

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

Tribunal's orders

M.A. No.706 of 2022 in O.A. No.912 of 2015

S.A. Tambe & Ann. Applicants
(Ori.Res.No.59 & 60)
And
S.G. Deshpande & Ors. Applicants
Vs.
The State of Maharashtra & Ors. Respondents

Heard Shri Suhas Oak with Shri Pranil K. Sonawane i/b. KLS Legal, learned Advocate for the Applicants (Ori. Respondents No.59 & 60) in MA No.706/2022. Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocate for original Applicants in OAs. No.912/2015. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Shri D.B. Khaire, Ld. Special Counsel for State. Shri U.V. Bhosle, learned Advocate for Respondent No.19 and Shri B.A. Bandiwadekar, learned Advocate for Respondent No.38

2. Ld. Advocate for the original applicants file affidavit in reply dated 12.12.2022 in M.A. No.706 of 2022 and the same is taken on record.

3. MA No.706/2022 is filed by applicants-original respondents no.59 & 60 seeking directions that the interim order dated 14.9.2022 passed in OA No.912/2015 is applicable only to Executive Engineers from the seniority list dated 20.5.2015 and not to Executive Engineers from the seniority list dated 17.8.2015.

4. Ld. Advocate for the private respondent had appeared in the connected groups of matters and has mentioned that he has personal difficulty.

5. Hence, matter is adjourned to 2.1.2023.

Sd/-

(Mridula Bhatkar, J.)

Chairperson

13.12.2022

(sgj)

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| <p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p> | <p>Tribunal's orders</p> |
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**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.53 of 2015</u></p> <p>D.G. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocate for Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 2.1.2023. /</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</p> |


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p align="center"><u>C.A. No.57 of 2022 in O.A. No.927 of 2017</u></p> <p>G.D. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that bill of the applicant for 7th Pay Commission is approved by the Accountant General office on 7.12.2022 and it is sent to the Treasury. The applicant will receive the amount within fifteen days.</p> <p>3. S.O. to 3.1.2023.</p> <p align="right">Sd/- </p> <p align="right">/ (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</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____

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| | <p align="center"><u>O.A. No.1141 of 2018</u></p> <p>G.V. Naik ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 7.2.2023 for final hearing.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

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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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| | <p align="center"><u>M.A. No.671 of 2022 in O.A. No.742 of 2022</u></p> <p>Y.V. Sawalakhe & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.S. Pawar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants have filed the above MA for amending the OA by adding some candidates as party applicants no.28 to 49 in the array of applicants in the above OA as per Schedule-A enclosed to MA.</p> <p>3. Ld. CPO submits to the order of the Court.</p> <p>4. MA is allowed. Amendment be carried out within three days and amended copy be served on all concerned.</p> <p>5. OA adjourned to 21.12.2022.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. _____ of 20____

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Original Application No. _____ of 20____

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| | <p align="center"><u>C.A. No.67 of 2022 in O.A. No.76 of 2022</u></p> <p>B.K. Narale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Anil B. Wagh holding for Shri Y.B. Lengare, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to produce stay order of the Hon'ble High Court.</p> <p>3. S.O. to 17.1.2023.</p> <p align="right">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. _____ of 20____

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| | <p align="center"><u>O.As. No.315, 316 & 317 of 202</u></p> <p>V.B. Suryawanshi S.B. Patil A.S. Shinde ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Replies are filed.</p> <p>3. Admit.</p> <p>4. S.O. to 7.2.2023 for final hearing with liberty to file rejoinder, if any.</p> <p align="right">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</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____

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| | <p align="center"><u>O.A. No.891 of 2022</u></p> <p>K.S.A.H. Shaikh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Akash Reddy i/b. Talekar & Associates, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are filed.</p> <p>3. Admit.</p> <p>4. S.O. to 7.2.2023 for final hearing. Interim relief to continue.</p> <p align="right">Sd/- _____ / (Mridula Bhatkar, J.) Chairperson 13.12.2022</p> <p>(sgj)</p> |

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

12.12.2022

O.A 1222/2022 with M.A 708/2022 (Aurangabad)

Shri K.K Gaikwad & Ors ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri A.G Ambetkars, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O 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 09.01.2023.

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

8. The Respondents to take instructions whether any vacancies are available.

9. S.O 09.01.2023. O.A 1126/2022 to be tagged with the present Original Application.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application 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 : 13.12.2022</p> <p align="center">R. A. No.19 of 2022 in O.A.No.956 of 2021</p> <p>V. A. ChavanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply in R.A. It is taken on record.</p> <p>3. R.A. be kept for hearing.</p> <p>4. S.O. to 03.01.2023.</p> <p 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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|---|---|
| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.1066 of 2022</p> <p>K. D. Chavan ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has tendered order dated 10.11.2022 passed by the Government whereby suspension order dated 13.10.2022 is cancelled/withdrawn.</p> <p>3. The Tribunal had granted stay to the suspension order having <i>prima-facie</i> found that it is unsustainable in law. The Government seems to ^{have} realized the mistake.</p> <p>4. In view of above, the O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/- v~ (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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| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.797 of 2021</p> <p>B. D. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed Affidavit in Sur-Rejoinder which was ought to have been filed much earlier. 3. However, in the interest of justice, allowed to file the same. 4. Since pleading is complete, O.A. be kept for final hearing. 5. S.O. to 03.01.2023. <p align="right"> \ Sd/- * (A.P. Kurhekar) Member(J) </p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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|---|--|
| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.802 of 2022</p> <p>S. G. ShirgaonkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed Sur-Rejoinder. It is taken on record.</p> <p>3. Since pleading is complete, O.A. be kept for final hearing.</p> <p>4. S.O. to 03.01.2023.</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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Original Application No. _____ of 20____

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| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.1239 of 2022</p> <p>Dr. N. R. SabuApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the order dated 01.12.2022 whereby recovery of Rs.18,76,217/- is sought on the ground that three advance increments were wrongly given to the Applicants on 01.01.2006. According to Respondents, the Applicant was not entitled to said benefit because he was already given step up pay in the pay of Rs.2500/- in 1989.</p> <p>3. Learned Counsel for the Applicant sought interim relief <i>inter-alia</i> contending that the Applicant has not availed double benefit and whatever he granted was as per his entitlement. In this behalf, he referred the interim order passed by Nagpur Bench in O.A. No.1023/2022 passed on 21.10.2022 in similar situation.</p> <p>4. Learned P.O. opposes interim relief <i>inter-alia</i> contending that the Applicant was paid excess benefit and it is rightly recovered.</p> |

Office Notes, Office Memoranda of Coram,
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5. ^{whether} ~~Where~~ the Applicant is entitled to benefit of three advance increments or it was wrongly granted is the issue to be decided on merit. The said benefit was given in 2006. ^{How} ~~How~~ it is sought to be recovered belatedly by impugned order dated 01.12.2022. Therefore, considering this aspect, I am inclined to stay the recovery till filing of reply.
6. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
7. Issue notice before admission returnable on 10.01.2023.
8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
11. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/ ~~Miscellaneous~~ Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / ~~Miscellaneous~~ Application shall stand dismissed.
12. S.O. to 10.01.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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| | <p>Date : 13.12.2022</p> <p align="center">M.A. No.474 of 2022 in O.A.No.632 of 2022</p> <p>G. M. ShaktiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Vishal Hegde, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant sought permission to withdraw the M.A. and O.A. with liberty to file fresh O.A. in view of the order dated 25.07.2022 passed by the Government rejecting his claim for interest. He submits that Applicant got fresh cause of action on 25.07.2022 and he wants to challenge it by availing legal remedy.</p> <p>3. In view of above, permission is granted to withdraw the M.A. and O.A. with liberty to avail legal remedy on the basis of communication dated 25.07.2022 as may be permissible in law.</p> <p>4. No order as to costs.</p> <p 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 Date : 13.12.2022 |
|---|---|
| | <p align="center">O.A.No.649 of 2022</p> <p>I. M. BirajdarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Atharva Nalawade holding for Shri Hake Patil, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant sought time on the ground that Advocate Shri R.P. Hake Patil is busy in the High Court.</p> <p>3. O.A. be kept tomorrow for hearing at the stage of admission.</p> <p>4. S.O. to 14.12.2022.</p> <p align="right">Sd/- v (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.

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| | <p>Date : 13.12.2022</p> <p align="center">O.A.No. 418 of 2022</p> <p>V. R Mirajkar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & 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. On request of learned P.O., two days time is granted to file composite reply.</p> <p>3. S.O. to 15.12.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p> |

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| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.685 of 2022</p> <p>P. B. RathodApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has pointed out that connected O.A.s are already kept on 06.01.2023 for hearing and this O.A. be also heard along with them.</p> <p>3. S.O. to 06.01.2023 with O.A.424/2020 Group.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p>Date : 13.12.2022</p> <p align="center">O.A.No.822 of 2022</p> <p>S. N. MahajanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Sur-Sur-Rejoinder. It is taken on record.</p> <p>3. O.A. be kept for final hearing.</p> <p>4. S.O. to 03.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p>Date: 13.12.2022</p> <p align="center">O.A. No.1234 of 2022</p> <p>L.M. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is widow of deceased Government servant – Madhukar Gaikwad who was serving as D.C.P. He died on 03.02.2022. In service record the Applicant is nominated as his wife for all retiral benefits. However, retiral benefits of deceased Government servant are not paid.</p> <p>3. The Perusal of record reveals that the Applicant was granted heirship certificate under Rule 3 of Bombay Regulation Act, 1827 by Civil Court, Solapur. She made application to the Department to release retiral benefits including family pension etc on 12.05.2022 but it is not responded. She then obtained information under RTI in which she was informed that one another lady has also claimed to be wife of deceased Government servant, and therefore retiral benefits are withheld.</p> <p>4. <i>Prima-facie</i> when the Applicant's name is recorded as nominee and she has obtained heirship certificate, there seems to be no hurdle to release retiral benefits to the Applicant.</p> <p>5. In view of above, learned P.O. is directed to take instruction from the Respondent as to why retiral benefits are withheld.</p> <p>6. One week time is granted to file short Affidavit-in-Reply.</p> <p align="right">[PTO.]</p> |

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>7. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>8. In the mean time issue notice before admission returnable on 20.12.2022.</p> <p>9. 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>10. 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>11. 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>12. 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>8. Steno copy granted.</p> <p>9. S.O. to 20.12.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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 : 13.12.2022</p> <p align="center">O.A.No.816 of 2021</p> <p>K. S.Birajdar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, one week time is granted to file Rejoinder.</p> <p>3. S.O. to 21.12.2022.</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 _____

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: 13.12.2022</p> <p align="center">O.A. No.112 of 2020</p> <p>D.W. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant matter is lastly adjourned to take necessary steps either to amend the O.A. or for Final Hearing.</p> <p>3. S.O. to ^{23.12.2022}13.12.2022. ↳</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> |

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

Tribunal's orders

Date: 13.12.2022

O.A. No.1224 of 2022

V.D. KamaneApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant stands retired as Group 'D' employee on 31.10.2022. On the same day Respondents issue recovery notice stating that sum of Rs.1,55,772/- (Rupees One Lakh Fifty Five Thousand Seven Hundred and Seventy Two Only) is due against interest of Home Loan advance and Rs.1,63,592/- (Rupees One Lakh Sixty Three Thousand Five Hundred and Ninety Two Only) against loan obtained from Kokan Prant Sahakari Bank Ltd.

3. The Applicant sought interim relief to stay the recovery.

4. Insofar as recovery of interest of Rs.1,55,772/- against Home Loan advance is concerned the Applicant is bound to pay the same and it can be recovered from Gratuity. However, as regard recovery of Rs.1,63,592/- in respect of loan obtained from Kokan Prant Sahakari Bank Ltd *prima-faice* it cannot be recovered from Gratuity. The Society from whom loan is taken is required to take further legal course for the recovery. *Prima-faice* such recovery from retiral benefits is not permissible. Hence, recovery of Rs.1,63,592/- towards Society loan interim relief to stay the recovery to that extent is granted.

5. Since, issue involved in the matter is very short it can be disposed of after obtaining short Affidavit of the Respondent.

6. One week time is granted to file Affidavit-in-Reply.

7. S.O. to 20.12.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

**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: 13.12.2022</p> <p align="center">O.A. No.1050 of 2022</p> <p>D.D. PardeshiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri K.R. Jagdale, learned Advocate for the Respondent No.2. 2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record. 3. On request of learned Advocate for Respondent No.2, one day time is granted to file Affidavit-in-Reply. 4. O.A. be kept for filing of Reply as well as for Final Hearing at the stage of admission. 5. S.O. to 13.12.2022. <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: 13.12.2022</p> <p>M.A. No.691 of 2022 with M.A. No.692 of 2022 in O.A. No.75 of 2022</p> <p>S.K. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.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. On request of learned P.O. one week time is granted to file Affidavit-in-Reply to both M.A. as last chance.</p> <p>3. S.O. to 21.12.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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: 13.12.2022</p> <p align="center">O.A. No.861 of 2022</p> <p>S.Y. ManjareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Atharva Nalwade, learned Advocate holding for Shri R. Hake-Patil, learned Advocate 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 03.01.2023.</p> <p align="right"> \ Sd/- v (A.P. Kurhekar) Member (J) </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: 13.12.2022</p> <p align="center">O.A. No.880 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. Two weeks time is granted to learned Advocate for the Applicant to file Affidavit-in-Rejoinder.</p> <p>4. S.O. to 03.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</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 |
|---|-------------------|
|---|-------------------|

13.12.2022

O.A 1227/2022

Shri V.V. Chandole ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

SUO MOTO SPEAKING TO THE MINUTES

1. Heard Shri N.D Pote, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. The next date given is 6.2.2023. However, it is to be read as 15.12.2022.

3. Hence adjourned to 15.12.2022.

Sd/-

/
(Mridula Bhatkar, J.)
Chairperson

Aku