

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>14.06.2022</u></b></p> <p align="center"><b><u>O.A 97/2016</u></b></p> <p>Dr F.A.F Shaikh &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p><b><u>Later on:</u></b></p> <p>1. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter called out at 3.00 pm. None present for the applicants.</p> <p>3. Dismissed for want of prosecution.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 14.06.2022</p> <p style="text-align: center;">O.A.No.40 of 2017</p> <p><b>T. P. Rathod</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. In this O.A., the Applicant has challenged initiation of D.E. started by charge sheet dated 25.02.2016 mainly on the ground that alleged misconduct is of the period from 2009 to 2011 but the charge sheet is issued belatedly on 25.02.2016.</li> <li>3. Learned Counsel for the Applicant has pointed out that till date Enquiry Officer has not submitted the report.</li> <li>4. Perusal of record reveals that initially by order dated 07.04.2017, the stay for passing final order was granted till filing of reply and the Government has filed reply on 02.05.2017 meaning thereby there is no stay subsequent to 02.05.2017.</li> <li>5. When specific quarry was raised to learned P.O., on instructions she submits that enquiry report is still awaited.</li> <li>6. The Applicant stands retired on 31.05.2017.</li> <li>7. In view of above, explicitly there is inordinate and huge delay in completion of D.E. which was in fact required to be completed maximum within one year in terms of Circular dated 07.04.2008. As per this Circular, if enquiry was not completed within one year, extension is required to be sought from the Administrative Head in Mantralaya. It further provides that where D.E. is not completed within five years, the Government is required to find out who is responsible for such inordinate delay and such person is required to be subjected to departmental proceeding.<sup>[P.T.O.]</sup></li> </ol>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. It is obvious from the fact that the Respondent – Principal Secretary, Public Works Department, Mantralaya, Mumbai has no control over the departmental enquires. This Tribunal has come across such inordinate and huge delay in completion of D.E. in several matters and despite specific orders, there is no improvement in situation.</p> <p>9. Due to pendency of D.E., the retiral benefits of the Applicants are withheld.</p> <p>10. We, therefore, direct to Principal Secretary, Public Works Department to explain present status of D.E. and also to explain why D.E. is not completed within the period of one year in terms of Circular dated 07.04.2008. He is further directed to apprise the Tribunal what action he proposes against the concerned responsible person for delay in completion of D.E.</p> <p>11. Affidavit be filed on 21.06.2022.</p> <p>12. Steno copy granted.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Bijay Kumar) <span style="float: right;">(A.P. Kurhekar)</span> Member (A) <span style="float: right;">Member(J)</span></p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Date : 14.06.2022 Tribunal's orders
	<p style="text-align: right;"><del>O.A.No.192 of 2017</del></p> <p><b>P. B. Patil</b> <span style="float: right;">....Applicant</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. In this O.A., the Applicant has challenged initiation of D.E. started by charge sheet dated 29.05.2015 on various grounds.</li> <li>3. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record.</li> <li>4. Perusal of record reveals that there is no stay to the D.E. therefore, it ought to have been completed and finalized by passing final order expeditiously.</li> <li>5. The Applicant stands retired on 31.05.2015 and his retiral benefits seems to have been withheld because of pendency of D.E.</li> <li>6. In view of above, explicitly there is inordinate and huge delay in completion of D.E. which was in fact required to be completed maximum within one year in terms of Circular dated 07.04.2008. As per this Circular, if enquiry was not completed within one year, extension is required to be sought from the Administrative Head in Mantralaya. It further provides that where D.E. is not completed within five years, the Government is required to find out who is responsible for such inordinate delay and such person is required to be subjected to departmental proceeding.</li> </ol>

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	<p>7. It is obvious from the fact that the Respondent – Principal Secretary, Public Works Department, Mantralaya, Mumbai has no control over the departmental enquires. This Tribunal has come across in such inordinate and huge delay in completion of D.E. in several matters and despite specific orders, there is no improvement in situation.</p> <p>8. Due to pendency of D.E., the retiral benefits of the Applicants are withheld.</p> <p>9. We, therefore, direct to Principal Secretary, Public Works Department to explain present status of D.E. and also to explain why D.E. is not completed within the period of one year in terms of Circular dated 07.04.2008. He is further directed to apprise the Tribunal what action he proposes against the concerned responsible person for delay in completion of D.E.</p> <p>10. Affidavit be filed on 21.06.2022.</p> <p>11. Steno copy granted.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Bijay Kumar) Member (A)</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 14.06.2022</p> <p align="center">M. A. No.465 pf 2021 in O.A.No.214 of 2020</p> <p>Shri S. K. Khomane <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This M. A. is heard for some time.</p> <p>3. Learned Counsel for the Applicant submits that question is of promotion to the post of Tahsildar from the post Naib Tahsildar and since O.A. is already ripe for final hearing this M.A. be heard along with O.A.</p> <p>4. The subject of promotion is not pertaining to this Division Bench.</p> <p>5. In view of above, the matter be placed before the concerned Division Bench for hearing of M.A. and O.A. together.</p> <p align="center">Sd/- <span style="float:right">Sd/-</span> (Bijay Kumar) <span style="float:right">(A.P. Kurhekar)</span> Member (A) <span style="float:right">Member(J)</span></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 14.06.2022</p> <p align="center">O.A. No.519 of 2018</p> <p>S.N. Hajare .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. None for Respondent No.5</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 16.06.2022.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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 align="center"><u>O.A. No.412 of 2022</u></p> <p>D.K. Narode ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant 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 5.7.2022. Interim relief granted by order dated 5.5.2022 to continue.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 14.6.2022</p> <p>(sgj)</p>





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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 14.06.2022</p> <p align="center">O.A.No.752 of 2017</p> <p>J. R. Dalvi <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A.V.Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter is heard quite for some time.</p> <p>3. Learned Counsel for the Applicant sought time to take instructions from his client.</p> <p>4. S.O. to 16.06.2022.</p> <p align="center">Sd/- <span style="float:right">Sd/- <sup>^</sup> <i>WA</i></span></p> <p align="center">(Bijay Kumar) <span style="float:right">(A.P. Kurhekar)</span> Member (A) <span style="float:right">Member(J)</span></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 : 14.06.2022
	<p align="center">M. A. No.43 of 2018 with M. A. No.511 of 2021 with M. A. No.113 of 2022 in O.A.No.1103 of 2017</p> <p>S. S. Chavan DR. S. N. Joshi <span style="float: right;">...Applicants</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants in O.A., Shri M. D. Lonkar, learned Counsel for the Applicants in M.A. No.113/2022 and Shri S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. These Misc. Applications are filed for direction in the matter of promotion. As such substantial issue of promotion is in O. A. No.1103/2017 which is corelated with relief claimed in M.A.</p> <p>3. In view of above, we are of the <sup>concerned</sup> opinion that these Misc. Applications are required to be heard together since O.A. is already ripe for final hearing.</p> <p>4. The Registrar is, therefore, directed to place the matter before appropriate bench.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Bijay Kumar) <span style="float: right;">(A.P. Kurhekar)</span> Member (A) <span style="float: right;">Member(J)</span></p> <p align="center">vsm</p>

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	<p><b>Date : 14.06.2022</b></p> <p style="text-align: center;"><b>M.A. No.270 of 2022 in O.A.No.960 of 2021</b></p> <p><b>S.S.A. N. Ali</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</li> <li>2. The Applicant has filed present O.A. for promotion to the post of Commandant. He claims that he is the senior most in the cadre of Assistant Commandant and suitable for promotion.</li> <li>3. Learned Counsel for the Applicant contends that the Applicant's review at the age of 55 was not taken at the appropriate time and it hampered and delayed the chances of promotion of the Applicant.</li> <li>4. During pendency of O.A., M.A. is filed for direction to take review of the Applicant which was to be taken at the age of 55 years of employee.</li> <li>5. Today, learned C.P.O. for the Respondents stated that the process of review is already completed and the file is pending with the Minister of the department for approval.</li> <li>6. Learned C.P.O. submits that after review process now it is required to be placed before D.P.C. which will held in <del>2021</del> <sup>J.D.2</sup> August for preparing select list for the year 2021-2022.</li> <li>7. On the other hand, learned Counsel for the Applicant submits that for longer time, the Applicant is deprived of promotional benefits due to callousness of the department and prayed that short time be granted to finalize the process.</li> </ol>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. Since apparently the process of review is delayed due to sheer callousness and inordinate delay on the part of Respondents now further steps of holding D.P.C. and passing further orders of promotion is required to be undertaken without loss of further time.</p> <p>9. In view of above, this M.A. and O.A. are disposed of with following directions.</p> <p>10. The Respondents are directed to convene the special D.P.C. to consider the issue of promotion of the Applicant and then to pass appropriate order.</p> <p>11. Four weeks time is granted for holding D.P.C. from today and further three weeks time is granted for passing final order in accordance to law. No further time will be granted.</p> <p>12. M.A. and O.A. are disposed of with no order as to costs.</p> <p>Sd/-</p> <p>(Bijay Kumar) Member (A)</p> <p>vsm</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p>

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	<p align="center"><b><u>14.06.2022</u></b></p> <p align="center"><b><u>O.A 780/2021</u></b></p> <p>Shri Anil K. Jadhav ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji, holding for Shri S.S Dere, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant states that she wants to amend the Original Application and prays that she may be allowed to move application for amendment.</p> <p>3. Permission to move application for amendment granted.</p> <p>4. S.O to 21.06.2022.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</p>

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	<p><b><u>14.06.2022</u></b></p> <p align="center"><b><u>O.A 533/2022</u></b></p> <p>Smt S.R Shaikh ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant prays that the Respondents be directed to take decision about the period of suspension of the applicant from 15.7.2014 to 18.3.2017 as duty period or otherwise.</p> <p>3. Mrs Sushma Dhotre, Rationing Officer, in the office of the Respondent, is present. She states that unless the applicant make an application, the department does not take decision regarding the period of suspension.</p> <p>4. Learned counsel for the applicant submits that the applicant has already filed application dated 5.4.2017 to the Respondent to take decision about the period of suspension undergone by him.</p> <p>5. The Respondent is directed to take decision on the representation dated 5.4.2017 made by the applicant about the period of suspension from 15.7.2014 to 18.3.2017 on or before 30.6.2022 and communicate the decision to the applicant within one week thereafter.</p> <p>6. Accordingly the Original Application stands disposed of.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</p>

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	<p align="center"><b><u>14.06.2022</u></b></p> <p align="center"><b><u>M.A 337/2022 in O.A 5 35/2022</u></b></p> <p>Smt Sana R. Shaikh ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Misc Application is filed seeking condonation of delay of 3 ½ months.</p> <p>3. Learned counsel for the applicant submits that the cause of action arose on 31.7.2019. So there was a period till 30.7.2020. However, due to Covid-19 Pandemic and also due to the order of the Hon'ble Supreme Court by order dated 10.1.2022 in M.A 21/2022 in M.A 665/2021 in Suo Motu W.P (C) No. 3/2020 has directed that the period of limitation is extended till February, 2022. Thus, there is a delay of 3 ½ months.</p> <p>4. Learned P.O submits to the order of the Court.</p> <p>5. In view of the above, Misc Application seeking condonation of delay is allowed.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</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 style="text-align: center;"><u>O.A. No.549 of 2022</u></p> <p>J.J. Deshpande ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant challenges show cause notice dated 27.5.2022 of termination wherein his services as Senior Clerk are sought to be terminated on the ground that he is not eligible in the requisite sports quota and therefore the Government has issued show cause notice of intimation that he has deceived the Government by applying in the reserved quota when he was not eligible for the same and therefore why his services are not to be terminated.</p> <p>3. Ld. Advocate for the applicant submits that applicant was appointed on 26.12.2007 as Clerk Typist and then he was promoted to the post of Senior Clerk on 5.9.2013 and till May, 2022 he is working as Senior Clerk and now the respondents have given him this notice of intended termination of service. The applicant has filed reply dated 7.6.2022 to the show cause notice. Ld. Advocate for the applicant submits that the applicant has resigned from earlier service and joined this service. Ld. Advocate submits that notice of OA to the respondents is given on 10.6.2022.</p> <p>4. Ld. CPO submits to the orders of the Tribunal.</p> <p>5. In view of the prayers and the facts we are inclined to protect the services of the applicant. The respondents are directed to decide the representation/reply of the applicant dated 7.6.2022 within two months by reasoned order and communicate the decision to the application within two weeks thereafter and for a further period of two weeks the services of the applicant are protected, totaling a period of three months. OA disposed off accordingly.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span></p> <p style="text-align: center;">Member (A) <span style="float: right;">Chairperson</span></p> <p style="text-align: center;">14.6.2022 <span style="float: right;">14.6.2022</span></p> <p>(sgj)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: center;"><b>Tribunal's orders</b> <b>Date : 14.06.2022</b></p>
	<p style="text-align: center;"><b>O.A.No.750 of 2021</b></p> <p>M.S. Rathod .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.V. Waghmare, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that today she has filed affidavit-in-reply and also served copy to leaned Advocate.</p> <p>3. Learned Advocate submits that he does not wish to file rejoinder.</p> <p>4. Matter is admitted and kept for final hearing on 21.06.2022.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member(A)</b> prk</p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

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

Tribunal's orders

**Date : 14.06.2022**

**O.A.No.53 of 2015**

D.G. Deshmukh .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. to call the concerned officer from P.W.D. along with the file of O.A.No.53/2015 and also along with O.A.467/2010 with O.A.648/2010 with M.A.No.173/2011 with O.A.No.648/2010 with O.A.No.1078/2010 with O.A.No.1230/2010 for instructions.

3. Time granted Adjourned to 21.06.2022

Sd/-

(Medha Gadgil)  
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p><b>O.A.No.63 of 2016</b></p> <p>A.B. Bansode .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. R.G. Panchal to take note that matter will be heard tomorrow i.e. on 15.06.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) / Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p><b>O.A.No.1033 of 2015 with M.A.No.330 of 2022</b></p> <p>T.D. Tayade .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Mr. Bhushan A. Bandiwadekar submits that in place of learned Advocate Mr. S.D. Rankhambe his name be shown on the board.</p> <p>3. Learned Advocate Mr. Bandiwadekar has filed M.A.No.330/2022 for amendment in O.A. by which he has consolidated and added the reliefs in more organized manner therefore he prays that M.A. is to be allowed.</p> <p>4. Learned P.O. submits to the orders of the Tribunal.</p> <p>5. M.A.No.330/2022 is hereby allowed. Amendment is to be carried out within one week and copy to be furnished to learned P.O. Thereafter two weeks time granted to learned P.O. to file affidavit-in-reply.</p> <p>6. Learned Advocate further prays for adding the detailed address of Respondents No.3 and 4.</p> <p>7. Registry to take note that the name of learned Advocate Mr. Bhushan A. Bandiwadekar be mentioned in place of learned Advocate Mr. S.D. Rankhambe.</p> <p>6.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p><b>(Medha Gadgil)</b> Member(A)</p> <p><b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

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

Tribunal's orders

**Date : 14.06.2022**

**R.A.No.1 of 2017 in O.A.No.428 of 2016**

The State of Maharashtra & Ors.

....Applicants (Org. Resps)

Vs.

R.Y. Kamble

....Respondents (Org. Appls)

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Applicants (Org. Respondents). None for the Respondents (Org. Applicants).

2. Learned P.O. Ms. K.S. Gaikwad has submitted written dated 11.06.2022 explanation of learned P.O. Ms. N.G. Gohad and also resignation of learned P.O. Ms. N.G. Gohad. Taken on record. The Principal Secretary, Law and Judiciary Department to take note that as Ms. N.G. Gohad has resigned now and there are only three Presenting Officers and one Chief Presenting Officer. It is very difficult for the office of C.P.O. to take load of the matters which are appearing every day before the Benches in the M.A.T. The Principal Secretary, Law and Judiciary Department to take steps for appointment of Presenting Officers and do needful.

3. In the R.A. Notification was not placed before this Tribunal. It was the matter pertaining to 5% reduction in the pension. The order of the Tribunal in the O.A. was passed on 09.04.2016 and in view of the fact that the matter is old it is proper to close this review. Hence, Review Application is dismissed.

Sd/-

(Medha Gadgil)  
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p style="text-align: center;"><b>O.A.No.912 of 2015</b></p> <p>S.G. Deshmukh &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. Bhushan A. Bandiwadelar, learned Advocate for the Respondents No.38.</p> <p>2. Learned Advocate Mr. M.R. Patil appearing for Respondents No.19, 44, 27 and 31 is absent.</p> <p>3. It was informed to the Tribunal that in the matters of learned Advocate Mr. M.R. Patil generally learned Advocate Mr. U.V. Bhosale appears.</p> <p>4. Learned Advocate Mr. Bhosale submits that learned Advocate Mr. Patil has sent letter to these Respondents that he is not appearing for these persons therefore Mr. Bhosale is also not appearing for these Respondents.</p> <p>5. P.W.D. is directed to communicate the Respondents No.19, 44, 27 and 31 to inform the whereabouts of these Respondents on the next date.</p> <p>6. Concerned Advocate to take note that matter will go ahead on next date. Matter is adjourned to 21.06.2022.</p> <p style="text-align: center;">/ \</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p style="text-align: center;">prk <span style="float: right;">[P.T.O.]</span></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><b><u>14.06.2022</u></b></p> <p align="center"><b><u>M.A 276/2022 in O.A 422/2022</u></b></p> <p>Shri K.M Dhanshetti ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan , learned advocate for the applicant and Ms Archana B.K, learned P.O 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 12.7.2022.</p> <p>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.</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. S.O to 12.7.2022.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>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><b><u>14.06.2022</u></b></p> <p align="center"><b><u>M.A 276/2022 in O.A 422/2022</u></b></p> <p>Shri K.M Dhanshetti ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan , learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Misc Application is filed seeking to condone the delay of 5 months. Learned counsel submits that cause of action arose on 11.12.2019 as he has challenged the order of recovery dated 11.12.2018. Learned counsel for the applicant submits that due to Covid-19 Pandemic the Hon'ble Supreme Court by order dated 10.1.2022 in M.A 21/2022 in M.A 665/2021 in Suo Motu W.P (C) No. 3/2020 has directed that the period of limitation is extended till February, 2022 and hence there is delay of 5 months.</p> <p>3. Learned P.O submits to the order of this Court.</p> <p>4. In view of the above, Misc Application seeking condonation of delay of five months is allowed.</p> <p align="right">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>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 align="center"><u>O.A. No.798 of 2020</u></p> <p>S.G. Kamble ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.K. Hande, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files additional affidavit dated 11.6.2022 and the same is taken on record.</p> <p>3. S.O. to 5.7.2022.</p> <p align="right">Sd/- (<del>Medha</del> Gadgil) Member (A) 14.6.2022</p> <p>(sg)</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>O.A. No.299 of 2022</u></p> <p>R.B. Pawar ..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. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 28.6.2022 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 14.6.2022</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>O.A. No.172 of 2022</u></p> <p>Dr. S.V. Kachare ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Vaishali K. Jagdale holding for Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 5.7.2022 for final hearing with liberty to file rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 14.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.As. No.305 to 308 of 2022</u></p> <p>M.P. Patil &amp; Ors. (OA No.305/2022)  M.P. Rao &amp; Ors. (OA No.306/2022)  G.D. Gaikwad &amp; Ors. (OA No.307/2022)  G.D. Chaudhari (OA No.308/2022) ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, 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 5.7.2022. Interim relief granted by order dated 2.5.2022 in OAs. No.305/2022, 307/2022 &amp; 308/2022 to continue.</p> <p align="right">Sd/-  (Medha Gadgil)  Member (A)  14.6.2022</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><b>Date: 14.06.2022</b></p> <p style="text-align: center;"><b>C.A. No.39 of 2019 in O.A. No.216 of 2016</b></p> <p><b>A.P. Charate</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. The Applicant and his Advocate both are absent.</li> <li>2. Smt. K.S. Gaikwad learned Presenting Officer for the Respondents is present.</li> <li>3. Learned P.O. Smt. K.S. Gaikwad submits that being aggrieved by the order passed by this Tribunal in O.A. No.216/2016 Government has filed Writ Petition before Hon'ble High Court wherein learned Advocate for the Applicant appeared and made a statement that he will not press this contempt proceeding before Tribunal.</li> <li>4. In view of above, adjourned for four weeks.</li> <li>5. Learned P.O. is directed to appraise the Tribunal about the status of Writ Petition by next date.</li> <li>6. S.O. to 12.07.2022.</li> </ol> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p><b>(Bijay Kumar)</b> Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p><b>(A.P. Kurhekar)</b> Member (J)</p> </div> </div> <p style="margin-top: 20px;">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><b>Date: 14.06.2022</b></p> <p style="text-align: center;"><b>M.A. No.128 of 2021 in O.A. No.212 of 2021</b></p> <p>V.G. Davari .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. The Applicant and his Advocate both are absent.</li> <li>2. Smt. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent is present.</li> <li>3. Shri M.V. Thorat, learned Advocate for the Respondent No.2 is present.</li> <li>4. On request of learned P.O. two days time is granted to file Affidavit-in-Reply to M.A.</li> <li>5. S.O. to 16.06.2022.</li> </ol> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p><b>(Bijay Kumar)</b> Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p><b>(A.P. Kurhekar)</b> Member (J)</p> </div> </div> <p style="margin-top: 20px;">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><b>Date: 14.06.2022</b></p> <p align="center"><b>M.A. No.270 of 2022 in O.A. No.960 of 2021</b></p> <p><b>S.S.A.N. Ali</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. O.A. is filed for promotion for the post of Commandant. The Applicant is retiring in next six months but till date his case is not considered for promotion for want of review which was to be taken at the age of 55 years of the candidate.</p> <p>3. Learned Advocate for the Applicant submits that the Applicant is Sr. most in the cadre of Assistant Commandant and fit for promotion.</p> <p>4. This M.A. is filed for direction to the Respondent to complete review. As per order dated 05.05.2022 passed by Division Bench directions were given to the Principal Secretary, Home Department should complete review of the Applicant on or before 14.06.2022.</p> <p>5. Learned P.O. on instructions today submits that review is taken and file is before Minister for approval.</p> <p>6. Since, the Applicant is retiring in next six months and he seems to be Sr. most candidate in the cadre of Assistant Commandant the process of promotion ought to have been completed well in advance and review have to be taken at the age of 55 years but it was not taken for more than 3 years and it is after filling of this O.A. review seems to have been taken, this shows <i>[P.T.O.]</i></p>

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

Tribunal's orders

inordinate delay on the part of Respondent No.2, though promotion is not a vested right but consideration for promotional post is right of employee <sup>DAI</sup> it cannot be deprived or kept in abeyance in such a manner. <sup>M. H. D. cannot be</sup>

7. Learned P.O. is therefore directed to appraise the Tribunal by 02.30 p.m. as to how much time is required for holding D.P.C. so that necessary orders can be passed in the matter.

Sd/-

(Bijay Kumar)  
Member (A)

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

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.547 of 2022</u></p> <p>V.B. Waghmare ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to add General Administration Department as party respondent.</p> <p>3. Leave granted. Amendment be carried out forthwith and amended copy of OA be served on added respondent and all concerned.</p> <p>4. The applicant challenges reversion order dated 29.4.2022. GAD to verify the certificate whether examination of Hindi Uttama from Mumbai Hindi University is equivalent to SSC Examination.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 28.6.2022. The respondents are directed to file reply.</p> <p>7. 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>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 14.6.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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.546 of 2022</u></p> <p>J.M. Khandzode ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to add General Administration Department as party respondent.</p> <p>3. Leave granted. Amendment be carried out forthwith and amended copy of OA be served on added respondent and all concerned.</p> <p>4. The applicant challenges reversion order dated 29.4.2022. GAD to verify the certificate whether examination of Hindi Uttama from Mumbai Hindi University is equivalent to SSC Examination.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 28.6.2022. The respondents are directed to file reply.</p> <p>7. 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>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 14.6.2022</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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.545 of 2022</u></p> <p>Ganpat B. Udeg ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to add General Administration Department as party respondent.</p> <p>3. Leave granted. Amendment be carried out forthwith and amended copy of OA be served on added respondent and all concerned.</p> <p>4. The applicant challenges reversion order dated 29.4.2022. GAD to verify the certificate whether examination of Hindi Uttama from Mumbai Hindi University is equivalent to SSC Examination.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 28.6.2022. The respondents are directed to file reply.</p> <p>7. 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>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 14.6.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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>O.A. No.542 of 2022</u></p> <p>Dr. D.N. Kawale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.D. Sugdare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant challenges his letter of refusal wherein he has been declared as disqualified for the post of Associate Professor in Anatomy, Government College, Satara on the ground that he does not have requisite experience of four years from recognized Medical College. Moreover, his work experience in Dental College has not been taken into consideration for counting experience in Anatomy.</p> <p>3. Ld. CPO on instructions states that the advertisement dated 8.10.2021 issued by the MPSC provides that the qualification required for Associate Professor are as Assistant Professor in the subject for four years in a permanent/approved/recognized medical college/institution with one Research publication. As per their record the candidate has necessary qualification of 2 years and 11 months in Medical College as against the requirement of 4 years. Hence, he is not qualified for being calling for interview.</p> <p>4. In view of the submission the applicant does not have requisite experience. In view of the limited relief sought in the matter, the cause of action does not survive. Hence, OA is disposed off at the admission stage itself.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 14.6.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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>O.A. No.540 of 2022</u></p> <p>V.B. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this case the applicant challenges general merit list dated 31.5.2022 in respect of Maharashtra Civil Engineering Services Mains Examination 2020 in which his name has been shown from the unreserved category instead of EWS category. Ld. Advocate for the applicant submits that applicant had paid the requisite examination of Rs.276/- and Rs.344/- for preliminary as well as mains examination respectively which is the fees required to be paid by reserved candidate. He further pointed out that while filling up the mains examination form he had uploaded his EWS certificate so that he would be considered from said category.</p> <p>3. Ld. CPO submits that applicant had not exercised his option belonging to EWS category while filling up the form and the status automatically came as unreserved.</p> <p>4. We therefore direct MPSC to verify from applicant's application dated 20.6.2021 giving option whether he has uploaded his form and exercised his option.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 21.6.2022. The respondents are directed to file reply.</p> <p>7. 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</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open!</p> <p>9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 14.6.2022</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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>O.A. No.450 of 2022</u></p> <p>V.P. Thakur ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Abhijeet U. Pawar holding for Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, 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 12.7.2022. 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 align="center">Sd/- (Medha Gadgil) Member (A) 14.6.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 14.6.2022</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"><b><u>13.06.2022</u></b></p> <p align="center"><b><u>O.A 372, 373 &amp; 374/2020</u></b></p> <p>J.K Khetre [O.A 372/2022] P.A Lad [O.A 373/2020] B.K Nagare [O.A 374/2020] ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</li> <li>2. Learned counsel for the applicants is granted time to find out the law of the Hon'ble High Court or the Hon'ble Supreme Court on the point that once the reservation is availed off and a person is appointed temporarily in Government service, he can again avail of the benefits of reservation.</li> <li>3. Both the parties are directed to make statement as on today whether the applicants are working and on which posts.</li> <li>4. Learned counsel for the applicants' seek one weeks' time. However, it is not possible to grant one weeks' time.</li> <li>5. Matter is adjourned to 16.6.2002.</li> </ol> <p align="center">Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p align="center">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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


(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	<b>13.06.2022</b> Tribunal's orders
	<p style="text-align: center;"><b><u>C.A 14/2022 in O.A 343/2021</u></b></p> <p>S.G Rajput &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is busy in other Court and hence matter is fixed on 16.6.2022.</p> <p>3. S.O to 16.6.2022.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member (A) <small>Akn</small></p> <p style="text-align: center;">Sd/-  <b>(Mridula Bhatkar, J.)</b> Chairperson</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>O.A. No.799 of 2021</u></p> <p>U.R. Shinde &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>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. Ld. CPO seeks time to file reply on behalf of respondent no.2.</p> <p>3. S.O. to 20.6.2022 by way of last chance.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 13.6.2022 13.6.2022</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>O.A. No.97 of 2016</u></p> <p>Dr. F.A.F. Shaikh &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Matter called out. Neither Ld. Advocate for the applicants nor applicants are present.</p> <p>3. In all fairness matter will be called out at 3.00 p.m. in the second sitting. If none appears for the applicants, matter will be dismissed for want of prosecution.</p> <p>4. S.O. to 3.00 p.m.</p> <p align="center">Sd/- _____ (Mridula Gadgil) Member (A) 14.6.2022 (sgj)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 14.6.2022</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.22 of 2022 in O.A. No.200 of 2021</u></p> <p>S.R. Bagde &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants are directed to go to the office of respondent no.2 and submit the papers. The respondents to file affidavit in reply within two weeks.</p> <p>3. S.O. to 28.6.2022.</p> <p align="center">Sd/- Sd/</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 14.6.2022 14.6.2022</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p align="center"><b>O.A.No.53/2020 with O.A.No.54/2020 with O.A.No.217/2020</b></p> <p>S.U. Sonawane (O.A.53/2020) N.D. Trigune (O.A.54/2020) N.S. Kalyansheeti (O.A.217/2020) ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Arjun Patil, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Affidavit-in-reply is already filed. Matter is admitted and kept for final hearing.</p> <p>3. Adjourned to 26.07.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p align="center"><b>O.A.No.730 of 2018</b></p> <p>B.I. Fulari .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Shaikh Abdul Azim Mohammad Hanif i/b. Mr. Shashank C. Mangle, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this matter delay M.A.No.409/2018 was filed for condonation of delay which was rejected by the Single Bench of this Tribunal by order dated 22.04.2019 passed. The said order was set aside by the Division Bench of the Hon'ble High Court by order dated 20.10.2021 in Writ Petition No.6412 /2021 and remanded the matter back to this Tribunal. Now this being the subject matter of Time Bound Promotion the matter is placed before us.</p> <p>3. The learned P.O. seeks time to file affidavit-in-reply. In fact the Hon'ble High Court has given the time frame till 30.11.2021 for filing the affidavit. However it appears that till today we have not received the Writ from the Hon'ble High Court. Matter was taken up on the board on the basis of the information furnished by and the copy of the order provided by the learned Advocate Mr. Mangle.</p> <p>4. Thus we grant two weeks time to file reply to the learned P.O. to file affidavit-in-reply.</p> <p>5. Adjourned to 28.06.2022.</p> <p align="center">Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p align="center">Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson [P.T.O.]</p> <p align="left">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p><b>O.A.No.51/2020 with O.A.No.52/2020 with O.A.No.488/2019 with O.A.No.491/2019 with O.A.No.492/2019 with O.A.No.493/2019</b></p> <p>K.B. Shivsharan (O.A.51/2020) D.P. Patil (O.A.52/2020) G.R. Khandagale (O.A.488/2019) V.V. Alange (O.A.No.491/2019) D.L. Melge (O.A.492/2019) S.K. Vhanmane (O.A.493/2019) ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Arjun Patil, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. By way of last chance two weeks time granted to learned P.O. to file affidavit-in-reply.</p> <p>3. Adjourned to 05.07.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 14.06.2022</b></p> <p><b>O.A.No.416 of 2022</b></p> <p>A.S. Jage .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the representation of the Applicant dated 06.05.2022 has to be decided within two weeks i.e. on or before 19.06.2022.</p> <p>3. Matter fixed on 05.07.2022.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 14.06.2022
	<p align="center"><b>O.A.No.348 of 2022</b></p> <p>K.J. Chhoriya .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. seeks time to file affidavit-in-reply.</p> <p>3. Time granted by way of last chance.</p> <p>4. Adjourned to 05.07.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>