(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	Tribuna	l's orders
	<u>15.10.2019</u>	
	O.A 19	0/2019
	Smt S.S Mohare (Khamkar) Vs.	Applicant
	The State of Maharashtra &	Ors Respondents
		lahajan, learned advocate for
	the applicants and Ms Swa for the Respondents.	ti Manchekar, learned C.P.O
	2. Enough time has bee 1, but no reply is forthcoming	n granted to Respondent no.
		is at liberty to file reply. To
	come up for final hearing in o	lue course.
	Sd/-	Sd/-
	(A.P. Kurhekar) Member (J)	(P.N Dixit) Vice-Chairman (A)

Akn

(Advocate	***************************************)
(Advocate	***************************************	1

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: 15.10.2019

M.A.No.563 of 2019 in O.A.No.1022 of 2019

A.S. Sonawane & Ors.

..... Applicants

Versus

The State of Maharashtra & Ors. Respondents

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. N.G. Gohad, learned P.O. for the Respondents.
- By this M.A. the Applicants are seeking leave to due 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.
- 3. M.A. is disposed off accordingly.

∿ Sd/-

Sd/-

(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

Date: 15.10.2019

O.A.No.1022 of 2019

A.S. Sonawane & Ors.

...... Applicants

Versus

The State of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. N.G. Gohad, learned P.O. for the Respondents.
- 2 Issue notice before admission returnable on 19.11.2019.
- Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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. Applicants are 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 19.11.2019.

V

Sd/-

(A.P. Kurhekar) Member(J)

Sd/-

(P.N. Dixit) Vice-Chairman

Original Application No.	of 20	D	DISTRICT Applicant/s			
			Expireation			
(Advocate)		,			
	versus					
m:	he State of Maharasl	atro and others				
	ne State of Manarasi	icia and outers	Dave on doubt la			
			Respondent/s			
(Presenting Officer)				
Office Notes, Office Memoranda of Appearance, Tribunal's order directions and Registrar's or	rs or Date: 15.1	10.2019. Tribunal's	orders			
		O.A.No.90	6 of 2019			
	S. S. Magd	um	Applicant			
	Versus		•			
	The State	of Maharashtra & Ors	sRespondents.			
	1. He	1. Heard Shri A. V. Bandiwadekar, learned Counsel for				
	the Applic	the Applicant, Shri A. J. Chougule, learned Presenting Officer				
	for the Re	for the Respondent No.1 and Smt. Punam Mahajan, learned Counsel for the Respondent No.2. 2. Today, learned Counsel for the Respondent No.2 has				
	Counsel fo					
	2. To					
		filed reply. It is taken on record.				
	3. Lea	arned Counsel for the	Applicant has filed Rejoinder.			
	It is taken		•			
	4. The	e matter is adjourne	d for hearing at the stage of			
	admission.					
	5. S.C). to 05.11.2019.	Sd/-			
			(A.P. Kurhekar) Member(J)			
	vsm					

Original Application No.	of 20	DISTRICT	
			Applicant/s
(Advocate)		
	versus		
The	e State of Maharashtra	and others	
			Respondent/s
Presenting Officer	······································)	
Office Notes, Office Memoranda of C Appearance, Tribunal's orders	or	Tribunal's orders	
directions and Registrar's orde	Date : 15.10.20	19.	
		O.A.No.910 of 2019	1
	S. P. Dhavan		Applicant

Versu**s**

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

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti GAikwad , learned Presenting Officer for the Respondents.
- 2. Present O.A. is filed challenging the impugned transfer order dated 10.08.2018 whereby the Applicant was simply informed that he was already relieved from the post of Surveyor, and therefore, he cannot be allowed to join again on the same post. Indeed, the Applicant had made representation on 18.10.2017 stating that he is exercising lien for joining his earlier post in the light of Rule 20 to 26 of Maharashtra Civil Services (General Conditions of Services) Rules, 1981. However in impugned order, there is no reference of lien claimed by the Applicant.
- 3. Learned P.O. seeks four weeks time to take instructions about lien claimed by the Applicant and to file reply, if necessary.
- S.O. to 19.11.2019.

Original Application No.	of 20	Distri	RICT
			Applicant/s
(Advocate)		P. Kurhekar) Iember(J)
	vsm	IV	iember(1)
	versus		•
The Sta	te of Maharashtr	a and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's ord	ers
	Date : 15.10.2	?019.	•
		O.A.No.521 of	2019
	G. K. Gaikwad	I	Applicant
	Versus		
	The State of N	Maharashtra & Ors.	Respondents.
	1	and Shri S. D. Dole, I	lekar, learned Counsel for earned Presenting Officer
	2. Toda	ay, learned Counsel fo	or the Applicant has filed
	Affidavit-in-Re	ejoinder. It is taken on	record.
	3. The	matter is adjourned fo	or hearing at the stage of
	admission.		
	4. s.o.	to 11.11.2019.	
			Sd/-
	vsm		. Kurhekar) ember(J)

Original Application No.	of 20		DISTRICT
			Applicant/s
(Advocate)		•
	บคา	rsus	
The State			
The State	OI WIAII	arashtra and others	D 1 4
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal'	s orders
			•
	Date	: 15.10.2019.	
	Date		37 (3040
			27 of 2019
	R. P.	More	Applicant
	Versu	s	
	The S	tate of Maharashtra & C	orsRespondents.
	1.	Heard Shri A. V. Ban	diwadekar, learned Counsel for
	the A	pplicant and Shri A. J.	Chougule, learned Presenting
	Office	r for the Respondent N	o.1. The Respondent No.2 is
	serve	d but not present.	•
	3.	Today, learned Couns	el for the Applicant has filed
	Rejoir	der. It is taken on recor	d.
	4.	The matter is adjourn	ed for hearing at the stage of
	admis	sion.	
	5.	S.O. to 05.11.2019.	\ \ \
			(A.P. Kurhekar) Member(J)

vsm

Tribunal's orders

Date: 15.10.2019.

O.A.No.1001 of 2019

A. S. A. Raheman Shaikh

....Applicant

Versus

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

- Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.
- 2. In the present O.A., the Applicant has challenged the impugned transfer order dated 16.09.2019 whereby she was transferred from the post of Staff Nurse, Rural Hospital, Natepute, Dist. Solapur to District Rural Hospital, Pune on her request. She seems to have requested for Pune on the ground that her son that time was serving in IT Sector at Pune. However, by the time transfer orders were issued, her son shifted to Palghar. Therefore, the Applicant made representation to continue her at Natepute for time being.
- 3. Perusal of transfer order reveals that the Respondent No.4 is also transferred at Rural Hospital, Natepute. However, learned P.O. on instructions from Shri Raghunath Marane, Assistant Superintendent, Deputy Director Health Services, Pune fairly states that she is accommodated and posted at same place in view of the vacancy. As such, if the Applicant is continued at Rural Hospital, Natepote, there will be no hurdle for joining for Respondent No.4.
- 4. In view of above, learned P.O. fairly submits that she can be kept continued at Natepute for the time being and also submits that the matter be disposed of with suitable direction for consideration of representation made by the Applicant.
- 5. In view of above, Respondent No.1 is directed to continue the Applicant at Rural Hospital, Natepute till the decision on her representation and shall decide the representation made by the Applicant for continuation at Natepute as she will be due for transfer in next General Transfers of May, 2020 and shall pass appropriate order about her continuation or otherwise, as the case may be. The representation of the Applicant be decided within two months from today. In case, the Applicant is not satisfied with the decision on her representation, she may avail further legal remedy in accordance to law.
- 6. Original Application is accordingly disposed of with no order to costs.

(A.P. Kurhekar) Member(J)

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Tribunal's orders

Date: 15.10.2019.

O.A.No.896 of 2019

S. P. Bidarkar

....Applicant

Versus

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

- Heard Shri V. S. Undre, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. In view of the order passed in M.A.No.566/2019, O.A. No.896/2019 is restored to the file.
- Issue notice before admission returnable on 19.11.2019.
- 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 9. S.O. to 19.11.2019.

Sd/-

(A.P. Kurhekar) Member(J)

•	212 0 213		
Original Application No.	of 20	Dist	RICT
			Applicant/s
Advocate)		
		sus	
The State	e of Maha	rashtra and others	
			Respondent/s
Presenting Officer)	
Office Notes, Office Memoranda of Corom, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's ord	lers
	-		Total Manager Control
	Da	te: 15.10.2019.	
		M.A. No.566 of 2019 in	1 O.A.No.896 of 2019
	S.	P. Bidarkar	Applicant
	Ve	rsus	
	Th	e State of Maharashtra & Or	sRespondents.
	Of	plicant and Smt. Kranti G	re, learned Counsel for the Saikwad, learned Presenting Manchekar, learned Chief Indents.
	or	is dismissed in default for no	store O.A. No.896/2019 which n compliance of the condition within three days and to file
	3.	- •	the Applicant submits that
	dı		not collect the notices. He
	- 1	quested to restore the O.A.	
	4.		.A.No.566/2019 is allowed
		d O.A.No.896/2016 is resto	
	5.		accordingly disposed of.
	٠, ١	1411-U-1401-DOD OL FOTO 13	accordingly alaposed of

Sd/-

(A.P. Kurhekar) Member(J)

/sm

versus

The State of Maharashtra and others

Presenting Officer	Respondent/s
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders

Date: 15.10.2019.

O.A.No.1000 of 2019

G. M. Kamble

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
- 2. In the present O.A., the Applicant has challenged the impugned transfer order dated 18.09.2019 whereby he was transferred to Mumbai.
- The Applicant had completed more than six years tenure at the present post, and therefore, he had given option for Pune. The Civil Service Board had also recommended his transfer to Pune. However, when the file was placed before the Hon'ble Cabinet Minister, he changed the place of posting of Applicant from Pune to Mumbai and in his place, posted Respondent No.2 at Pune though his name did not figure before the CSB. As such, apparently only to accommodate the Respondent No.2 who has completed hardly one year at the present post, the Applicant was denied posting as per his choice in terms of Circular dated 09.04.2018.
- 4. In view of above, learned Counsel for the Applicant as well as learned P.O. fairly submits that the Applicant as well as Respondent No.2 are not relieved and are working on their prior post.

- In view of above, prima-facie, impugned transfer order is not in consonance with the provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005).
- 6. For the aforesaid reasons, interim relief is granted in terms of Prayer Clause 10(a) of O.A..
- 7. Issue notice before admission returnable on 19.11.2019.
- 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 19.11.2019.

Sd/-

(A.P. Kurhekar) Member(J)

Original Application No.	of 20	District Applicant/s
Advocate)	
	versus	•
Th	ne State of Maharashtra a	and others
		Respondent/s
Presenting Officer)
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's orders
	15.10.2019	
		O.A 134/2019
	Shri V.L Kardi Vs The State of Mah	S.
		hri R.M. Kolge, learned advocate for the Smt K S. Gaikwad, learned P.O for the
	2. Adjourne of last chance.	d to 26.11.2019 for filing replying by way
	Sd/-	Sd/
	(A.P. Kurheka Member (J)	r) (P.N Dixit) Vice-Chairman (A)

Original Application No.	of 20	Dist	DISTRICT	
			Applicant/s	
(Advocate)			
	ver	sus		
The Stat	e of Maha	arashtra and others		
			Respondent/	
(Presenting Officer)		
Office Notes, Office Memoranda of Coram, Appaarance, Tribunal's orders or directions and Ragistrar's orders		Tribunal's or	ders	
	15.10	.2019		
		O.A. 221/20	019	
	Shri N	I.S More	Applicants	
	The St	Vs. tate of Maharashtra & Ors	Respondents	
	1.	Heard Shri A.V Bandiwa	dekar, learned advocate	
		e applicants and Ms Neelim espondents.	a Gohad, learned P.O fo	
	2. no. 1.	Learned P.O files reply of The same is taken on record		
	3. weeks	Learned advocate for th	e applicant seeks four	
	4.	Adjourned to 13.11.2019.		
		Sd/-	Sd/-	
		. Kurhekar) nber (J)	(P.N Dixit) Vice-Chairman (A)	

Original Application No.	of 20		District		
			Applicant/s		
(Advocate)				
	vei	rsus			
The Sta	te of Mah	arashtra and others	3		
			Respondent/s		
(Presenting Officer)			
Office Notes, Office Memoranda of Coram Appearance, Tribunal's orders or directions and Registrar's orders	,	Tribu	nal's orders		
	15.10	0.2019			
			2019, Mumbai 2017 (Nagpur)		
	Shri I	D.M Mandavgade Vs.	Applicant		
	The S	The State of Maharashtra & Ors Respondents			
	1. learne	None for the appliced P.O for the Respon	cant. Heard Smt K S. Gaikwad, indents.		
	2. filed. 19.11		nits that reply has already been has already been decided on		
	Howe	on 8.3.2019 on ver, as mentioned	the request of the applicant. above, the O.A 610/2017 has to the same on 19.11.2018.		
	4. Hence		well as his advocate are absent. d for want of prosecution.		
		Sd/-	Sd/- Ti-		
	(A.I	. Kurhekar) mber (J)	(P.N Dixit) Vice-Chairman (A)		

Original Application No.	of 20 District	
71.6.m	Applica	nt/s
Advocate)	
	versus	
The Sta	te of Maharashtra and others	
	Responde	nt/s
Presenting Officer)	
Office Notes, Office Memoranda of Corar Appearance, Tribunal's orders or directions and Registrar's orders	r, Tribunal's orders	
	15.10.2019	
	O.A 295, 296, 297 & 298/2019	
	Shri A.S Lad (O.A 295/2019) R.S Shingre (O.A 296/2019) A.V Tone (O.A 297/2019) N.B Mulla (O.A 298/2019) Applicants Vs.	
	The State of Maharashtra & Ors Respondents	
	 Heard Shri A.V Bandiwadekar, learned advo for the applicants and Ms S.P Manchekar, learned C 	
	for the Respondents.	
	2. Learned advocate for the applicant files rejoin. He states that he would do pagination and submit same during the course of the day.	
	3. Admit. Kept for final hearing in due course.	
	Sd/- Sd/-	.
	(A.P. Kurhekar) (P.N Dixit) Member (J) Vice-Chairman (A	A)
,		

Original Application No.	of 20	Dis	TRICT
			Applicant/s
(Advocate)		
•	110	matra	
		rsus	
The Stat	e of Mah	arashtra and others	
			Respondent/s
(Presenting Officer	• • • • • • • • • • • • • • • • • • • •)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	,	Tribunal's o	rders
	15.10	0.2019	,
		O.A 545/2	019
	Shri '	W.H Suryawanshi Vs.	Applicant
	The S	State of Maharashtra & Ors	Respondents
	1.	Heard Shri A.V Bandiwa	dekar, learned advocate
		ne applicant and Shri A.J C	Chougule, learned P.O for
	the R	espondents.	
	2.	Learned P.O files reply of	n behalf of Respondents
	no. 1	. The same is taken on reco	rd.
	3.	Learned advocate for th	ne applicant request for
	time.		•
	4.	Adjourned to 13.11.2019.	
		Sd/-	Sd/-
	4 -	P. Kurhekar) mber (J)	(P.N Dixit) Vice-Chairman (A)

Original Application No.	of 20	DISTRICT
- ·		Applicant/s
Advocate)	
	versus	
The State	of Maharashtra and other	s
2100 00000		Respondent/s
Presenting Officer)	•
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's ordars	Tribu	ınal's orders
	15.10.2019	
	<u>O.A</u>	5 58/2019
	Shri P.S Pereira Vs. The State of Maharashtra	Applicant & Ors Respondents
	The State of Manarashtra	Respondents
,	1. Heard Shri A.V I	Bandiwadekar, learned advocate
	for the applicant and Ms for the Respondents.	Swati Manchekar, learned C.P.O
	2. Learned C.P.O file	s reply on behalf of Respondents
	3. At the request	of learned advocate for the
	applicant, adjourned to 1	3.11.2019.
	Sd/-	Sd/- 1.
	(A.P. Kurhekar) Member (J)	(P.N Dixit) Vice-Chairman (A)
	Akn	

Original Application No.	of 20		DISTRICT		
				Applica	ant/s
Advocate)				
	υε	ersus			
The Sta	ate of Mal	narashtra and othe	rs		
				Responde	ent/s
Presenting Officer)			
Office Notes, Office Memoranda of Coran Appearance, Tribunal's orders or directions and Registrar's orders	n,	Trib	unal's orders		
	15.1	0.2019			
		<u>O.A</u>	574/2019		
		B.P Nagamwar Vs. State of Maharashtra		plicant spondents	
		Heard Shri S.S cants and Ms Swatespondents.			
	2. Instri	Learned C.P.O		file reply	as
	3.	Adjourned to 5.11	.2019.		
		Sd/-		Sd/-	-
		P. Kurhekar) mber (J)		.N Dixit) Shairman (A	r)

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate)	
	versus	
The State	e 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	s orders
	15.10.2019	
	O.A 685	3/2019
	Shri S.S Chavan Vs.	Applicant
	The State of Maharashtra & C	ors Respondents
	1. Heard Shri S.B Gaikw applicants and Shri A.J Che Respondents.	vad, learned advocate for the ougule, learned P.O for the
	2. At the request of applicant, adjourned to 13.11	learned advocate for the .2019.
	Sd/-	Sd/-
	(A.P. Kurhekar) Member (J)	(P.N Dixit) Vice-Chairman (A)

Original Application No.	of 20	Dis	TRICT
			Applicant/s
(Advocate)		
	namene		
m, c	versus		
The Stat	e 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 or	rders
	15.10.2019		
		O.A 807 with 93	9/2019
			Applicants
		and Ms Swati Ma	an, learned advocate for anchekar, learned C.P.O
	2. Learned peen received.	C.P.O submits th	at no instructions have
	3. As no in would further Respondents.		en received, the matters out reply from the
		Kept for final hea	ring in due course with eply if necessary.
	Sd/- (A.P. Kurheka Member (J)	ar)	Sd/- (P.N Dixit) Vice-Chairman (A)

Original Application No.	of 20	Dis	TRICT
511g11111 12pp			Applicant/s
Advocate			
	vei	rsus	
The Sta	te of Mah	arashtra and others	
			Respondent/s
Presenting Officer)	
Office Notes, Office Memoranda of Coran Appearance, Tribunal's orders or directions and Registrar's orders	1,	Tribunal's o	rders
	15.10	0.2019	
		O.A 754/2	019
	Shri '	V.V Sawant & Ors Vs.	Applicants
	The S	State of Maharashtra & Ors	Respondents
	1.	Heard Shri A.V Bandiw	adekar, learned advocate
	1	Respondents.	· · · · · · · · · · · · · · · · · · ·
	2.	Learned P.O seeks two vof last chance.	weeks' time to file reply by
	3.	Adjourned to 5.11.2019.	
		Sd/- ²	Sd/- 1.
	M	.P. Kurhekar) ember (J)	(P.N ⁽ Dixit) Vice-Chairman (A)
	Akn		

Original Application No.	of 20	Dus	STRICT
			Applicant/s
Advocate)		
	versu	:8	
The Stat	e of Mahara	ashtra and others	
			Respondent/s
Presenting Officer	•••••)	· .
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's o	rders
	Date : 15	5.10.2019	
	1	M.A.No.412 of 2019 in O.	A.No.789 of 2017
	S.K. Paw	ar	Applicant
	Versus The State	e of Maharashtra & Ors.	Respondents
	1. H	leard Shri A.V. Bandiwade	ekar, learned Advocate for
	the Appl	icant and Ms. S.P. Mand	hekar, learned C.P.O. for
	the Resp	ondents.	
	2. L	earned C.P.O. for the	Respondents has filed
	1		ondents No.1 and 3. The
	same is t	aken on record.	
	3. A	t the request of lear	ned Advocate for the
	Applicant	t adjourned to 21.11.2019).
		Sd/-	Sd/- 7
	(4	٧٣٠ A.P. Kurhekar)	Sd/- (P.N. Dixit)
	prk	Member(J)	Vice-Chairman

Tribunal's orders

Date: 15.10.2019

O.A.No.911 of 2019

Gagade S.T. & Ors.

..... Applicants

Versus

The State of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri C.V. Bharurkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.
- 2. Issue notice before admission returnable on 21.11.2019.
- 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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. Applicants are 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 21,11,2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

Original Application No.	of 20 District
	Applicant/s
(Advocate)
	MANAGE A
	versus
The State	e 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: 15.10.2019
	M.A.No.499 of 2019 in O.A.No.911 of 2019
	Gagade S.T. & Ors Applicants Versus
	The State of Maharashtra & Ors Respondents
	1. Heard Shri C.V. Bharurkar, learned Advocate for the
	Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.
	2. By this M.A. the Applicants are seeking leave to due
	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.
	3. M.A. is disposed off accordingly.
	Sd/- Sd/-
	(A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman
	prk

Tribunal's orders

Date: 15.10.2019

C.A.No.51 of 2014 in O.A.No.465 of 2008

The Tracers Association
Versus
The State of Maharashtra & Ors.

...... Applicant

..... Respondents

 Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.

- 2. This is the old case of 2008 and Contempt Application was filed in 2014 by the Association.
- 3. Today during hearing learned C.P.O. for the Respondents has filed affidavit-in-reply on behalf of Respondent (Secretary, Agriculture) along with affidavit it also encloses list which mentions that out of 1003 members of the Association compliance has been made in respect of 970 persons. However, in respect of 33 persons arrears are yet to be paid which could not be done because of the inadequate documents as pointed out by the Treasury.
- 4. Applicants are directed to furnish the necessary documents to the Respondents so that the matter can be expedited.
- 5. If the Applicants do not furnish necessary details by the next date, C.A. would be disposed off.
- Adjourned to 13.11.2019.

Sd/-

Sd/- ;

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

Tribunal's orders

Date: 15.10.2019

C.A.No.44 of 2019 in O.A.No.1134 of 2016

B.R. Nalawade & Ors.

..... Applicants

Versus

The 5tate of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned P.O. for the Respondents.
- 2. Issue notice before admission returnable on 13.11.2019.
- 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of C.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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. Applicants are 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 3 days before returnable date, Contempt Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 13.11.2019.

Sd/-

Sd/- --

(A.P. Kurhekar) Member(J) (P.N. Oixit) Vice-Chairman

Tribunal's orders

Date: 15.10.2019

O.A.No.1019 of 2019

G.S. Kumawat

..... Applicant

Versus

The State of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.
- 2. Issue notice before admission returnable on 19.11.2019.
- 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. **\$.**O. to 19.11.2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

Tribunal's orders

Date: 15.10.2019

O.A.No.983 of 2019

J.W. Patil

..... Applicant

Versus

The State of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri U.V. Bhosale, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.
- 2. Issue notice before admission returnable on 27.11.2019.
- 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 27.11.2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Oixit) Vice-Chairman

Original Application No.	f 20	Ι	DISTRICT Applicant/s
(Advocate			
	vei	·sus	
The State	of Mah	arashtra 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 :	15.10.2019	
		O.A.No.101	7 of 2019
	5.M. J	awale	Applicant
	Versus The 5t	ate of Maharashtra & Ors	Respondents
	1.	Heard Shri A.D. Gugale	, learned Advocate for the
	Applic	ant and Ms. S.P. M anch	ekar, learned C.P.O. for the
	Respo	ndents.	
	2.	Learned Advocate for th	e Applicant submits that the
	Applic	ant has been superseded	by the person who is junior
	o him	and therefore the same r	needs to be rectified.
	β.	Learned C.P.O. for the R	espondents submits that the
	Pepar	tment has considered his	prayer and is already in the
	proces	ss of issuing necessary r	ectification order. However,
		•	be adjourned by four weeks
	to pro	vide a deq uate opportunit	y to the Respondents.
	4 .	In view of the above, ad	ourned to 19.11.2019.
		Sd/-	Sd/-
	prk	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman

Tribunal's orders

Date: 15.10.2019

C.A.No.48 of 2019 in O.A.No.885 of 2018

A.G. Medhekar

...... Applicant

Versus The State of Maharashtra & Ors.

..... Respondents

- 1. Heard Shri V.V. Joshi, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.
- 2. Issue notice before admission returnable on 19.11.2019.
- 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 Respondent's intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of C.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. 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 3 days before returnable date, Contempt Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 19.11.2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

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

O.A. No.44 of 2019

D.K. Ambhore

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- 2. At the request of Ld. Advocate for the applicant and Ld. CPO adjourned to 11.11.2019.
- 3. Meanwhile Ld. Advocate mentions that he would seek instructions from the applicant whether applicant has approached AG, Nagpur who is expected to pass orders regarding payment of his gratuity. Ld. Advocate submits that remaining retirement benefits have been paid to the applicant. He is still awaiting payment of 1/3rd commuted pension which is about to be approved.
- 4. Ld. CPO submits that she would find out from respondent no.1 Principal Secretary, Higher and Technical Education Department the present position regarding payment of gratuity.
- 5. Hamdast granted.

Sd/- 🙀 .

(P.N. Dixit) Vice-Chairman (A) 15.10.2019

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

of 20

ΙN

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

O.A. No.729 of 2019

S.V. Patil

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

- 2. Ld. PO submits that no instructions have been received. She mentions that she would follow it up and seeks three weeks for filing reply.
- 3. At her request adjourned to 11.11.2019 by way of last chance for filing reply.

Sd/- 15

(P.N. Dixit) Vice-Chairman (A) 15.10.2019

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

O.A. No.630 of 2019

D.M. Gavhane

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

- 2. Ld. PO submits that reply would be filed by 4.11.2019.
- 3. S.O. to 4.11.2019 by way of last chance.

Sd/-(P.N. Dixit) Vice-Chairman (A) 15.10.2019

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, 6	ffice Memorando	of Coram,
Appearance	ce, Tribunal's ord	ders or
directions	and Registrar's	orders

Tribunal's orders

M.A. No.1 of 2019 in O.A. No.2 of 2019 with M.A. No.20 of 2019 in O.A. No.54 of 2019

R.S. Bhagwat

G.A. Tilekar

.. Applicants

 V_{S}

The State of Maharashtra & Ors.

..Respondents

Heard Shri V.V. Joshi, learned Advocate for the Applicants and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

- 2. Ld. PO tenders a communication dated 21.8.2019 from respondent no.1. The same is taken on record and marked 'X' for identification. She mentions that copy of the same will be provided to the Ld. Advocate for the applicant.
- 3. Ld. Advocate for the applicant submits that he would like to go through the same and make submissions on 11.11.2019.
- 4. At his request adjourned to 11.11.2019.

Sd/- 17.

(P.N. Dixit) Vice-Chairman (A) 15.10.2019

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL **MUMBAI**

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

of 20

ΙN

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	
		•
	O.A. No.988 of 2019	- - -
	V.Y. Mokashi Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
	Heard Shri V.V. Joshi, learned Applicant and Ms. Neelima Gohad, l Officer for the Respondents.	
	2. At the request of Ld. Advocate adjourned to 4.11.2019 for bring additional	for the applican lacts on record.
		Sd/- 7
	(P.N.) Vice-Chai	•
	15.10	
	(sgj)	

ΙN

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

O.A. No.1082 of 2018

P.D. Salunkhe & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri S.D. Dole, learned Presenting Officer for the Respondents.

2. At the request of Ld. Advocate for applicants adjourned to 19.11.2019 for final hearing.

Sd/- `

(P.N! Dixit) Vice-Chairman (A) 15.10.2019

FARAD CONTINUATION SHEET No.

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

Tribunal's orders

MA.553/19 in OA1082/18

P.D. Salunkhe & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri S.D. Dole, learned Presenting Officer for the Respondents.

- 2. This MA is for bringing legal heirs on record as the original applicant expired on 24.8.2019.
- 3. For the reasons stated therein, MA No.553/2019 is allowed and the legal heirs may be brought on record.
- 4. Amendment be carried out and served on the respondents and the office of CPO.

Sd/- \(\scrt{\chi}\)
(P.N. Dixit)
Vice-Chairman (A)
15.10.2019

FARAD CONTINUATION SHEET No.

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

Tribunal's orders

MA.552/19 in MA.553/19 in OA1082/18

P.D. Salunkhe & Ors.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri S.D. Dole, learned Presenting Officer for the Respondents.

- 2. This MA is for condoning delay of 13 days in filing MA No.553 of 2019 for bringing legal heirs on record as the original applicant expired on 24.8.2019.
- 3. For the reasons stated therein, MA No.552/2019 is allowed and the delay is condoned.

Sd/- (P.N. Dixit) Vice-Chairman (A) 15.10.2019