

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.853 of 2021</u></p> <p>V.D. Jadhav ..Applicant Vs. The State of Maharashtra & 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. PO states that reply on behalf of respondent no.4 will be filed during the course of the day and no reply is required on behalf of other respondents.</p> <p>3. S.O. to 29.3.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 15.2.2022</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 15.2.2022</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.818 of 2021</u></p> <p>V.S. Hipparkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">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. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 8.3.2022. Interim relief to continue.</p> <p style="text-align: center;">Sd/- Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.769 of 2021 with M.A. No.405 of 2021</u></p> <p>P.D. Bombe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Preeti Walimbe, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files rejoinder in OA and the same is taken on record.</p> <p>3. S.O. to 7.4.2021.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 15.2.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 15.2.2022</p> </div> </div>

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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.734 of 2021</u></p> <p>R.R. Gabhale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for the Applicant has filed Leave Note.</p> <p>3. Reply is already filed.</p> <p>4. Admit.</p> <p>5. S.O. to 29.3.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.618 of 2021</u></p> <p>J.S. Sonawane ..Applicant Vs. The State of Maharashtra & 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 states that reply will be filed during the course of the day.</p> <p>3. S.O. to 22.3.2022.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.511 of 2021</u></p> <p>S.J. Thakur ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, 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 has challenged the show cause notice for Departmental Enquiry (DE). However, the matter has reached final stage and punishment has been imposed. No interim relief was granted earlier in this case.</p> <p>3. Ld. CPO informs that DE has been completed and punishment has been imposed on the applicant.</p> <p>4. Ld. Advocate for the applicant is called upon to show how this OA survives.</p> <p>5. Ld. Advocate for the applicant is present and he has no objection in disposing off the matter.</p> <p>6. Hence, the OA is disposed off as nothing survives in this OA.</p> <p align="center"> Sd/- _____ (Medha Gadgil) Member (A) 15.2.2022 (sgj) </p> <p align="center"> Sd/- _____ (Mridula Bhatkar, J.) Chairperson 15.2.2022 </p>


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	<p align="center"><u>O.A. No.704 of 2020</u></p> <p>K.M. Patole ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 11.4.2022 for final hearing.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</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.1235 of 2019 & Ors.</u></p> <table border="0"> <tr> <td>1. M.K. Shivsaran & Ors.</td> <td>(OA.1235/19) Mumbai</td> </tr> <tr> <td>2. M.A. Deshpande</td> <td>(OA.111/2020) Mumbai</td> </tr> <tr> <td>3. L.M. Wankhede & Ors.</td> <td>(OA.224/2020) Mumbai</td> </tr> <tr> <td>4. M.P. Samag</td> <td>(OA.215/2020) A'bad With MA.49/2021 A'bad</td> </tr> <tr> <td>5. B.K. Pundlik</td> <td>(OA.443/2020) A'bad</td> </tr> <tr> <td>6. A.S. Tandale</td> <td>(OA.42/2021) A'bad</td> </tr> <tr> <td>7. A.R. Pawar & Ors.</td> <td>(OA.15/2022)</td> </tr> </table> <p style="text-align: right;">..Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Gunratan Sadavarte, learned Advocate for Applicants in OA No.1235/2019, Shri Shantanu Raktate, learned Advocate for the Applicants in OA No.224/2020, Ms. Sonali Pawar, Ld. Advocate for Applicants in OA No.15/2022 and holding in OA No.15/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Other Advocates are not present.</p> <ol style="list-style-type: none"> 2. Ld. CPO files replies in OAs. at Sr. No.3 to 7 and copies are served on other side. 3. Ms. Sonali Pawar, Ld. Advocate for applicants seeks time to file rejoinder in OA No.42/2021 & OA No.15/2022. 4. Shri Gunratan Sadavarte, Ld. Advocate for applicant in OA No.1235/2019 states that rejoinder will be filed during the course of the day. 5. Ld. Advocates requests for early hearing in the matter. 6. All the advocates are directed to complete the pleadings. 7. S.O. to 6.4.2022. <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>15.2.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>15.2.2022</p> </div> </div>	1. M.K. Shivsaran & Ors.	(OA.1235/19) Mumbai	2. M.A. Deshpande	(OA.111/2020) Mumbai	3. L.M. Wankhede & Ors.	(OA.224/2020) Mumbai	4. M.P. Samag	(OA.215/2020) A'bad With MA.49/2021 A'bad	5. B.K. Pundlik	(OA.443/2020) A'bad	6. A.S. Tandale	(OA.42/2021) A'bad	7. A.R. Pawar & Ors.	(OA.15/2022)
1. M.K. Shivsaran & Ors.	(OA.1235/19) Mumbai														
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3. L.M. Wankhede & Ors.	(OA.224/2020) Mumbai														
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<p>15/2/22</p> <p>A. P. Kurhekar, Member (J)</p> <p><u>K.R. Jagdale</u></p> <p>Member for the Applicant</p> <p><u>Archana B.K.</u></p> <p>order passed in the Tribunal's coram.</p> <p>2/3/22</p> <p><u>[Signature]</u></p>	<p>Date: 15.02.2022</p> <p align="center">M.A. No.73 of 2022 in O.A. No.738 of 2018</p> <p>C.V. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. This matter is filed in pending O.A. No.738/2018 for condonation of delay since issue of limitation was crop up in O.A.</p> <p>3. Respondents have already appeared in O.A., therefore notices of M.A. is dispensed with.</p> <p>4. On request of learned P.O. two weeks time is granted to file Reply to M.A.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 15.02.2022</p> <p align="center">O.A.No.591 of 2021</p> <p>S. A. NashikkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.4. It is taken on record.</p> <p>3. Indeed, the matter is for hearing at the stage of admission and was to be heard today itself. However, on request of learned P.O., it is adjourned for tomorrow.</p> <p>4. The matter be kept for hearing at the stage of admission.</p> <p>5. S.O. to 16.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 15.02.2022</p> <p align="center">O.A.No.275 of 2021 with O.A.No.1012 of 2021</p> <p>B. M. Kakad ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed challenging suspension order dated 13.01.2021. Thereafter, the Applicant had attained the age of superannuation and stands retired on 31.05.2021 during the period of suspension itself. Therefore, he has filed another O.A. i.e. 1012 /2021 for direction to the Respondents to release retiral benefits.</p> <p>3. In O.A.No.275/2021 reply is filed.</p> <p>4. Whereas in O.A.No.1021/2021, no reply is filed till date.</p> <p>5. Learned P.O. submits that the provisional pension is being paid, GIS is already paid and the matter is under process for grant of leave encashment and GPF.</p> <p>6. Since the Applicant stands retired on 31.05.2021, it would be necessary to find out whether criminal prosecution was initiated against him till the date of retirement so as to withhold the gratuity in terms of Rule 130 of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979.</p> <p>7. On request of learned P.O., two weeks time is granted to file reply in O.A.No.1021/2021.</p> <p>8. S.O. to 04.03.2022.</p> <p align="right">Sd/- _____</p> <p align="right">(A.P. Kurhekar) <i>[P.T.O.]</i> Member(J)</p>

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	<p>Date : 15.02.2022</p> <p align="center">O.A.No.896 of 2019</p> <p>S. P. Bidarkar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. The Applicant and his Counsel are absent, though the matter is repeatedly called in second session.</p> <p>3. Perusal of record reveals that earlier also the Applicant and his Counsel were absent. Therefore, O.A. was dismissed in default. However, later it was restored in view of order passed in M.A.No.558/2021 on payment of cost of Rs.2000/-, the matter is again fixed for hearing.</p> <p>4. However, today the Applicant and his Advocate are absent.</p> <p>5. Hence, O.A. is dismissed in default. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

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	<p>Date : 15.02.2022</p> <p align="center">O.A.No.341 of 2021</p> <p>S. B. RathodApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. sought one week time to file additional affidavit to show that recently review was taken and the decision was taken to continue suspension. She also wants to produce on record the status of D.E. by filing additional affidavit.</p> <p>3. S.O. to 02.03.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 15.02.2022</p> <p>O.A.No.663 of 2021 with M.A.No.407 of 2021 in M.A.No.425 of 2021</p> <p>K. S. AdheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms. Asawari Ghate, learned Counsel holding for Smt. Punam Mahajan, learned Counsel for the Applicant, Mrs. Mallika Pujari, learned Counsel hodlign for Shri A. B Tajane, leanred Counsel for the Applicant in M.A. No.407/2021, Shri S. S. Dere, leanred Counsel for the Applicant in M.A.No.425/2021, Smt. K. S. Gaikwad, learned Presenting Officer for the Respondent and Smt. Rekha Musale, learned Advocate for the Respondent No.2 in O.A.No.663/2021.</p> <p>2. The matter is adjourned on the ground that Advocate Smt. Punam Mahajan is unable to remain present today.</p> <p>3. The matter will be heard on next date without fail.</p> <p>4. Interim relief to continue till next date.</p> <p>5. S.O. to 25.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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
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	<p>Date: 15.02.2022</p> <p align="center">O.A. No.52 of 2022</p> <p>D.S. BandalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Asawari Ghate, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant was serving as Naib Tahildar, Sangola, Dist. Solapur. He had submitted notice of voluntary retirement by order dated 07.07.2016. The Government by order dated 09.05.2018 accepted notice of voluntary retirement subject to decision in pending D.E. Accordingly, the Applicant was voluntary retired w.e.f. 06.10.2016, as seen from order dated 09.05.2018.</p> <p>3. Later D.E. seems to have been completed and Government issued Show Cause Notice on 12.03.2019 as to why 10% pension should not be deducted for 2 years. The Applicant has submitted his Reply on 04.04.2019. However, till date though period of more than 3 years is over no final order is passed in D.E. and the Applicant is deprived of his retiral benefits.</p> <p>4. Thus, undue delay and laxity rather negligence in not finalizing D.E. is obvious on the part of Respondent No.1.</p> <p>5. Issue to Respondent No.1 – Additional Chief Secretary, Revenue and Forest Department to explain why no final order is passed in D.E. though period of more than 3 years is over.</p> <p>6. Learned P.O. is also directed to take instructions and to appraise the Tribunal.</p> <p align="right">[P.T.O.]</p>

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	<p>7. In the mean time issue notice to the Respondents before admission returnable on 24.02.2022.</p> <p>8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>9. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>11. 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.</p> <p>12. S.O. to 24.02.2022.</p> <p>13. Notice be issued by hand delivery or through post immediately.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 15.02.2022</p> <p align="center">O.A. No.84 of 2022</p> <p>S.A. MullaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is serving as Naib Tahsildar in the office of Collector, Mumbai. He has completed normal tenure of 3 years in general transfer 2021. He made representation dated 04.03.2021 for transfer to Satara District, since he is retiring in March 2024. However, his representation was not considered and his juniors were transferred. Therefore, the Applicant has approached this Tribunal.</p> <p>3. Now, general transfers of 2022 are due in May 2022. The Applicant is due to retirement in 2024 and his representation is still pending which ought to have been considered during general transfer of 2021.</p> <p>4. Learned P.O. on instructions submits that representation of the Applicant now will be considered in ensuing general transfer of May 2022.</p> <p>5. In view of above, O.A. is disposed of with direction to Respondent No.1 to consider the representation made by the Applicant dated 04.03.2021 in general transfer of May 2022 considering that he is due to retirement in 2024. If for one or other reasons general transfers are delayed, in that event representation made by the Applicant shall not be kept pending and it may^{be} decided at the end of May 2022.</p>

[P.T.O.]

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	<p>6. Respondent No.1 should note that the Applicant is due to retire in 2024 and his junior are already promoted and considering his aspect, appropriate orders be passed.</p> <p>7. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 15.02.2022</p> <p align="center">O.A.No.39 of 2022</p> <p>D.R. WadkuteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed for direction to release retiral benefits including revision of pay scale in terms of 7th Pay Commission.</p> <p>3. The Applicant stands retired on 30.06.2019 but the retiral benefits were withheld due to pendency of departmental enquiries. The Applicant, therefore initially filed O.A.No.05/2020 for direction to release retiral benefits. In that O.A., Shri Arvind Kumar, Additional Chief Secretary, Social Justice and Special Assistance Department, Mantralaya, Mumbai was directed to file affidavit explaining the delay in completion of D.E. Accordingly, he filed affidavit stating that due to Covid-19 pandemic situation and consequent lockdown, the D.Es could not be completed. O.A.No.05/2020 was accordingly disposed of by giving directions to complete the D.Es within four months. However, inquires were not completed within stipulated period.</p> <p>4. Thereafter, the Government had filed M.A.No.58/2021 with M.A.No.59/2021 for extension of time. The Tribunal by order dated 21.09.2021 granted two months further time for completion of D.Es. The said period is over but till date D.Es are not completed. [P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. It is on the above background, the Applicant has approached this Tribunal for the same relief namely direction to release retiral benefits.</p> <p>6. Indeed, once the Tribunal has disposed of earlier O.A. with specific direction and if there was no compliance, the Applicant ought to have filed Contempt Application. However, instead of filing Contempt Application, the Applicant has again filed this O.A.</p> <p>7. This matter was taken up for hearing in the morning session and learned P.O. was directed to take instructions about the status of D.E.</p> <p>8. In the afternoon session, on instruction from Shri Dinesh Dingle, Joint Secretary, Social Justice & Special Assistance Dept. submitted that one D.E. was already closed and remaining two D.Es are also on the verge of passing final order and the file is pending before the Minister. Shri Dinesh Dingle, Joint Secretary stated that he would personally pursue the file and appropriate final order will be passed in D.E. within two weeks.</p> <p>9. In view of above, this O.A. is disposed of giving liberty to the Applicant to file Contempt Application if so advised.</p> <p>10. No order as to costs.</p> <p style="text-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

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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 : 15.02.2022</p> <p align="center">O.A.No.152 of 2022</p> <p>V. N. Pawar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 02.02.2022 whereby he is sent back to Finance Department. This order dated 02.02.2022 is passed by the Respondent No.1 i.e. Tribal Development Department in which the Applicant was posted by transfer order dated 31.05.2018. 3. Learned Counsel for the Applicant has pointed out that parent department of the Applicant is Finance Department and Respondent No.1 –Tribal Development Department cannot repatriate the Applicant unilaterally without following due process of law. 4. Learned P.O. submits that in view of certain complaints against the Applicant, the Minister of Tribal Development Department passed order to send the Applicant back to Finance Department. 5. As such, <i>prima-facie</i>, the matter was placed before the Civil Services Board nor there are orders from parent department. Admittedly, the Applicant is not yet relieved. 6. In view of above, interim relief is granted in terms of prayer clause 10(a) of the O.A. <p align="right">[PTO.]</p>

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

Tribunal's orders

7. Issue notice before admission returnable on 15.03.2022.
8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
9. 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.
10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
11. 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.
12. In case notice is not collected within seven 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.
13. S.O. to 15.03.2022.

Sd/-


(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 15.02.2022</p> <p>O.A.No. 102 of 2021</p> <p>T.A. K. N. A. PathanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed affidavit in Sur-Rejoinder. It is taken on record.</p> <p>3. Learned Counsel for the Applicant sought time to go through the Sur-Rejoinder and to argue the matter.</p> <p>4. The matter is adjourned for final hearing.</p> <p>5. S.O. to 18.03.2022.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p>O.A. No.134 of 2022</p> <p>A.D. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Asawari Ghatе, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 30.06.2020. By order dated 15.01.2021 he was granted Earned Leave of 188 days which was found at his credit. However, the Applicant contends that he was entitled to 300 days Earned Leave, and therefore still entitled to remaining 112 days Earned Leave. However, after passing of order dated 15.01.2021 he has not made any such representation claiming that still 112 days Earned Leave is due. As such, unless the Applicant make the representation to that effect and there is decision, issue cannot be taken up directly by the Tribunal.</p> <p>3. In view of above, O.A. is disposed of with liberty to the Applicant to make representation to Respondent No.3 – The Joint Director, Vocational Education and Training in respect of his claim of Earned Leave of 112 days. Such representation ^{shall} be made within a month from today and on receipt of the same, Respondent No.3. -The Joint Director, Vocational Education and Training to decide the same in accordance to Rules within a month thereafter.</p> <p>4. Decision as case may be, shall be, communicated to the Applicant. If Applicant is aggrieved by the same he may avail further remedy.</p> <p>5. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 15.02.2022

O.A. No.119 of 2022

S.S. NikamApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.L. Dhone, learned Advocate holding for Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 15.03.2022.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 15.03.2022.

Sd/-

W

(A.P. Kurhekar)
Member (J)

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

Tribunal's orders

Date: 15.02.2022

O.A. No.112 of 2022

R.G. GalandeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1. It is taken on record.

3. On request of Learned Advocate for the Applicant two weeks time is granted for filing Rejoinder.

4. Respondent No.2 – Smt. Aarti Bhagwat Bansode, appeared in person and requested for grant of time to engage Advocate and to file Rely, time granted.

5. S.O. to 02.03.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

L.O.

6. In the afternoon session, the Respondent No.2 again appeared in person and filed reply. It is taken on record.

7. The interim relief granted by the Tribunal be continued till next date.

8. O.A. be kept for hearing at the stage of admission on 28.02.2022.

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
	<p>Date: 15.02.2022</p> <p align="center">M.A. No.73 of 2022 in O.A. No.738 of 2018</p> <p>C.V. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. This matter is filed in pending O.A. No.738/2018 for condonation of delay since issue of limitation was crop up in O.A.</p> <p>3. Respondents have already appeared in O.A., therefore notices of M.A. is dispensed with.</p> <p>4. On request of learned P.O. two weeks time is granted to file Reply to M.A.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p align="center">M.A. No.276 of 2021 in O.A. No.489 of 2021</p> <p>Dr. R.R. AsawaApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Dr. R.R. Asawa, Applicant-in-Person and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has tendered Affidavit-in-Reply on behalf of Respondent No.2 in O.A. It is taken on record.</p> <p>3. This matter be kept along with connected matter (M.A. No.402/2021 in O.A. No.494/2021) for hearing since in both matters common issue about grant of increment which was due on next date of retirement is involved.</p> <p>4. S.O. to 02.03.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p>O.A. No.136 of 2022</p> <p>D.M. KhutaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms. Asawari Ghate, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged transfer order dated 10.06.2021 whereby he is transferred from Bhigwan Police Station to Baramati Police Station. 3. Issue notice before admission returnable on 15.03.2022. 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 Original Application. 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 seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 15.03.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p>O.A. No.135 of 2022</p> <p>A.D. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Heard Ms. Asawari Ghate, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.2. Issue notice before admission returnable on 15.03.2022.3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.7. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.8. S.O. to 15.03.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 15.02.2022

O.A. No.80 of 2022

S.J. NandgaonkarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 15.03.2022.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 15.03.2022.

Sd/-
(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p align="center">M.A. No.40 of 2022 in O.A. No.72 of 2022 with M.A. No.41 of 2022 in O.A. No.73 of 2022</p> <p>V.H. Patil R.H. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents in O.A. No.72/2022 and Shri A.J. Chougule, learned Presenting Officer for the Respondents in O.A. No.73/2022.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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: 15.02.2022</p> <p align="center">O.A. No.72 of 2022 with O.A. No.73 of 2022</p> <p>V.H. Patil R.H. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents in O.A. No.72/2022 and Shri A.J. Chougule, learned Presenting Officer for the Respondents in O.A. No.73/2022.</p> <p>2. The matter pertains to grant of retiral benefits to Vanmajur. The perusal of record reveals that Respondent No.3 – Chief Conservator of Forest (Territorial) had already forwarded proposal dated 23.03.2021 to Respondent No.2 – Principal Chief Conservator of Forest, Nagpur. In proposal he had recommended for grant of retiral benefits to Vanmajur (Applicants). However, no further decision is taken by Respondent Nos.2 or Respondent No.1 - Government, and therefore the Applicants have filed present O.A.</p> <p>3. These O.As are filed by 43 Applicants out of whom 23 (O.A. No.73/222) are in service and O.A. No.72/2022 is filed by 16 retired Vanmajur as well as by legal heirs of 4 deceased Vanmajur. As such, though many Vanmajur are retired and some of them are dead but till date no decision seems to have been taken on the proposal forwarded by Respondent No.3 - Chief Conservator of Forest (Territorial).</p> <p>4. Learned P.O. is therefore directed to appraise the Tribunal about the decision of the Government if any, by next date so that O.A. could be disposed of by suitable direction if required.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. In the mean time issue notice to the Respondents before admission returnable on 01.03.2022.</p> <p>6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</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 Original Application. Respondents are put to notice that the case would 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. 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.</p> <p>10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>11. S.O. to 01.03.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 15.02.2022</p> <p align="center">O.A.No.343 of 2020 with 344 of 2020</p> <p>J. R. GahaneApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This matter was heard yesterday and was adjourned for today on the request of learned P.O. to take instructions from the department on the pending leave proposal and retiral benefits.</p> <p>3. Perusal of record reveals that while Applicant was serving as Child Development Project Officer, Khalapur, Dist. Raigad. He came to be suspended by order dated 12.06.2019 in view of his arrest in Crime No.19/2018. He was subjected to prolong suspension, and therefore, filed O.A.No.344/2020 on 28.07.2020. The subsequent development taken place during pendency of O.A. is that Applicant stands retired on attaining the age of superannuation on 30.09.2020, even after retirement, the retiral benefits are not paid.</p> <p>4. It appears that retiral benefits were not released because of registration of offence vide Crime No.19/2018 against him and D.E. was also proposed. However, it has now become explicit from order dated 22.10.2021 passed by the Government that in criminal offence no charge sheet is filed for want of evidence and the learned Magistrate has granted 'A' summary on 02.03.2021. It is further seen from the same order that the Government has dropped the departmental proceedings which were proposed against the Applicant.</p> <p>5. Thus, now now there is no legal hurdle for grant of retiral benefits.</p> <p>6. In so far as O.A.No.343/2020 is concerned, it was filed for declaration to grant medical leave for the period from</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>16.06.2015 to 27.11.2016. In O.A.No.343/2020, the Applicant has tendered letter dated 15.10.2018 issued by the Respondent No.2- Commissioner, Integrated Child Development Department addressed to Respondent No.1 – Principal Secretary, Human and Child Development Department stating that he has received the proposal to grant medical leave of 530 days for the period from 16.06.2015 to 26.11.2016. As per letter dated 15.10.2018 at the end on 30.06.2015, 284 Earned Leave and 300 Half Pay Leave were at his credit. There is also reference of medical fitness certificate issued by Civil Surgeon. The Respondent No.2 accordingly sent proposal to the Respondent No.1 by letter dated 15.10.2018. However, since then no decision is taken and the issue is simply pending at the level of Respondent No.1. In the meantime, the Applicant stands retired on 30.09.2020.</p> <p>7. Learned P.O. on instructions submits that the Respondent No.1 will decide the issue of leave and thereafter only papers will be processed for grant of pension.</p> <p>8. Indeed, necessary orders as the case may be, ought to have been passed by the Respondent No.1 much earlier but the department is simply sitting over the matter. The Applicant is deprived of retiral benefits for near about three years due to sheer lethargy and negligence on the part of Respondent No.1 in the matter.</p> <p>9. In view of above, both the Original Applications are required to be disposed of with suitable directions. Hence the following order.</p> <p style="text-align: center;"><u>ORDER</u></p> <p>(A) The Respondent No.1 is directed to pass appropriate order in the matter of leave proposal forwarded by the Commissioner, Integrated Child Development Department vide letter dated 15.10.2018 within four weeks from today and the decision be communicated to the Applicant.</p> <p>(B) After the decision on leave issue, the Respondent No.1 should take further necessary steps to release retiral benefits of the Applicant as per his entitlement in law and ensures release of monetary benefits within one months thereafter.</p> <p>(C) The Respondent No.1 is at liberty to call for necessary information if required from the Applicant and the Applicant shall also co-operate the department.</p> <p>(D) In view of above, both the Original Applications are disposed of with no order as to costs. 1</p> <p>(E) Steno copy granted. Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p><u>15.02.2022</u></p> <p align="center"><u>O.A 832/2021</u></p> <p>Ganesh H. Giramkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p align="center"><u>SPEAKING TO THE MINUTES</u></p> <p>1. Heard Shri S.V Waghmare, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant has filed application for Speaking to the Minutes of the order dated 14.2.2022.</p> <p>3. In para 3, line No. 9 the word 'then' to be replaced with 'date'.</p> <p>4. In para 4, line no. 2, the word 'Irrigation' to be replaced with 'Water Resources'</p> <p>5. In para 4, line no. 10, word 'Soil and Water' needs to be replaced with 'Water Resources'.</p> <p>6. In para 9, line no. 8, word 'Assistant Engineer' to be replaced with word 'Assistant Executive Engineer' (Civil), Group-A in P.W.D, subject to clearing the examination.</p> <p>7. Hence ordered accordingly.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) 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 : 15.02.2022</p> <p align="center">O.A.No.962 of 2014</p> <p>D. B. ChitaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. On request of learned P.O., the matter is adjourned for final hearing.</p> <p>4. S.O. to 28.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 15.02.2022</p> <p align="center">O.A.No.510 of 2021</p> <p>S. J. PendharkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Mehul Hartalkar holding for Smt. P. V. Pendharkar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned by way of last chance.</p> <p>3. The matter be kept for hearing at the stage of admission.</p> <p>4. S.O. to 11.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p align="center">O.A. No.1034 of 2022</p> <p>V.B. BelgeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</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. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 09.03.2022.</p> <p align="right">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>Date: 15.02.2022</p> <p align="center">O.A. No.644 of 2021</p> <p>A.J. SayyadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Nagesh Khedkar, learned Advocate holding for Shri S.K. Hande / Adv. S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today Matter is for filing Rejoinder by the same is not filed.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 16.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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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: 15.02.2022</p> <p align="center">O.A. No.758 of 2021</p> <p>A.B. SuryawanshiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents. 3. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 2. It is taken on record. 4. Adjourned for hearing at the stage of admission. 5. S.O. to 16.03.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 15.02.2022</p> <p align="center">O.A. No.974 of 2021</p> <p>S.B. ZawareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Shantanu Raktate, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 01.03.2022.</p> <p align="right">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>Date: 15.02.2022</p> <p align="center">O.A. No.940 of 2021</p> <p>S.D. SavaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Abhijit Pawar, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply by way of most last chance with specific direction that no further time will be granted.</p> <p>3. S.O. to 23.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 15.02.2022</p> <p align="center">O.A. No.1057 of 2021</p> <p>R.A. BhajanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Asawari Ghatge, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant adjourned to 24.02.2022 to satisfy the Tribunal how O.A. is maintainable.</p> <p>3. S.O. to 24.02.2022.</p> <p align="right">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>Date: 15.02.2022</p> <p align="center">O.A. No.1063 of 2021</p> <p>B.V. ChauguleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply. S.O. to 01.03.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 15.02.2022</p> <p align="center">O.A. No.1071 of 2021</p> <p>S.P. ParsekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.V. Magam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 02.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 15.02.2022</p> <p align="center">O.A. No.10 of 2022</p> <p>S.N. KakadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has tendered order issued by the Government dated 03.02.2022 whereby the transfer order dated 03.01.2022 which is under challenge in present O.A. has been cancelled by the Government at their own. Copy of order dated 03.02.2022 is taken on record and marked by letter 'X'.</p> <p>3. Thus, transfer order dated 03.01.2022 which is under challenged in present O.A. itself is cancelled by the Government.</p> <p>4. O.A. is therefore disposed of being infructuous.</p> <p>5. Interim relief stands vacated.</p> <p>6. No order as to costs.</p> <p align="right">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>Date: 15.02.2022</p> <p>O.A. No.18 of 2022</p> <p>V.K. BorhadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 02.03.2022.</p> <p style="text-align: right;">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>Date: 15.02.2022</p> <p align="center">O.A. No.35 of 2022</p> <p>B.S. DhembareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate along with Shri M.L. Dhone, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 02.03.2022.</p> <p align="right">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>Date: 15.02.2022</p> <p align="center">O.A. No.866 of 2021</p> <p>S.M. BadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 & 2. It is taken on record.</p> <p>3. The matter pertains to punishment of withholding of two increments with cumulative effect.</p> <p>4. Since pleading is complete admitted for Final Hearing.</p> <p>5. S.O. to 15.03.2022.</p> <p align="right">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>Date : 14.02.2022</p> <p>O.A.No.477 of 2021</p> <p>S.R. JadhavApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Mr. V.V. Joshi, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents</p> <p>2. Interim relief to continue till next date.</p> <p>3. Adjourned to 15.03.2022.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 15.02.2022</p> <p>O.A.No.37 of 2022</p> <p>M.P. NagareApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.L. Kulkarni, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned C.P.O. for the Respondents files affidavit-in-reply. Taken on record. Copy is served upon learned Advocate for the Applicant.</p> <p>3. The learned Advocate wants to argue on interim relief.</p> <p>4. Adjourned to 22.02.2022.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 15.02.2022</p> <p align="center">O.A.No.941 of 2021 with O.A.No.942 of 2021</p> <p>A.P. ParkheApplicant Vs. The State of Maharashtra & 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. Last chance granted to learned C.P.O. for filing affidavit-in-reply.</p> <p>3. Adjourned to 09.03.2022.</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
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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>C.A. No.50 of 2021 in O.A. No.294 of 2020</u></p> <p>M.A. Kute ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Purva Pradhan holding for Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that respondents have filed writ petition has been filed and will be circulated in the next week.</p> <p>3. S.O. to 15.3.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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>C.A. No.10 of 2020 in O.A. No.434 of 2014</u></p> <p>M.C. Gosavi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard K.R. Godbole, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that writ petition has been filed in the Hon'ble High Court and circulation has been granted.</p> <p>3. S.O. to 22.3.2022.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</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.105 of 2022</u></p> <p>Pravin D. Jain ..Applicant Vs. The State of Maharashtra & 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 the present OA, the applicant seeks promotion to the rank of Director in consonance with the order dated 7.10.2021 passed by this Tribunal in OA No.771 of 2021 filed by the applicant read with order dated 23.11.2021 issued by respondent no.1.</p> <p>3. Ld. CPO files short affidavit dated 14.2.2022 of Tanaji Raghunath Pawar, Under Secretary, Finance Department, on behalf of respondent no.1. While going through the said affidavit it came to our notice that there was some confusion in our order dated 23.11.2021 passed in OA No.535 of 2021 wherein we had directed that, "Impugned Circular dated 2.7.2021 issued by respondent no.1 is quashed and set aside."</p> <p>4. We have corrected our said order dated 23.11.2021 today by order dated 14.2.2022 in suo motu speaking to minutes, as mistake has occurred due to oversight. In view of the order in speaking to minutes, the impediment in this OA does not survive and hence we pass the following order.</p> <p>5. The respondents are directed to consider case of the applicant for promotion to the rank of Director in consonance with order dated 7.10.2021 passed in OA No.771/2021 read with order dated 23.11.2021 issued by respondent no.1, within a period of eight weeks. OA disposed off accordingly.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 15.2.2022</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 15.2.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.142 of 2022</u></p> <p>N.N. Gaikwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Suryawanshi holding for Ms. Prachi Hendre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 15.3.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.</p> <p align="right">Sd/- _____</p> <p align="center">Sd/- _____</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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.143 of 2022</u></p> <p>H.P. Kate ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Suryawanshi holding for Ms. Prachi Hendre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 15.3.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</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>M.A. No.78 of 2022 in O.A. No.118 of 2022</u></p> <p>P.S. Patil & 3 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p>3. OA adjourned to 15.3.2022.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 15.2.2022 15.2.2022</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 style="text-align: center;"><u>M.A. No.299 of 2021 in O.A. No.370 of 2021</u></p> <p>R.A.R. Shaikh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kaustubh Kadasne holding for Shri H.S. Chitale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. S.O. to 25.2.2022. Interim relief to continue.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 15.2.2022</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 15.2.2022</p> </div> </div> <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 style="text-align: center;"><u>O.A. No.999 of 2019</u></p> <p>N.V. Thokal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and his Advocate are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. Admit.</p> <p>4. S.O. to 29.3.2022 for final hearing with liberty to file rejoinder, if any.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 15.2.2022</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 15.2.2022</p> </div> </div> <p>(sgj)</p>


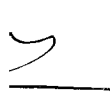
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 align="center"><u>15.02.2022</u></p> <p align="center"><u>O.A 614/2014 with O.A 938/2016</u></p> <p>D.E Hirde [O.A 614/2014] V.V Chavan & Ors [O.A 938/2016]... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Amol Jagtap i/b Shri A.A Desai, learned advocate for the applicant in O.A 614/2014, Shri S.S Dere, learned advocate for the applicants in O.A 938/2016 and for the private Respondents No. 3, 4 & 5 in O.A 614/2014, Ms Swati Manchekar, learned C.P.O for the Respondents 1 & 2 and Shri C.T Chandratre, learned counsel for Respondent No. 4 in O.A 938/2016.</p> <p>2. Learned C.P.O pointed out that reply is filed to the amended Original Application and copy of the same is handed over to the learned counsel for the applicants.</p> <p>3. Learned counsel Mr Dere for the private Respondents states that he is not going to file reply to the amended Original Application.</p> <p>4. Learned Counsel Mr Amol Jagtap submits that Mr A.A Desai, learned counsel for the applicants is not available today and he will be available only after 21.2.2022 and accordingly the matter be fixed for hearing.</p> <p>5. Place for final hearing on 23.2.2022 at 2.15.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

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

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Original Application No. _____ of 20____

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.535 of 2021</u></p> <p>Shri Anudeep S. Dighe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 and 12.</p> <p>2. Suo motu speaking to minutes of our order dated 23.11.2021 passed in the above OA taken out in the presence of Ld. Advocate for the Applicant as well as Ld. CPO.</p> <p>3. Respondents no.2 to 11 are private persons working as Joint Directors in the State of Maharashtra and whose names are mentioned in the seniority list which is under challenge.</p> <p>4. We intend to carry out the correction in operative part of order dated 23.11.2021 which has occurred due to oversight. Considering the nature of speaking to minutes, we are of the view that no notice is required to be given to private respondents no.2 to 11.</p> <p>5. Today OA No.105 of 2022 filed by Shri Pravin D. Jain is on board. He has earlier filed OA No.771 of 2021 for deemed date which was allowed by order dated 7.10.2021 by this Tribunal.</p> <p>6. In OA No.535 of 2021 applicant Shri A.S. Dighe claimed his seniority in the seniority list dated 2.7.2021 which was published vide circular dated 2.7.2021. The seniority of Shri P.D. Jain was not subject to the challenge in OA No.535 of 2021 filed by Shri A.S. Dighe. In the entire order we have neither dealt with nor questioned the entire seniority list of all the Joint Directors. We restricted the issue only to the seniority of the applicant Shri A.S. Dighe and respondents no.2 to 11. However, due to oversight we missed some words in clause (b) of the operative part. For</p>

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

Tribunal's orders

the purpose of clarity, we reproduce the operative part of order dated 23.11.2021, which reads as under:

"13. In view of the above, the following order is passed:

(a) Original Application is allowed.

(b) Impugned Circular dated 02.07.2021 issued by Respondent No.1 is quashed and set aside.

(c) Applicant be granted seniority at Sr. No.43, below Mr. A.R. Navle and above Mr. G.B. Patil with all consequential benefits."

14. We are informed that because of clause (b) of operative part of the order, the entire seniority list resultantly is quashed and therefore nobody can be promoted. We never intended to give cascading effect to the seniority list due to our order. Thus, we correct it and it is to be read as follows:

"13. In view of the above, the following order is passed:

(a) Original Application is allowed.

(b) Impugned Circular dated 02.07.2021 issued by Respondent No.1 be corrected qua the Applicant and Respondents No.2 to 11.

(c) Applicant be granted seniority at Sr. No.43, below Mr. A.R. Navle and above Mr. G.B. Patil with all consequential benefits."

15. This corrected order is to be read as a part of the original order passed in the above OA and it be uploaded on website forthwith.

Sd/-

(Medha Gadgil)
Member (A)
15.2.2022

Sd/-

(Mridula Bhatkar, J.)
Chairperson
15.2.2022

(sgj)