

**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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Date : 14.01.2021

O.A.No.269 of 2020 (Aurangabad)

N.P. Kawthalkar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.D. Joshi, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. O.A. is placed on board in view of precipe submitted by learned Advocate for the Applicant instructing to withdraw this matter. The same is marked as Exhibit-1.

3. In view of this, the O.A. is allowed to be withdrawn and disposed off.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

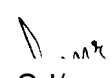
(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 14.01.2021</p> <p align="center">O.A.No.990 of 2017</p> <p>K. R. Kedar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this O.A., the Applicants have challenged implementation order dated 23.08.2017 wherein interim relief was granted by this Tribunal on 30.11.2017 and consequently the Applicants continued on the establishment of Collector, Thane.</p> <p>3. Learned C.P.O. for the Respondents on instructions fairly stated that subsequently the Collector, Thane retained the Applicants at Thane and now the question of their deputation to Palghar does not arise.</p> <p>4. Thus, challenge to the impugned order does not survive since the Applicants are already continued on the establishment of Collector, Thane.</p> <p>5. In view of above, O.A. is disposed of with no order as to costs.</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

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Date : 14.01.2021

O.A.No.155 of 2019

M.K. Atkar

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. Today, learned Counsel for the Applicant has filed additional Affidavit-in-Rejoinder. It is taken on record.
3. As the pleadings are complete, O.A. is admitted.
4. The matter is adjourned for final hearing.
5. S.O. to 28.01.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 14.01.2021

O.A.No.406 of 2020

Dr. S. B. Kodag **...Applicant**

Versus

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

1. The Applicant and his Counsel both are absent. Heard Shri A. J. Chougule holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. This matter is transferred to this bench from the file of Hon'ble Chairperson.

3. Perusal of file reveals that the Applicant and his Counsel were absent when the matter was taken up for admission on 22.10.2020. Therefore, the matter was adjourned.

4. There is no order of issuance of notice.

5. It appears that the Applicant and his Counsel are not interested in the matter, and therefore, they are absent on various dates.

6. Therefore, Original Application is dismissed in default with no order as to costs.

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
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Date : 14.01.2021

**O.A. Stamp No.45 of 2021
(Through video conferencing)**

S.P. Dange ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Ramchandra Nirmal, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. The Applicant, Dean Government Dental College, Aurangabad along with additional charge of Joint Director, Dental, Mumbai prays that the recommendation dated 23.12.2020 issued by the Committee of the Respondent no.3 to the post of Joint Director, Dental are to be set aside and quashed.

3. Leave granted as requested by learned Advocate to make the person who is recommended as a party respondent.

4. The learned C.P.O. to file affidavit-in-reply.

5. Adjourned to 11.02.2021.

Sd/-

**(P.N. Dixit)
Vice-Chairman**

prk

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

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

Tribunal's orders

Date : 14.01.2021

**O.A.No.16 of 2021
(Through video conferencing)**

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

1. Heard Shri C.V. Dharurkar, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. After the interim order dated 11.01.2021 directing the respondents to keep one post vacant out of 25 sanctioned posts for nursing, now it is informed by learned Counsel that the select list of all the 25 persons is already published on 12.01.2021 despite interim order.

3. On query made by the Bench learned CPO informs that the case of the applicant is not rejected on the ground that he passed his graduation from Karnataka. The learned C.P.O. clarifies that the applicant has secured 66.71 marks however one candidate Smt. Sarika Dudhe has secured 66.88 marks. Out of 4 posts as pointed by learned Advocate Shri Dharurkar submits that one post is reserved for Directorate of Medical Education and Research and one for private.

4. The learned C.P.O clarifies that the one post of Directorate of Medical Education and Research which is reserved for scheduled caste is filled up by Smt. Sarika Dudhe. The learned C.P.O. submits that by publishing the select list no breach of any rule or procedure has occurred.

5. In view of these submissions, we don't find any need to adjudicate upon the issue of restriction of passing from the other State. We find that nothing remains in this matter so interfering is not required.

6. O.A. is accordingly disposed off.

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**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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Date : 14.01.2021

O.A.No.269 of 2020 (Aurangabad)

N.P. Kawthalkar ... Applicant

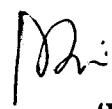
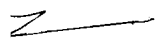
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.D. Joshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. O.A. is placed on board in view of precipe submitted by learned Advocate for the Applicant instructing to withdraw this matter. The same is marked as Exhibit-1.

3. In view of this, the O.A. is allowed to be withdrawn and disposed off.

 Sd/- 

**(Mridula Bhatkar, J.)
Chairperson**

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 14.01.2021

**O.A.No.21 of 2021
(Through video conferencing)**

L.B. Choudhari ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.G. Salunkhe, learned Advocate for the Applicant and Shri Mahajan, learned Chief Presenting Officer for the Respondents.

2. The Applicant who is working at present as Executive Engineer prays that the Respondent be directed to implement the order dated 13.11.2020 and 14.12.2020.

3. By order dated 13.11.2020 the applicant was promoted to the post of Superintending Engineer from the post of Executive Engineer and by order dated 14.12.2020 he was given posting to Prima Minister Scheme, Aurangabad.

3. The learned Counsel Mr. Salukhe points out clause No.5 of his order of posting dated 14.12.2020, wherein he is directed to join within one month from today i.e. 14.01.2021. The learned Counsel Shri Salunkhe further points out letter dated 31.12.2020 issued by Deputy Secretary, Rural Development, wherein it is mentioned that one Mr. C.P. Jawale Superintending Engineer was from Pune and one person R.R. Hande who is Superintendent Engineer is given additional charge of the said post until further orders.

5. The learned Counsel Salunkhe submits that the applicant could not take charge till today because post at Aurangabad was not vacant.

6. The learned C.P.O. submits that the post of Superintending Engineer is to be given to the applicant after approval of the Hon'ble the Chief Minister.

7. In view of the submission that the clause no.5 in order dated 14.12.2020 is made not applicable to the present Applicant, within 4 weeks the clear vacant posting and permission be given to the applicant to join the post and thereafter immediately the applicant to take posting.

8. With this the O.A. is allowed.

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

O.A. No.1129 of 2019 with M.A. No.680 of 2019

U.D. Mhaske ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. The Ld. Advocate, on instructions from the applicant, submits the representations dated 17.6.2007, 12.12.2017, 11.6.2018 and 18.11.2019 made by the applicant may be decided.

3. Through these representations the applicant has been requesting to provide him the benefits of Time Bound Promotion from 20.9.2006 when he completed 12 years of service.

4. As pointed out earlier the applicant did not pass the eligibility examination and therefore there was no question of considering him for giving the necessary promotion in the year 2006. He however, completed his 45 years of age on 31.7.2014. Accordingly by order 6.8.2018 he has been given promotion from 1.8.2014.

5. In view of the above, nothing remains in the present OA and MA for condonation of delay and no interference is required in the orders passed by the respondents as the same is legal and just.

6. OA and MA are therefore disposed off accordingly.

Sd/-
(P.N. Dixit)
Vice-Chairman
14.1.2021

(sgj)

**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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14.01.2021

O.A 369/2020

Shri A.T Patil ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.D Patil, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned counsel submits that he is directed by the applicant to withdraw the O.A.

3. Allowed to withdraw granted. O.A stands disposed of as withdrawn.

Sd/-
(K.N. DIXIT)
Vice-Chairman (A)

Sd/-
**(Mridula Bhatkar, J.)
Chairperson**

Akn

**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>14.01.2021</u></p> <p align="center"><u>O.A 487/2020</u></p> <p>Dr R. Raut & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Sonali Pawar holding for Shri Akshay Kapadia, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel submits that by order dated 23.8.2019 passed in the case of Omkumar M. Tompe and Pankaja Waghmare in O.A 924/2017, this Tribunal has directed the Respondents to grant them benefit under Career Advancement Scheme (C.A.S). The applicants who are Assistant Professor and Librarian are similarly situated and therefore learned counsel prays that the applicants are also entitled to same benefit. Learned counsel for the applicants submits that G.R dated 26.9.2019 Government is issued in case of Omkumar M. Tompe & Pankaja Waghmare.</p> <p>3. Learned C.P.O seeks time to file affidavit in reply. Time granted. While filing reply the decision dated 23.8.2019 in the case of Omkumar M. Tompe & Pankaja Waghmare, (O.A 924/2017) is to considered</p> <p>4. S.O 11.2.2021.</p> <p align="center">Sd/- (P.N. Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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14.01.2021

M.A 305/2020 in O.A 271/2017 with O.A 534/2017

Shri M.R Deshmukh [O.A 271/2017]
 Shri S.P Ingale [O.A 534/2017]... Applicants
 Vs.
 The State of Maharashtra & Ors ... Respondents

1. Heard Shri C.T Chandratre, learned advocate for the applicant in O.A 271/2017, Shri D.V Sutar, learned advocate in O.A 534/2017 and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. O.A 534/2017 was not on Board. The same was taken on Board today at the request of learned advocate for the applicant.

3. Learned P.O submits that Government has received report from Forensic Laboratory on 25.11.2019. Learned P.O files Additional Affidavit in reply dated 2nd September, 2020 of Shailendar B. Pol, Additional Commissioner of Labour, Pune along with the annexures including the FIR dated 23.6.2020 filed against the Agency under Sec 456, 467, 468, 471, 419, 420 r/w 34 of IPC, which carried out the examination for the post of Peon in Labour Department and declared the results. Learned P.O has not placed copy of the report of Forensic Department before this Tribunal.

4. As the criminal complaint is filed on the ground of forgery, the Respondents are directed to re-verify and reconsider the marks obtained by applicant in both the Original Applications and if at all they secure more than 96 marks, i.e above cut off marks, then they are to be reconsidered for the post of Peon. The entire process is to be completed on or before 10.2.2021. The decision taken thereon is to be communicated to the applicants within two weeks thereafter.

5. In view of above, M.A 305/2017 in O.A 271/2017 & both the Original Applications stand disposed of.

Sd/-

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

Sd/-

(Mridula Bhatkar, J.)
 Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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I N

Original Application No. _____ of 20 _____

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14.01.2021

O.A 746/2020

Shri S.M Bhagwat ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.D Lonkar with Shri M.V Thorat, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

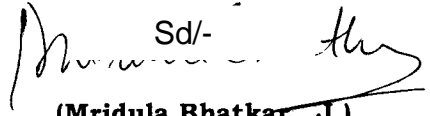
2. Learned counsel for the applicant submits that there is no necessity to add Urban Development or CIDCO as party Respondents.

3. In view of the above, matter is placed on 4.3.2021 and learned C.P.O is directed to file affidavit in reply and copy be served on the applicant two days in advance.

4. S.O to 4.3.2021.

Sd/-
(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/- 
(Mridula Bhatkar, J.)
Chairperson

**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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14.01.2021

O.A 343/2019 with O.A 353/2019

Shri Vijaykumar Sarda & Anr [O.A 343/2019]
Dr Indu D. Bhimte [O.A 353/2019]... Applicants
Vs.

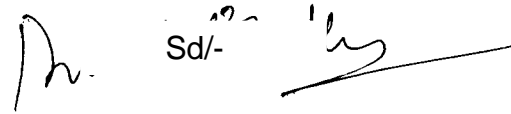
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S. D Patil holding for Shri A.A Desai, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The learned counsel for the applicants is directed to remove the objections if not removed before the next date.

3. S.O to 11.2.2021.

Sd/-
(P.N Dixit)
Vice-Chairman (A)

Sd/- 
(Mridula Bhatkar, J.)
Chairperson

Akn

**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>14.01.2021</u></p> <p align="center"><u>O.A 351/2019</u></p> <p>Dr C.A Padalkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Aditi Saxena, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that O.A 341 & 356/2019 are also clubbed with present O.A as the issue involved is the same.</p> <p>3. Admit. Place for final hearing on 5.3.2021.</p> <p>Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

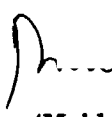
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	<p align="center"><u>14.01.2021</u></p> <p align="center"><u>O.A 804/2020</u></p> <p>Suvidha A Ambukar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri V.N Sagare, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. At the outset learned C.P.O raises objection that the Original Application is not maintainable on the ground of limitation as the cause of action has taken place on 30.12.2011, when final selection list was published.</p> <p>3. Learned counsel submits that the cause of action arose on 18.3.2020 in view of the order passed by Hon'ble High Court in W.P 1524/2020 thereby directing the applicant to approach the Tribunal.</p> <p>4. We are not satisfied with this explanation to consider as a ground for condonation of delay. There is a delay of nearly 8 years. The order passed by the Hon. High Court cannot be considered as a ground for condonation of delay, because the Writ Petition itself was filed 7 years after the cause of action.</p> <p>5. Learned counsel submits that applicant is poor and therefore he could not come to court. This is not just cause to condone the delay of 8 years.</p> <p>6. In view of the above, Original Application is dismissed. No order as to costs.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 14.01.2021

O.A.No.204 of 2020 (Aurangabad)

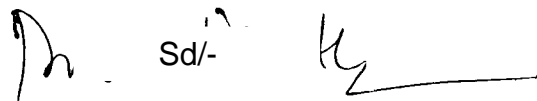
N.Y. Gaikwad ... Applicant
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. None for the Applicant.

2. O.A. is taken on board in view of letter dated 14.01.2021 received from Aurangabad instructing to withdraw this matter. Copy of the same is marked as Exhibit-1 and taken on record.

3. In view of this, the O.A. is allowed to withdraw and disposed off.

 Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 14.01.2021

O.A.No.268 of 2020 (Aurangabad)

G.M. Mehetre ... Applicant

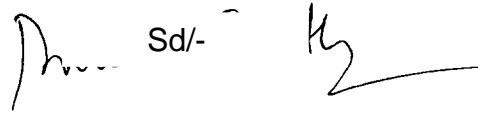
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. None for the Applicant.

2. O.A. is taken on board in view of letter dated 14.01.2021 received from Aurangabad instructing to withdraw this matter. Copy of the same is marked as Exhibit-1 and taken on record.

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Sd/- 

**(Mridula Bhatkar, J.)
Chairperson**

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date: 14.01.2021

**M.A. No.662 of 2019 & M.A. No.612 of 2019
in O. A. No.1084 of 2019**

**K.D. Salunke & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.**

1. Heard Shri S.A. Valimbe, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. All Eight Applicants have filed this two M.As. The eight Applicants are in Police service on the post of Constable and Head Constable below the rank of P.S.I.. They desire to be P.S.I.. They all have appeared for Limited Departmental Competitive Examination (L.D.C.E.) of 2016. They all have secured marks below 230. It is submitted by the learned Advocate for the Applicants that for the examination of 2016, 828 post for P.S.I. were available and those all post were filled. However, subsequently that process was challenged on the point of reservation. Thereafter, State Government took decision to remove 154 candidates of reserved categories of the post of P.S.I.. The last candidate of group of 154 had secured 230 marks in L.D.C.E., therefore 230 marks is considered the cut of mark. It was noticed that there are 636 Police personnel who had appeared for the examination of 2016 and have secured above 230 marks. Therefore, these 636 Police Constables or Head Constables were also absorbed on the post of P.S.I.. Thus it comes to the point that

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

Tribunal's orders

Original 828 post + 154 and 636 i.e. 790 additional post of P.S.I. were filled in the year 2016 by virtue of examination. In the year 2017 another L.D.C.E. examination was conducted and all eight candidates had appeared for 2017 examination. However, they did not pass the examination and therefore they were not considered as eligible for the post of P.S.I.

3. Learned C.P.O. pointed out that earlier some Police Constables have filed Application before the Aurangabad Bench of this Tribunal and Aurangabad Bench has stayed on 18.10.2019 to filling the post of 636 candidates. Subsequently the matter was taken before the Hon'ble High Court of Bombay at Aurangabad Bench by the affected candidates and therefore she needs to procure all the orders of Hon'ble High Court of Bombay at Aurangabad Bench and also of Maharashtra Administrative Tribunal, Aurangabad Bench for her submission.

4. Learned Advocate for the Applicant makes submission as of today 636 candidates have not been sent for training but the medical examination of 636 candidates is over in August or September 2019.

5. At the outset we make clear to learned Advocate to specify on the point of Locus of these eight candidates. As all these eight candidates had appeared in 2017 examination of L.C.D.E. and could not clear as they have exhausted one opportunity.

6. S.O. to 25.02.2021.

Sd/-

(P.N. Dixit)
Vice-Chairman

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson

**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: 14.01.2021</p> <p align="center">M.A. No.483 of 2019 in O. A. No.872 of 2019</p> <p>S.J. GorveApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has moved this application for Condonation of delay of three years and two months in this case. 3. Heard Advocate for the Applicant and learned P.O. on 12.01.2021. At the request of the learned Advocate that he wanted to prepare himself, the matter was adjourned, matter is fixed today. Though the matter was heard too long on 12.01.2021. 4. Today, learned Advocate for the Applicant informs that the Applicant has undergone the cataract operation and he is not in a position to come to give instructions. 5. Thus reason of not arguing the matter further is found not sound to grant any further adjournment for preparation. 6. Learned Advocate for the Applicant submits that as he was removed from the service he was undergone depression and his financial position is so bad that his daughter cannot take higher education.

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

Tribunal's orders

7. The Applicant is removed from service on 10.01.2010, thereafter he had challenged the order of removal of service before Appellate authority in the year 2012 in Appeal thereafter again he filed the Appeal 2nd time and he was dismissed on 31.07.2015. Against the said order the Applicant ought to have filed the proceeding before this court till 30.07.2016. However, he filed the O.A. alongwith M.A. for Condonation of delay on 28.07.2019 praying the Condonation of delay of three years and two months.

8. On perusal of Application we have not come across any just and sufficient cause to condone the delay.

9. The reason of financial crises also cannot be accepted for such long delay. Hence Dismissed.

Sd/-

(P.N. Dixit)
Vice-Chairman

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 14.01.2021

O.A.No.768 of 2020

D. T. Katke

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri Talekar, learned Counsel for the Applicant and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. This matter is transferred from the file of Hon'ble Chairperson and today for the first time, it is listed before this Tribunal.
3. Perusal of file reveals that the Hon'ble Chairperson declined interim relief by order dated 18.12.2020 and adjourned the matter to 25.02.2021. However, perusal of another order dated 22.12.2020 reveals that the matter was preponed to 14.01.2021.
4. Shri Talekar, learned Counsel for the Applicant submits that while hearing the matter on interim relief, the Respondents mislead the Tribunal. He wants to file additional short Affidavit of the Applicant along with documents.
5. Whereas, learned C.P.O. seeks two weeks time for filing reply to O.A.
6. Learned Counsel for the Applicant submits that the Applicant is transferred mid-term and mid-tenure and matter needs to be heard expeditiously since the issue of interim relief is already decided. Now, it would be better to decide the O.A. on merit.
7. Learned C.P.O. is directed to file reply within two weeks without fail so that matter can be decided expeditiously.
8. S.O. to 28.01.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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

Tribunal's orders

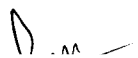
Date : 14.01.2021

O.A.No.764 of 2020

P. P. HikkeApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. There seems to be certain office objections. However, Shri A. V. Bandiwadekar, learned Counsel for the Applicant undertakes to remove the objections within a week.
3. Issue notice before admission returnable on 11.02.2021.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. 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.
6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
7. 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. 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.

9. S.O. to 11.02.2021.


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 : 14.01.2021</p> <p align="center">O.A.No.803 of 2020</p> <p>R. D. KhaireApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M.B. Kadam holding for Shri S.S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant submits that he has instruction from Advocate Shri S.S.Dere to withdraw O.A. and seeks permission to withdraw O.A.</p> <p>3. Allowed to withdraw O.A.</p> <p>4. In view of above, O.A. is disposed of with no order as to costs.</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 : 14.01.2021</p> <p align="center">O.A.No.33 of 2017</p> <p>Dr. C. D. PanditApplicant</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 Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. In this O.A., challenge was to the suspension order dated 05.11.2016. However, learned Counsel for the Applicant submits that the Applicant has already reinstated in service, and therefore, seeks permission to withdraw Original Application. 3. Allowed to withdraw O.A. 4. In view of above, O.A. is disposed of with no order as to costs. <p align="right">  Sd/- (A.Ā. Kurhekar) Member(J) </p>

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
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Date : 14.01.2021

M. A. No.232 of 2020 in O.A.No.66 of 2020

Dr. A. S. ManeApplicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder in Misc. Application. It is taken on record.
3. The matter is adjourned for hearing to 25.01.2021.
4. S.O. to 25.01.2021.

[^]
Sd/-

^v
(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
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Date : 14.01.2021

O.A.No.765 of 2020

T.P. Rathod ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. The learned Counsel Shri Gaurav A. Bandiwadekar submits that the applicant who is Retired Executive Engineer challenges the order of punishment dated 30.04.2015 and further order of dismissing his appeal by Respondent no.2 on 13.03.2019 and the order of review before the same authority dated 12.11.2020.

3. At the request of learned P.O. Adjourned to 18.01.2021 for filing affidavit in reply.

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

prk

**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 : 14.01.2021</p> <p>O.A.No.309 of 2020 with O.A.No.314 of 2020 with O.A.No.315 of 2020 with O.A.No.316 of 2020</p> <p>S.V. Raut (O.A.309/2020) D.B. Katkar (O.A.314/2020) B.S. Patil (O.A.315/2020) A.B. Vasvade (O.A.316/2020) ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Adjourned to 11.02.2021 by way of last chance to file reply in all the matters</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</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 : 14.01.2021</p> <p align="center">C.A.No.41 of 2020 in O.A.No.556 of 2007</p> <p>A.B. Ghodeshwar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The parties to inform the terms of settlement and furnish the matter on that date.</p> <p>3. Adjourned to 04.02.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(P.N. Dixit) (Mridula Bhatkar, J.) Vice-Chairman Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 14.01.2021

O.A. Stamp No.41 of 2021 (Aurangabad)

S.B. Takras ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. O.A. is placed on board in view of precipe submitted by learned Advocate for the Applicant instructing to withdraw this matter with liberty to file fresh application. The same is taken on record and marked as Exhibit-1.

3. In view of this, the O.A. is allowed to be withdrawn and disposed off with liberty to file afresh.

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
..... Applicant/s

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.229 of 2020 in O.A. No.504 of 2020</u></p> <p>B.R. Rajwade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The applicant has filed the above MA for condoning the delay of 16 years and 7 months in filing the above OA.</p> <p>3. Ld. PO seeks time to file reply.</p> <p>4. S.O. to 4.2.2021.</p>
	<p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(P.N. Dixit) (Mridula R. Bhakar, J.) Vice-Chairman Chairperson 14.1.2021 14.1.2021</p> <p>(sgj)</p>

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

Tribunal's orders

M.A. No.339 of 2020 in O.A. No.661 of 2017 (Aurangabad)

Shailendra S. Kapase ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Ketan Pote, learned Advocate holding for Shri Arvind G. Ambetkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. This MA is filed for transferring the above OA, which is pending at Aurangabad Bench, to Principal Seat at Mumbai for hearing disposal according to law as no Member is available at Aurangabad Bench.

3. The Aurangabad Bench of this Tribunal is non-functional as all the Members are retired and no Member either Administrative or Judicial is available. The Advocates from the Aurangabad Bench are appearing before the Principal Seat at Mumbai and requesting to transfer the matters which are to be heard urgently. Under these peculiar circumstances, at present, no application under Section 25 of The Administrative Tribunals Act, 1985 is required for transfer of cases from one Bench to another till appointment of Members at Aurangabad Bench of this Tribunal.

4. In view of the above, OA No.661 of 2017 is transferred from Aurangabad Bench to Mumbai for hearing and disposal according to law.

5. MA disposed off accordingly. OA adjourned to 12.3.2021.

Sd/-

(P.N. Dixit)
Vice-Chairman
14.1.2021

(sgj)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
14.1.2021

**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
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M.A. No.11 of 2021 in O.A. No.27 of 2021

Y.G. Lawande ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. The applicant has filed the above MA for condoning the delay of 1 year and 11 months in filing the above OA.

3. Ld. PO seeks time to file reply.

4. S.O. to 22.1.2021.

Sd/-

Sd/-

(P.N. Dixit)
Vice-Chairman
14.1.2021

(Mridula R. Bhatkar, J.)
Chairperson
14.1.2021

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s
(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A. No.754 of 2020</u>
	B.S. Pawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents
	Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. Smt. Punam, Mahajan, learned Advocate for the Applicant has filed the leave note.
	3. S.O. to 9.2.2021.
	Sd/- Sd/-
	(P.N. Dixit) (Mridula R. Bhatkar, J.) Vice-Chairman Chairperson 14.1.2021 14.1.2021
	(sgj)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>M.A. No.338 of 2020 in O.A. No.225 of 2018 (Mumbai)</u> <u>(O.A. No.547/2017-Aurangabad)</u>
	Bhagwat Dadarao Sonawane ..Applicant
	Vs.
	The State of Maharashtra & Ors. ..Respondents
	Heard Shri Ketan Pote, learned Advocate holding for Shri Arvind G. Ambetkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
	2. The applicant has filed the above MA for correcting the name of applicant from 'Bhagwat Dattatray Sonawane' to 'Bhagwat Dadarao Sonawane' in the cause title of the OA and in the judgment & order dated 4.10.2018 passed in the above OA.
	3. The above correction be carried out accordingly. MA disposed off.
	Sd/-
	Sd/-
	(P.N. Dixit) Vice-Chairman 14.1.2021
	(Mridula R. Bhatkar, J.) Chairperson 14.1.2021
	(sgj)

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

Tribunal's orders

C.A. No.14 of 2020 in O.A. No.301 of 2019

Late Smt. Kalawati Dhanraj Likhar
Through Legal Heir

Shri Dhanraj Damodar Likhar

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Applicant is the legal heir of Late Smt. Kalawati Dhanraj Likhar, who retired from the post of Superintendent in the office Respondent No.3 (Principal, Institute of Printing Technology, J.J. School of Arts Campus, Mumbai). The applicant has filed this CA as the judgment and order dated 11.10.2019 passed the Single Bench of this Tribunal in the above OA is not implemented.

3. The Single Bench of this Tribunal has directed the respondents, to take decision as per merits on the communication dated 29.7.2019 within a period of two months and communication the same to the applicant within a period of two week thereafter.

4. Ld. PO submits that decision was taken on 16.12.2019 and the Government has rejected the claim. The said order was also communicated to the applicant. Ld. PO submits that there is no contempt.

5. Ld. PO seeks time to file reply.

6. S.O. to 2.3.3021.

Sd/-

(P.N. Dixit)
Vice-Chairman
14.1.2021

(sgj)

Sd/-

(Mridula R. Bhaikar, J.)
Chairperson
14.1.2021

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

Tribunal's orders

M.A. No.341 of 2020 in O.A. No.288 of 2020 (Aurangabad)

Sandip S. Markad ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Ketan Pote, learned Advocate holding for Shri Arvind G. Ambetkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. This MA is filed for transferring the above OA, which is pending at Aurangabad Bench, to Principal Seat at Mumbai for hearing disposal according to law as no Member is available at Aurangabad Bench.

3. The Aurangabad Bench of this Tribunal is non-functional as all the Members are retired and no Member either Administrative or Judicial is available. The Advocates from the Aurangabad Bench are appearing before the Principal Seat at Mumbai and requesting to transfer the matters which are to be heard urgently. Under these peculiar circumstances, at present, no application under Section 25 of The Administrative Tribunals Act, 1985 is required for transfer of cases from one Bench to another till appointment of Members at Aurangabad Bench of this Tribunal.

4. In view of the above, OA No.288 of 2020 is transferred from Aurangabad Bench to Mumbai for hearing and disposal according to law.

5. MA disposed off accordingly. OA adjourned to 12.3.2021.

Sd/-

(P.N. Dixit)
Vice-Chairman
14.1.2021

(sg)

Sd/-

(Mridula R. Bhatkar, J.)
Chairperson
14.1.2021

**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>14.01.2021</u></p> <p style="text-align: center;"><u>M.A 18/2021 in C.A 32/2020 in O.A 264 /2019</u></p> <p>Dr S.S Bhujbal ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Gaikwad, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel seeks permission to withdraw the M.A as he wants to file fresh Original Application on the ground that different criteria has been adopted while considering the case of the applicant for promotion.</p> <p>3. M.A allowed to be withdrawn.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(P.N Dixit) / (Mridula Bhatkar, J.) Vice-Chairman (A) Chairperson</p> <p style="text-align: center;">Akn</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><u>14.01.2021</u></p> <p><u>M.A 37/2020 in O.A 42/2020</u></p> <p>Shri K.N Dixit ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Misc Application is filed seeking condonation of delay of 10 months and 15 days.</p> <p>3. Learned P.O files affidavit in reply dated 4.1.2021 on behalf of Respondent no. 2. The same is taken on record.</p> <p>4. Learned counsel for the applicant seeks two weeks' time.</p> <p>5. S.O to 2.2.2021.</p> <p>Sd/-</p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>