A. Daga, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Learned P.O. was heard today in the course of arguments during Final Hearing (PH). She argued on the basis of Affidavit-in-Reply filed by the Respondent No.1 on 19.07.2023 and provided information relating to the query made on last date of Final Hearing (PH) by producing the copy of P.W.D. G.R. dated 04.07.2022 which establishes that the New Posts of Executive Engineer has been created in 22 Municipal Councils including Municipal Council, Sangli. She reiterated that Chief Engineer, PWD, Pune had sent report to the Secretary (Roads), PWD on 07.02.2023 based on report of the Superintendent Engineer, PWD, Solapur dated 06.01.2023 and they had applied their minds to come to the conclusion that there were undue delays in the (i) Construction of / New Buildings and (ii) Maintenance &amp; Repairs of / Existing Buildings.</p> <p>3. The Learned PO stated that CSB based on the report of Chief Engineer, PWD, Pune dated 07.02.2023 decided to transfer the Applicant to newly created post of Executive Engineer, Municipal Council, Sangli. The Chief Engineer, P.W.D., Pune had also conducted Review Meeting on 06.05.2022 regarding the construction of New Building of Deputy Charity Commissioner, Solapur in which besides the Superintendent Engineer, P.W.D., Solapur the Applicant was present as Executive Engineer, PWD, Solapur, District Solapur along with Respondent No.2 who was that time working as Executive Engineer, PWD, Pandarpur, District Solapur.</p> <p>4. Learned PO then referred to the contents of Minutes of Meeting of the CSB and stressed that the report of the Chief Engineer, PWD, Pune dated 07.02.2023 was discussed and only thereafter recommendation was made to transfer the Applicant from the post of Executive Engineer, PWD, Solapur, District, Solapur. The proposal of CSB was duly approved by 'Minister-in-Charge' of PWD and 'Hon'ble Chief Minister' under Section 4(4) of Section 4(5) of 'Maharashtra Government Servants Regulation of</p>

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Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005'.

5. Learned Advocate for the Applicant then presented further argument during Final Hearing (PH) in which he contended that there were no delays on the part of Applicant as Chief Engineer, PWD, Pune has mentioned in his report dated 07.02.2023 to Secretary (Roads), P.W.D. as it does not mention details of (i) Date of Work Orders and Commencement of Work (ii) Schedule of Performance as per Contract Agreements, (ii) Scheduled / Excepted Completion Dates. The Learned Advocate stressed that the report of the Chief Engineer, PWD, Pune dated 07.02.2023 to Secretary (Roads) P.W.D. is silent about all these vital parameters relating to (i) Civil Construction of New Buildings, (ii) Maintenance & Repairs of Existing Buildings which were required to be considered by him to arrive at the conclusion that the Applicant had indeed not discharged his role & responsibility as Executive Engineer, PWD, Solapur, District Solapur.

6. The report of Chief Engineer, PWD, Pune dated 07.02.2023 to Secretary (Roads) PWD was the basis for the recommendations made by the CSB in its meeting on 13.02.2023. Therefore, before proceeding further with arguments in Final Hearing (PH), it would be necessary to seek evidence available on the records from the Chief Engineer, P.W.D, Pune as to how he came to the conclusion that there was dereliction of duty on part of the Applicant on account of undue delay in (i) Civil Construction of New Buildings, (ii) Maintenance & Repairs of Existing Buildings and which made him submit report to Secretary (Roads), PWD on 07.02.2023 with recommendations for transfer of the Applicant. The report of the Chief Engineer, PWD, Pune dated 07.02.2023 to the Secretary (Roads) PWD came to be considered by the CSB of PWD in its meeting dated 13.02.2023 and decision was taken to transfer the Applicant to the newly created post of 'Executive Engineer, Municipal Council, Sangli'.

7. The 'Additional Chief Secretary' as Respondent No.1 P.W.D. is therefore informed to direct the Chief Engineer, P.W.D., Pune to remain present on 'Next Date' of Final Hearing (PH) with relevant evidence available on record and which he had relied upon to come to the conclusion that there was undue delay in (i) Civil Construction of New Buildings, (ii) Maintenance & Repairs of Existing Buildings for which only the Applicant was to be held individually responsible and thus liable to be for transferred on grounds of dereliction of duty from the post of Executive Engineer, PWD, Solapur, District Solapur.

8. S.O. to 02.11.2023.

Sd/-  
(**Debashish Chakrabarty**)  
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 13.10.2023</b></p> <p align="center"><b>O.A. No.517 of 2023</b></p> <p><b>R.S. Chendke</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that consequent to revocation of Suspension Order on 13.01.2023, the Applicant was posted as Head Master at Government Higher Secondary AshramShalas at Dehare, Tahsil-Javhar, District-Palghar. Learned Advocate for the Applicant further states that the Applicant by representations on 02.03.2023, 10.03.2023 &amp; 02.04.2023 to the 'Additional Tribal Commissioner, Thane' requested to consider posting him to the post of Head Master at Government Ashram Shala (i) Dolivali, (ii) Sanegaon &amp; (iii) Sai in Tahsil-Pen, District-Raigad which are located away from his 'Home District' which is 'Solapur District' or not in 'Satara District' where he was suspended on 21.10.2022 and therefore the request for the post of Head Master at Government Ashram Shala (i) Dolivali, (ii) Sanegaon &amp; (iii) Sai in Tahsil-Pen, District-Raigad if considered; would not contravene the provision of G.R. of G.A.D. dated 20.04.2013. Hence, learned Advocate for the Applicant states that, the Applicant representations of 02.03.2023, 10.03.2023 &amp; 02.04.2023 be decided by the 'Additional Tribal Commissioner, Thane.'</p> <p>3. Learned P.O. states that he was suspended on 21.10.2022 and on revocation of his 'Suspension Order' on 13.01.2022, he was posted as Head Master, Government Secondary AshramShala, Village-Dehare, Tahsil-Javhar, District-Palghar. Therefore he should</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>have first joined duty and then requested for change of his place of posting to the post of Head Master at Government Ashram Shala (i) Dolivali, (ii) Sanegaon &amp; (iii) Sai in Tahsil-Pen, District-Raigad. Learned P.O. further states that Applicant had been issued 'Show Cause Notice on 12.04.2023' by the 'Additional Tribal Commissioner, Thane'. Subsequently, 'Additional Tribal Commissioner, Thane' has also instituted 'Departmental Enquiry (D.E.)' against the Applicant on 26.05.2023.</p> <p>4. The 'Additional Tribal Commissioner Thane' has revoked the 'Suspension Order' of the Applicant on 13.01.2021 subject to the decision in 'Departmental Enquiry.' The Applicant has been posted at Government Secondary AshramShala, Village-Dehare, Tahsil-Javhar, District-Palghar which indicates that the 'Additional Tribal Commissioner, Thane' has allowed the Applicant to join back on the post of 'Head Master'. The limited point of consideration as is represented by the Applicant in his <sup>letters</sup> 02.03.2023, 10.03.2023 &amp; 02.04.2023 is that his place of posting at Government Secondary AshramShala, Village-Dehare, Tahsil-Javhar, District-Palghar is not easily accessible to the Applicant being affected by 19% 'Locomotor Disabilities'.</p> <p>5. The needs of Government Servants who suffer from various types of disabilities are required to be considered under the 'The Rights to Persons with Disabilities Act, 2016'. Against this backdrop it needs to be mentioned that 'The Rights of Persons with Disabilities Act, 2016' defines under (1) 'Section 2(h) - Discrimination', (ii) 'Section 2(y) - Reasonable Accommodation'. Further, 'Section 3(5)' directs that 'Appropriate Government as defined in Section 2(b)(ii)' shall take necessary steps to ensure 'Reasonable Accommodation' for the person with disabilities. Additionally, Section 20(2) requires every establishment of 'Appropriate Government' to provide 'Reasonable Accommodation' and appropriate barrier free and conducive environment to the employees with disability; while' Section 20(5)' specially directs that 'Appropriate Governments' may frame policies for posting and transfer of employees with disability. Furthermore, Section 33(1) directs that every 'Appropriate Government' shall identify posts in the</p>

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	<p>establishment which can be held by category of person with a benchmark disability- in respect of the vacancies reserved in accordance with the provisions of ' Section 34'.</p> <p>6. The 'Additional Tribal Commissioner, Thane' is directed to decide on the representation made by the Applicant on 02.03.2023, 10.03.2023 &amp; 02.04.2023 taking into consideration that 'Suspension Order' of Applicant has been revoked on 13.01.2022 permitting him to work on post of 'Head Master' and that the Applicant is affected by 19% 'Locomotor Disability' and thus can be deserving case for 'Reasonable Accommodation' under provisions of Section 20(2) of The Rights to Persons with Disabilities Act, 2016'</p> <p>7. S.O. to 07.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p align="center"><b>Date: 13.10.2023</b></p> <p align="center"><b>O.A. No.1222 of 2023</b></p> <p><b>Dr. S.V. Ahankari</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.R. Kulkarni, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the Tribunal in similar case in O.A. No.808/2023 before the Aurangabad Bench wherein the facts and circumstances were similar to the present O.A.No.1222 of 2023 had stayed the impugned order of 10.08.2023 as there was no Sanctioned Post of Professor, Obstetrics and Gynecology at the Shri Vasantnao Naik Medical College, Yavatmal. The order of 'Interim Relief' in O.A. No.808/2023 records that the Dean of Shri Vasantnao Naik Medical College, Yavatmal had reported non-availability of any Sanctioned Post of Professor, Obstetrics and Gynecology at Shri Vasantnao Naik Medical College, Yavatmal to the Secretary, Medical Education and Drugs Department.</p> <p>3. Learned Advocate for the Applicant states that in O.A. 808/2023 before the Aurangabad Bench, the facts and circumstances are the same as recorded in Para 6 of the Order dated 03.10.2023 passed in present O.A.No.1222 of 2023. In this case the Applicant had come to join on the post of Professor, Department of Radiotherapy, Grant Medical College, Mumbai. However, he was informed that there is no such 'Sanctioned Post' and accordingly, Dean Grant Medical College, Mumbai by letter dated 25.08.2023 reported to the 'Commissioner (Medical Education), Mumbai.'</p> <p align="right">[P.T.O.]</p>

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4. The Medical Education and Drugs Department has filed Affidavit-in-Reply filed in O.A. No.880/2023 & Ors. on 25.09.2023 wherein it has been mentioned that they intend to undertake 'Comprehensive & Full Review' of all 'Transfer Orders' of Professors, Associate Professor and Assistant Professors. However, as this exercise is likely to take some time and considering that parity has to be maintained in respect of 'Interim Relief' granted earlier by all benches of Tribunal in Mumbai, Nagpur & Aurangabad, the Applicant is also granted 'Interim Relief' and permitted to join back on his earlier post of Professor, Department of Radiotherapy, Padmabhushan Vasantdada Patil Government Hospital, Sangli.
5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
6. Issue notice before admission returnable on 08.11.2023.
7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private Service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous 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.
11. S.O. to 08.11.2023.

Sd/-  
(Debashish Chakrabarty)  
Member (A)





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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.1275/2023 (DB)</u></b></p> <p><b>K.K. Sangh</b> <span style="float: right;"><b>...Applicants</b></span>  <b>Vs.</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Shri Y.S. Gharal, Learned Advocate for the Applicants and Mrs. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. The Learned Advocate for the Applicant informs that in this O.A.No.1275/2023, the Applicant is an organization which is registered as "Karveer Kamgar Sangh" under the "The Trade Union Act, 1926". Therefore, before issuing notice, the Learned Advocate for the Applicant has been informed to produce evidence as to whether "Karveer Kamgar Sangh" has been recognized by the State Government. He was further informed that being a representative body of Forest Workers, there has to be "AGM/EC Resolution" of the "Karveer Kamgar Sangh" to file this O.A.No.1275/2023. Learned Advocate agrees to file 'Additional Affidavit' on Next Date.</p> <p>3. Adjourned to 7<sup>th</sup> November, 2023.</p> <p style="text-align: right;">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member-A</b>  <b>13.10.2023</b></p> <p>(skw)</p>

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	<p align="center"><u>M.A. No.238 of 2023 in O.A. No.377 of 2023</u> with <u>M.A. No.246 of 2023 in O.A. No.386 of 2023</u></p> <p>U.S. Bhagwat A.A. Jadhav ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 18.10.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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	<p align="center"> <u>M.A. No.466 of 2023 in O.A. No.134 of 2019,</u>  <u>M.A. No.467 of 2023 in O.A. No.1076 of 2019,</u>  <u>O.A. No.1077 of 2019 with</u>  <u>M.A. No.468 of 2023 in O.A. No.1078 of 2019</u>  <u>O.A. No.266 of 2019,</u>  <u>M.A. No.484/2023 in O.A. No.461/2019</u> </p> <p> V.L. Kardile  T.R. Wagh &amp; Ors.  S.S. Nikam &amp; Ors.  P.K. Jadhav &amp; Ors.  B.F. Gaikwad  W.Z. Pahilwan &amp; Ors. ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents </p> <p> Heard Shri R.M. Kolge, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents. </p> <p> 2. Ld. PO seeks time to file reply. </p> <p> 3. S.O. to 27.10.2023 by way of last chance. No further time will be granted. </p> <p align="right"> Sd/-  (Medha Gadgil)  Member (A)  13.10.2023 </p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>M.A. No.633 of 2023 in O.A. No.273 of 2023</u></p> <p>B.R. Ghadge ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Applicant in person, and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant in person states that he is filing Vakalatnama of Advocate Shri S.B. Talekar, on his behalf.</p> <p>3. S.O. to 16.10.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.738 of 2023</u></p> <p>P.N. Kadam ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 3.11.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.753 of 2023</u></p> <p>S.S. Bawulgave ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files rejoinder and the same is taken on record.</p> <p>3. S.O. to 3.11.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.950 of 2023</u></p> <p>K.S. Ambolkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to take instructions as to whether the order dated 28.8.2023 passed by the Additional Commissioner of Police, South Region, Mumbai has been complied with.</p> <p>3. S.O. to 27.10.2023 for reporting compliance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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O.A. No.1000 of 2023

D.M. Pujari ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Concerned officer from the office of Commissioner of Police, Navi Mumbai is directed to remain present on the next date.

3. S.O. to 20.10.2023.

Sd/-  
(Medha Gadgil)  
Member (A)  
13.10.2023

(sgj)



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	<p align="center"><u>O.A. No.1023 of 2023</u></p> <p>D.S. Gawankar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Id. PO files reply.</p> <p>3. S.O. to 3.11.2023 for filing rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.1072 of 2023</u></p> <p>R.P. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 17.10.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 13.10.2023</p> <p align="center">O.A. No.725 of 2023</p> <p>S.S. Sendre &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Shri R.G. Nirmal, learned Advocate for the Applicant is absent. Applicant-in-Person is present.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. Today learned P.O. has filed 'Affidavit-in-Sur Rejoinder' on behalf of the Respondent Nos.2 to 4. It is taken on record.</p> <p>4. S.O. to 25.10.2023.</p> <p align="right">Sd/- (<del>Debashish Chakrabarty</del>) Member (A)</p> <p>NMN</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 style="text-align: center;"><b><u>O.A.136/2022</u></b></p> <p><b>D.M. Khutale</b> <span style="float: right;"><b>...Applicant</b></span>  <b>Vs.</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Smt. Punam Mahajan, Learned Advocate for the Applicants and Mrs. A.B. Kololgi holding for Shri A.J. Chougule, Learned PO for the Respondents.</p> <p>2. The Learned Advocate for the Applicant states that Applicant is no longer desirous in prosecuting the matter further i.e.O.A.No.136/2022 and wants to withdraw the O.A.No.136/2022.</p> <p>3. Allowed to withdraw O.A.No.136/2022.</p> <p style="text-align: right;">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member-A</b>  <b>13.10.2023</b></p> <p>(skw)</p>

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

Tribunal's orders

**O.A.1263/2023 (DB)**

**S.S. Patil & Ors.**

**...Applicants**

**Vs.**

**The State of Maharashtra & Ors.**

**...Respondents**

1. Heard Shri L.S. Deshmukh, Learned Advocate for the Applicants and Mrs. K.S. Gaikwad, Learned Presenting Officer for the Respondents.

2. Issue notice returnable on 03.11.2023.

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

7. 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.

8. S.O. to 3<sup>rd</sup> November, 2023.

Sd/-

(**Debashish Chakrabarty**)

**Member-A**

**13.10.2023**

(skw)



**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>O.A.347/2023</u></b></p> <p><b>S.R. Damse</b> <span style="float: right;"><b>...Applicant</b></span>  <b>Vs.</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Smt. Punam Mahajan, Learned Advocate for the Applicants and Mrs. A.B. Kololgi holding for Shri A.J. Chougule, Learned PO for the Respondents.</p> <p>2. The Learned Advocate for the Applicant states that Applicant is no longer desirous in prosecuting the matter further i.e.O.A.No.347/2023 and wants to withdraw the O.A.No.147/2023.</p> <p>3. Allowed to withdraw O.A.No.347/2023.</p> <p style="text-align: right;">Sd/-  <b>(Debashish Chakraborty)</b>  <b>Member-A</b>  <b>13.10.2023</b></p> <p>(skw)</p>

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

Tribunal's orders

**O.A.1286/2023 (DB)**

**J.N. Gosavi**

**...Applicant**

**Vs.**

**The State of Maharashtra & Ors.**

**...Respondents**

1. Heard Shri V.P. Potbhare, Learned Advocate for the Applicant and Mrs. K.S. Gaikwad, Learned Presenting Officer for the Respondents.
2. Issue notice returnable on 03.11.2023.
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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. 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.
8. S.O. to 3<sup>rd</sup> November, 2023.

Sd/-

(Debashish Chakrabarty)  
Member-A  
13.10.2023

(skw)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

(Debashish Chakrabarty)  
Member-A  
11.10.2023

DISTRICT

(Mridula Bhatkar, J.)  
Chairperson  
11.10.2023

(Advocate .....(skw))

*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>O.A.420/2023 with O.A.1178/2023 (DB)</u></b></p> <p><b>D.M. Bhamray</b> <span style="float: right;"><b>...Applicant</b></span> <b>Vs.</b> <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Mrs. Pooja Mankoji holding for Shri S.S. Dere, Learned Advocate for the PO for the Respondents.</p> <p>2. The Learned PO informs that the order of closure of DE against the Applicant has been issued by the Medical Education and Dgugs Department on 12.10.2023. Now promotion of the Applicant to the post of Joint Commissioner, Food and Drugs is under consideration of the Medical and Drugs Department. The orders of promotion of the Applicant to the post of Joint Commissioner, Food and Drugs will be issued on receipt of certain information sought from Commissioner, Food and Drugs Administration, Mumbai.</p> <p>3. S.O. to 16<sup>th</sup> October, 2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member-A 13.10.2023</p> <p>(skw)</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: 13.10.2023</p> <p align="center">O.A. No.613 of 2023</p> <p>M.M. Salunke .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.S. Jadhav, learned Advocate holding for Shri A.G. Jadhav, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that she will file 'Affidavit-in-Sur-Rejoinder' during the course of the day. Statement is accepted. It be taken on record. Leaned P.O. is directed to serve the copy of the 'Affidavit-in-Sur-Rejoinder' to the Applicant in advance.</p> <p>3. S.O. to 20.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 13.10.2023</p> <p align="center">O.A. No.792 of 2023</p> <p>A.H. Sarode .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.R. Kulkarni, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. One request of learned P.O. 'One Week' time is granted to file 'Affidavit-in-Reply'</p> <p>3. S.O. to 25.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 13.10.2023</p> <p align="center">O.A. No.1189 of 2023</p> <p>S.K. Bhole .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. 'Three Weeks' time is granted to file 'Affidavit-in-Reply' on behalf of the Respondent.</p> <p>3. Interim Relief to continue till 'Next Date'.</p> <p>4. S.O. to 25.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1308 of 2023</u></p> <p>M.A. Sonawane ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 24.11.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgl)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1301 of 2023</u></p> <p>A.D. Kaushal ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 24.11.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 13.10.2023</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.1070 of 2023

B.S. Sathe

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, 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 returnable on 27.10.2023. The respondents are directed to file reply.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
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 OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

13.10.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.81 of 2023 in O.A. No.238 of 2023 (DB)</u></p> <p>S.V. Rajwade ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that applicant will go and sign the Form No.42 on Monday i.e. 16.9.2023 and therefore the matter may be kept on 19.10.2023.</p> <p>3. S.O. to 19.10.2023.</p> <p align="right">Sd/- (Medha<sup>o</sup>Gadgil) Member (A) 13.10.2023</p> <p>(sg)</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>13.10.2023</u></b></p> <p><b><u>M.A 607/2022 in O.A 465/2022</u></b></p> <p>Shri G.Y Deshpande ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O has filed affidavit in reply. Same is taken on record.</p> <p>3. S.O to 3.11.2023.</p> <p style="text-align: right;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</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>13.10.2023</u></b></p> <p><b><u>C.A 51/2023 in O.A 1219/2022</u></b></p> <p>Shri S.B Wadar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O prays for time to file sur-rejoinder. By way of last chance time granted to file sur-rejoinder.</p> <p>3. S.O to 27.10.2023.</p> <p style="text-align: right;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</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>13.10.2023</u></b></p> <p><b><u>C.A 45/2022 in O.A 65/2020</u></b></p> <p>S.P Kapdne ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that Respondents have filed W.P No. 7798/2023 before the Hon'ble High Court and the same is pending.</p> <p>3. In view of the above, matter adjourned to 24.11.2023.</p> <p style="text-align: right;">Sd/- <b>(Medha Gadgil)</b> Member (A)</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>13.10.2023</u></b></p> <p><b><u>C.A 40/2022 in O.A 733/2021</u></b></p> <p>Shri S.P Kolte ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji i/b Shri S.S Dere, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents. Mr M.D Lonkar, learned counsel for Respondent No. 2, absent.</p> <p>2. Learned counsel for the applicant submits that the private Respondent No. 2 has filed W.P 6177/2022 and the same is pending.</p> <p>3. In view of the above, matter is adjourned to 8.11.2023.</p> <p style="text-align: right;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</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
	<b><u>13.10.2023</u></b>
	<b><u>M.A 647/2023 in O.A 291/2023</u></b>
	Nivrutti P. Bhosale & Anr ... Applicants Vs. The State of Maharashtra & Ors ... Respondents
	1. Heard Shri K.S Jadhav, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.
	2. Misc Application is files seeking condonation of one year.
	3. Issue notice before admission returnable on 27.10.2023.
	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 <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."
	8. S.O to 27.10.2023.
	Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b>
	Akn