

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p style="text-align: center;">O.A.No.962 of 2022</p> <p>L. G. ChavanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant has filed present O.A. for directions to Respondents to pay gratuity, regular pension, commutation etc. as per 7th Pay Commission with interest.</p> <p>2. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>3. The Applicant stands retired as Senior Clerk from the establishment of Respondent No.2 on 31.05.2008. However, gratuity and regular pension was not paid because of pendency of criminal case and D.E. However, the subsequent development in the matter is that now the D.E. is finalized and disciplinary authority by order dated 03.01.2023 imposed punishment of giving minimum pension and forfeiture of gratuity. This being so, the claim for gratuity and regular pension does not survive.</p> <p>4. Since the Applicant retired on 31.05.2008, the question of benefit of 7th Pay Commission which came into effect from 01.01.2016 is out of question.</p> <p>5. Despite the aforesaid position, learned Counsel for the Applicant tried to contend that on the date of retirement on 31.05.2008, there was no initiation of D.E. or criminal prosecution and, therefore, retiral benefits should not have been withheld.</p>

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

6. True, the perusal of record reveals that charge sheet in criminal case for offence under Section 468, 471, 420 & 34 of IPC was filed on 30.12.2013 and D.E. was also initiated on 15.02.2010 (after retirement). In D.E., Enquiry Officer submitted positive report on 28.09.2012 to which Applicant submitted his reply. However, for near about 9 years, the matter was simply kept in cold storage without passing final order in D.E. and there is inordinate and huge delay in passing final order in D.E. However, now the fact remains that Government by order dated 03.01.2023 passed punishment order of giving minimum pension and forfeiture of gratuity in entirety. This being so, the claim for pension and gratuity raised in this O.A. does not survive. The Applicant, if desires, can avail legal remedy to challenge the punishment order dated 03.01.2023 before appropriate forum.

7. In view of above, O.A. is disposed of with following directions.

8. O.A. is disposed of with directions to Respondents to ensure release of pension in terms of punishment order dated 03.01.2023 within a month from today.

9. No order as to costs.

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

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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>Date : 16.02.2023</p> <p>O.A.No.860 of 2021</p> <p>S.B. Karad & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.D. Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that reply is received. He seeks time to file rejoinder.</p> <p>3. Adjourned to 16.03.2023.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>16.02.2023</u></p> <p><u>O.A 840/2017</u></p> <p>Shri P.V Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit.</p> <p>3. Place for hearing on 13.4.2023.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</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><u>16.02.2023</u></p> <p><u>O.A 195/2021</u></p> <p>D.B Koulage ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Vaishali Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that as per instructions she needs to file affidavit in reply to the amended O.A.</p> <p>3. S.O to 2.3.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</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 : 16.02.2023</p> <p align="center">O.A.No.758 of 2022</p> <p>V.V. MaliApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. R.B. Khot, learned Advocate for the Respondent No.2.</p> <p>2. Admit. HOB. Adjourned to 01.03.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 16.02.2023</p> <p align="center">O.A.No.732 of 2022</p> <p>S.P. PoleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Anil Jaiswar, learned Advocate holding for Mr. R.G. Panchal, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks leave to replace document annexed to the affidavit during the course of the day.</p> <p>3. Leave granted. It is to be done forthwith.</p> <p>4. Adjourned to 16.03.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p style="text-align: center;"><u>16.02.2023</u></p> <p style="text-align: center;"><u>O.A 153/2021</u></p> <p>Shri A.S Deshmukh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Purva Pradhan holding for Shri D.B Khaire, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel submits that the applicant has applied for the post of Assistant Motor Vehicle Inspector pursuant to advertisement dated 17.1.2020. She claims that the private Respondents no 4 and 5 were not holding the valid NCL Certificate in O.B.C category, while the applicant was holding valid NCL Certificate.</p> <p>3. If at all Respondents no 4 and 5 are excluded from the recommendation list, then the applicant will be entitled to get selected.</p> <p>4. Learned C.P.O submits that copy of the O.A is not served on the Respondents, especially, Respondent no. 3, i.e, office of the Transport Commissioner.</p> <p>5. Learned counsel for the applicant is directed to serve copy of the Original Application on the office of Respondent no. 3, Transport Commissioner, Mumbai. If any relief is sought against the private Respondents no 4 & 5, then it is necessary to hear the private Respondents no 4 & 5. Unless the Respondents are served, the issue of interim relief will not be heard.</p> <p>6. At the request of learned counsel for the applicant, adjourned to 23.2.2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p style="text-align: center;">Akn</p>

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	<p>Date : 16.02.2023</p> <p align="center">O.A.No.55 of 2022</p> <p>V.S. KadamApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. V.K. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the file is with the Under Secretary, Home Department.</p> <p>3. We direct the concerned Under Secretary, Home Department to remain present tomorrow.</p> <p>4. Adjourned to 17.02.2023. HOB.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p>Date : 16.02.2023</p> <p align="center">C.A.No.73/2022 in O.A.No.119/2019 with O.A.No.705/2020 with O.A.No.576/2020</p> <p>A.T. SakoreApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Applicant in person and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Adjourned to 21.02.2023 for reporting compliance.</p> <p align="right">Sd/- _____</p> <p align="center">Sd/- /</p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>


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IN

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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 : 16.02.2023</p> <p>O.A.No.1033 of 2021</p> <p>S.B. Dabholkar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.D. Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that reply is received. He seeks time to file rejoinder.</p> <p>3. Adjourned to 16.03.2023.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 16.02.2023</p> <p align="center">O.A.No.814 of 2021</p> <p>A.R. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.D. Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate has submitted that reply is received. He seeks time to file rejoinder.</p> <p>3. Adjourned to 16.03.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) /m... (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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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 : 16.02.2023</p> <p align="center">O.A.No.133/2023 with Caveat No.129/2022</p> <p>D.S. Patil ...Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.R. Deshpande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. By order dated 26.07.2022 passed in O.A.No.244/2022 the Government was directed to complete the D.E. including passing of final order within three months from the date of the order. Now the grievance is made before us that after examining two witnesses the enquiry officer as well as Presenting Officer both are changed. Initially the enquiry was conducted at Pune, now it is shifted to Navi Mumbai. There is Caveat filed.</p> <p>3. Learned Advocate submits that he has not received the copy of Cavcat.</p> <p>4. Under such circumstances, we keep the matter after two weeks for the State to take instructions.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 02.03.2023.</p> <p>7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed.</p>

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Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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.

9. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

11. Adjourned to 02.03.2023.

Sd/-

(Medha Gadgil)
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p>M. A. No.683 of 2019 in O.A.No.621 of 2018</p> <p>V. K. PatilApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri N Y. Chavan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Misc. Application is filed for amendment and to challenge the order dated 23.06.2017 whereby Government treated the period of absence from 01.07.2010 to 12.06.2011 as Extra Ordinary Leave without pay. 3. In O.A., there was no such specific prayer and all that he prayed for direction to Respondents to consider his period from 01.07.2010 to 12.06.2011 as a duty period with consequential service benefits. The Applicant claims to be not aware about the order dated 23.07.2017. He, therefore, filed present M.A. to challenge the order dated 23.06.2017 with corresponding amendment in O.A. 4. Learned P.O. opposes the application for amendment stating that the order dated 23.06.2017 was sent to the Applicant through department and he was aware about it but did not challenge it in O.A. 5. The O.A. is ripe for final hearing and when it was being heard, that time Applicant seems came to know about the order dated 23.06.2017 in view of its specific reference made by the Respondents in their Affidavit in Reply. 6. The proposed amendment will not change nature of O.A. since there is already relief claimed to treat the period from 01.07.2010 to 12.06.2011 as a service period. All that now he sought to challenge the order dated 23.06.2017 whereby it was treated as Extra Ordinary Leave. 7. In view of above, the amendment is allowed. It be incorporated in O.A. within three days. 8. Two weeks time is granted to learned P.O. for filing reply to amendment made in O.A. 9. S.O. to 02.03.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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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
vsm	<p>Date : 16.02.2023</p> <p style="text-align: center;">O.A.No.63 of 2023</p> <p>T. U. Kolte (Patil)Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply is under preparation and same will be filed tomorrow.</p> <p>3. S.O. to 17.02.2023.</p> <p style="text-align: right;"> ↖ Sd/- ↘ (A.P. Kurhekar) Member(J) </p>

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of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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	<p>Date : 16.02.2023</p> <p style="text-align: center;">O.A.No.68 of 2023</p> <p>Dr. V. P. KaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent No.1. Smt. Mahajan, learned Counsel for the Respondent No.2 has sent leave note.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. One week time is granted to file Rejoinder as well as for Affidavit in Reply on behalf of Respondent No.2.</p> <p>4. S.O. to 23.02.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<u>O.A.12/2023</u>
	<p>Smt. J.M. Kawade ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned Advocate for the Applicant files Additional Affidavit of the Applicant along with Annexure, which according to him is necessary for proper adjudication of the matter. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission to 02.03.2023 as Part Heard.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 16.02.2023</p> <p>(skw)</p>

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	<p style="text-align: center;"><u>O.A.1170/2022</u></p> <p>Shri Y.P. Bhoi ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. However, Bench Clerk informed that Advocate Mr. L.S. Deshmukh was present in the Tribunal in first session.</p> <p>3. In the interest of justice, adjourned to 09.03.2023 by giving one opportunity.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 16.02.2023</p> <p>(skw)</p>

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	<p style="text-align: center;"><u>O.A.1067/2022</u></p> <p>Shri R.C. Deshmukh ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. On previous date also, Applicant's Advocate was absent.</p> <p>3. Thus, it appears that Applicant is not interested in the matter. Therefore, O.A. stands dismissed for default.</p> <p>4. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 16.02.2023</p> <p>(skw)</p>

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	<p>Date : 16.02.2023</p> <p align="center">O.A.No.1322 of 2022</p> <p>S. R. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the suspension order dated 27.04.2022 whereby he was suspended in view of the registration of crime under Section 7 and 12 of the Prevention of Corruption Act, 1988.</p> <p>3. Though enough time is granted, no reply is filed.</p> <p>4. Learned Counsel for the Applicant submits that O.A be disposed of with directions to the Respondents to place the matter of Applicant before Review Committee since the Applicant is subjected to suspension from more than 10 months. He further submits that though D.E. was initiated belatedly by charge sheet dated 19.07.2022 it is not progressing and in criminal case, the ACB has not filed charge sheet.</p> <p>5. The perusal of record reveals that the Applicant has been suspended while accepting bribe and offence under Section 7 and 12 of Prevention of Corruption Act, 1988 has been registered against him. However, till date the ACB has not filed charge sheet in the criminal case. There is no certainty of filing of charge sheet and the decision of the criminal case on merit. Though , the D.E. has been initiated on 19.07.2022, there is no substantial progress in it and simply pending. Indeed, the Government had issued G.R._{P.T.O.}</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>dated 14.10.2011 and 31.01.2015 for periodical review of suspension of Government servants who are suspended in view of registration of crime under Indian Penal Code under Prevention of Corruption Act. The Review Committee is required to take objective assessment of the situation as to whether further continuation of suspension is justified. If no purpose is served by continuing suspension and reinstatement is not threat for completion of D.E. or criminal case such employee can be reinstated in service on Non-executive post or other suitable post as competent authority deems fit. In view of the decision of the Hon'ble Supreme Court in <i>(2015) 7 SCC 291 (Ajay Kumar Choudhary Vs. Union of India & Anr.)</i>, the competent authority is required to pass reasoned order for extension of suspension, if warranted which is not done in the present case.</p> <p>6. In view of above, the O.A. is disposed of with directions to Respondents to take review of suspension of the Applicant within six weeks from today and the decision be communicated to the Applicant within a week thereafter.</p> <p>7. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Tribunal's orders

Date : 16.02.2023

O.A.No.865 of 2022

A.V. GavhaneApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.B. Kadam, learned Advocate holding for Mr. R.M. Kogle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 16.03.2023.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Interim relief, if any, to be continued till next date. Adjourned to 16.03.2023.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p>O.A.No.165 of 2023 with O.A.172 of 2023 with O.A.181 of 2023 With O.A.182 of 2023 With O.A.191 of 2023 with O.A.194 of 2023</p> <p>B. B. Rane K. K. Pawar D. A. Potbhare & Ors. G.S. Revgade & Anrs. A. R. Roman & Anrs. S. M. Gosavi</p> <p>....Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Pooja Mankoji and Shri M. D. Lonkar, learned Counsels for the Applicants and Shri A. J. Chougule, Smt. Kranti Gaikwad and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. In all these Original Applications the Applicants are serving on the establishment of C.P. Mumbai and seeking inter district transfer to other districts in State of Maharashtra. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 16.03.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 9. S.O. to 16.03.2023. <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p align="center">M. A. No.101 of 2013 in O.A.181 of 2023 With M.A.No.102 of 2023 in O.A.182 of 2023 With M.A.No.106 of 2023 in O.A.191 of 2023</p> <p>D. A. Potbhare & Ors. G.S. Revgade & Anrs. A. R. Roman & Anrs.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Pooja Mankoji and Shri M. D. Lonkar, learned Counsels for the Applicants and Shri A. J. Chougule, Smt. Kranti Gaikwad and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Applications are allowed, subject to Applicants paying requisite Court Fees, if not already paid.</p> <p>5. M. A. No.101, 102 & 106 /2023 are allowed. No order as to costs.</p> <p align="right">Sd/- (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 : 16.02.2023</p> <p style="text-align: center;">O.A.No.202 of 2023</p> <p>D. P. VarpeApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged the punishment order dated 09.02.2022 whereby punishment of censure is imposed after retirement. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 16.03.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Application shall stand dismissed. 9. S.O. to 16.03.2023 10. This O.A. be kept for hearing along with O.A.No.13/2023. <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

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>Date : 16.02.2023</p> <p align="center">O.A.No.1279 of 2022</p> <p>K. T. GhorpadeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Enough chances are granted to file reply but the same is not filed. Hence, I am not inclined to grant further time to reply.</p> <p>3. O.A to proceed without reply and it be kept for hearing at the stage of admission.</p> <p>4. S.O. 08.03.2023.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p align="right">O.A.No.41 of 2023</p> <p>N. S. Bhise & Ors.Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks' time is granted to file reply as a last chance.</p> <p>3. S.O. to 02.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p align="center">O.A.No.59 of 2023</p> <p>Y. M. Rawool ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted.</p> <p>3. S.O. to 02.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.02.2023</p> <p align="right">O.A.No.05 of 2023</p> <p>A. R. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Learned P.O. submits that reply is under preparation and same will be filed during the course of the day. The statement is accepted. It be taken on record. 3. O.A. be kept for hearing at the stage of admission. 4. S.O. to 09.03.2023. <p align="right">Sd/- w (A.P. Kurhekar) Member(J)</p> <p>vsm</p>