

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>OA.1133/2018 with MA.63/2021 and OA.339/2021</u></p> <p>Bagyashri A. Kale & 97 Ors. A.S. Shah & 101 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Presenting Officer for the Respondents and Shri L.S. Deshmukh, learned Advocate for Respondents No.39 to 51 in OA No.1133 of 2018.</p> <p>2. Shri L.S. Deshmukh, Ld. Advocate files affidavit in reply on behalf of respondents no.39 to 51 and the same is taken on record.</p> <p>3. S.O. to 19.4.2022.</p> <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>16.3.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>16.3.2022</p> </div> </div>

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<p style="text-align: center; margin: 0;"><u>O.A. No.145 of 2021</u></p> <p style="margin: 0;">N.P. Chaudhari ..Applicant</p> <p style="margin: 0; text-align: center;">Vs.</p> <p style="margin: 0;">The State of Maharashtra & Ors. ..Respondents</p> <p style="margin: 10px 0 0 40px;">Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p style="margin: 10px 0 0 40px;">2. Ld. Advocate for the applicant submits that detailed reply by the respondents is awaited.</p> <p style="margin: 10px 0 0 40px;">3. S.O. to 6.4.2022.</p> <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>16.3.2022</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>16.3.2022</p> </div> </div> <p style="margin-top: 10px;">(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>M.A. No.132 of 2022 in O.A. No.757 of 2020</u></p> <p>C.M. Kabade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Anant Wadgaonkar holding for Shri P.B. Kulkarni, 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 states that he has filed MA No.132 of 2022 in OA No.757 of 2022 for amendment. However, it is not shown on board. It may be taken on board.</p> <p>3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>4. Issue notice before admission in MA returnable on 6.4.2022. The respondents are directed to file reply.</p> <p>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 M.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>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.</p> <p>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.</p> <p style="text-align: center;">Sd/- _____ (Medha Gadgil) Member (A) 16.3.2022</p> <p style="text-align: center;">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 16.3.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.691 of 2021</u></p> <p>Dr. S.B. Chavan & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicants and 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 7.6.2022 for final hearing with liberty to file rejoinder, if any.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 16.3.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 16.3.2022</p>

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	<p align="center"><u>O.A. No.213 of 2022</u></p> <p>Chandrakant S. Jare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent Leave Note.</p> <p>3. Ld. Advocate for the applicant in this OA prays for directions to the respondents to decide the representations of the applicant dated 24.9.2019, 25.10.2021 and 1.2.2022 submitted to the respondents, within a stipulated period.</p> <p>4. Ld. PO, on instructions, submits that representations of the applicant are under consideration of the Medical Education Department and will subsequently be submitted to the Finance Department and Cabinet.</p> <p>5. Ld. Advocate for the applicant is not present however she has informed yesterday that matter can be disposed off after obtaining instructions from the State.</p> <p>6. In view of the above, the respondents are directed to decide the representations of the applicant within a period of two months and communicate the decision to the applicant. OA is disposed off.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 16.3.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 16.3.2022</p>







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	<p align="center"><u>C.A. No.3 of 2020 in O.A. No.707 of 2018</u></p> <p>R.C. Pillay ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Vijaya Chandrashekhar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that reply will be filed during the course of the day. She further states that matter has been sent to the Law and Judiciary Department and subsequently go to the Hon'ble Chief Minister and finally before the Hon'ble Governor.</p> <p>3. Ld. Advocate for the applicant submits that today she wants to file rejoinder. She is directed to file the same in Registry.</p> <p>4. S.O. to 30.3.2022 for hearing.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/-</td> <td align="center">Sd/-</td> </tr> <tr> <td align="center">  (Medha Gadgil) Member (A) 16.3.2022 </td> <td align="center">  (Mridula Bhatkar, J.) Chairperson 16.3.2022 </td> </tr> </table> </p> <p>(sgj)</p>	Sd/-	Sd/-	 (Medha Gadgil) Member (A) 16.3.2022	 (Mridula Bhatkar, J.) Chairperson 16.3.2022
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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 : 16.03.2022</p> <p style="text-align: center;">O.A.No.19 of 2022</p> <p>P. D. KedarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This O. A. is disposed of by certain directions on 09.03.2022 on the basis of statement made by learned P.O. that one Non Executive Post is available at Solapur. 3. Learned P.O. has filed pursis for 'Speaking to Minutes' to withdraw his statement that he concedes about one vacancy of Non Executive Post at Solapur. 4. Learned P.O. submits that no Non Executive Post is available at Solapur but he made statement inadvertently and it needs to be withdrawn. The Applicant is physically disable person with 40% physical disability and was suspended by order dated 03.02.2021 while he was serving as Sales Tax Officer, Solapur. Later, by order dated 02.12.2021, he was reinstated on Non Executive Post at Mumbai. He made representation for near posting in view of disability. 5. Learned P.O. is directed to take instructions as to whether other Non Executive Posts are available so that order dated 09.03.2022 passed by the Tribunal can be suitably modified. 6. Learned P.O., requested to keep O.A. tomorrow. However, learned Counsel for the Applicant submits that he is not available from tomorrow and requested to keep the matter on 28.03.2022. 7. S.O. to 28.03.2022. <p style="text-align: right; margin-right: 50px;">Sd/-</p> <p style="text-align: right; margin-right: 50px;">(A.P. Kurhekar) [P.T.O. Member(J)</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.155 of 2019</p> <p>M.K. AtkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired from Government service on 30.04.2014 when D.E. was pending against him. After retirement D.E. was completed and by order dated 17.09.2018 punishment of recovery of Rs.8,55,998/- (Rs. Eight Lakhs Fifty-Five Thousand Nine Hundred and Ninety Eight only) from retiral benefits is imposed invoking Rule 27 of M.C.S. (Pension) Rules, 1982 which is under challenge in present O.A.</p> <p>3. The Applicant in O.A. has made specific pleading that the order being passed under Rule 27 of M.C.S. (Pension) Rules, 1982 it is not appealable. While dealing with this pleading Respondents in Affidavit-in-Reply did not dispute it stating that the averment to that effect made by the Applicant in O.A. is legal submission. Suffice to say there is no rebuttal in Affidavit-in-Reply to the stand raised by the Applicant that there is no appeal remedy. Perhaps, it is for this reason, there is no mention in the impugned order that the Applicant can avail legal remedy before the appellate authority within stipulated period as we generally found in the order of punishment.</p>

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	<p>4. As per Section 20(1) of Administrative Tribunal Act, 1985, Tribunal shall not ordinarily admit an application unless it is satisfied that the Applicant had availed all of the remedies available to him under the relevant service rules as to redressal of grievances. As such, word "ordinarily" used under Section 20(1) of Administrative Tribunal Act, 1985 is significant.</p> <p>5. Though there is no specific pleading or rebuttal in Affidavit-in-Reply, learned P.O. tried to contend that the impugned order amounts to reduction in pension, and therefore it is appealable. Indeed, impugned order is not of reduction in pension but it is recovery of Rs.8,55,998/- (Rs. Eight Lakhs Fifty-Five Thousand Nine Hundred and Ninety Eight only) from retiral benefits. For reduction in pension there has to be specific order to that effect which is not there.</p> <p>6. Furthermore, the impugned order of punishment has been passed on 17.09.2018. The Applicant stands retired in 2016 and O.A. is filed in 2019. Therefore, now in 2022 it would not be appropriate to ask the Applicant to go back and file appeal for which there is no specific provision for appeal against the order passed under 27 of M.C.S. (Pension) Rules, 1982.</p> <p>7. In view of above, in my considered opinion it would be appropriate to decide the O.A. on merit.</p> <p>8. S.O. to 17.03.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 16.03.2022</p> <p align="center">O.A.No.153 of 2022</p> <p>R. G. SaindaneApplicant</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 Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply.</p> <p>4. S.O. to 28.03.2022.</p> <p align="right">N Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 16.03.2022</p> <p align="center">O.A.No.808 of 2021 with M.A. No.360 of 2021</p> <p>Shri B. R. SheelwantApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms Tanvi Sangle holding for Shri M. A. Parab , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant seeks permission to withdraw the O.A. as well as M.A. with liberty to file another proceeding since she wants to challenge the order / communication dated 18.02.2017 which is not challenged initially in O.A.</p> <p>3. Allowed to withdraw O.A. and M.A. with liberty to file fresh proceeding as may be permissible to law of limitation.</p> <p>4. No order as to cost.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 16.03.2022</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 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 learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 06.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.149 of 2022</p> <p>S.K. NaravaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.D. Kango, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed during the course of the day. Statement is accepted. It be taken on record. Copy of the Reply be served on other side in advance.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 24.03.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 16.03.2022</p> <p align="right">O.A.No.166 of 2020</p> <p>U. S. JagtapApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale holding for Smt. Ranjana Todankar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant stated that Advocate Smt. Ranjana Todankar is not feeling well and requested for adjournment.</p> <p>3. S.O. to 01.04.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 16.03.2022</p> <p align="center">O.A.No.927 of 2021</p> <p>S. J. KhairnarApplicant</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. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. S.O. to 07.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 16.03.2022</p> <p align="center">O.A.No.805 of 2021</p> <p>Dr. A. Y. Saraf & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms Sonali Pawar holding for Shri V. P. Sangvikar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicants has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. S.O. to 08.04.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.244 of 2022</p> <p>D.K. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Satyavrat Joshi, learned Advocate along with Shri S.R. Deshpande, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Pragathi B Malle, learned Advocate for the Caveator. 2. The Applicant has challenged suspension order dated 02.03.2022 whereby he is suspended in contemplation of D.E. invoking Rule 4(1) of M.C.S. (Discipline and Appeal) Rules, 1979. 3. Issue notice before admission returnable on 18.04.2022. 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. <p align="right">[PTO.]</p>

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	<p data-bbox="766 407 1497 600">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.</p> <p data-bbox="766 633 1109 669">9. S.O. to 18.04.2022.</p> <p data-bbox="1230 752 1292 788">Sd/-</p> <p data-bbox="1154 834 1357 911">(A.P. Kurhekar) Member (J)</p> <p data-bbox="766 950 816 973">NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.138 of 2022</p> <p>D.B. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, 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 to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.04.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.107 of 2022</p> <p>R.Y. PatelApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt Snehal Vaidya, 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 to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.75 of 2022</p> <p>S.K. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, 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 to file Affidavit-in-Reply.</p> <p>3. S.O. to 01.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">O.A. No.18 of 2022</p> <p>V.K. BorhadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. 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 to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 31.03.2022.</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: 16.03.2022</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 to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 31.03.2022.</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: 16.03.2022</p> <p align="center">O.A. No.990 of 2021</p> <p>C.V. PotdarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Enough time is granted to file Reply but the same is not filed. Hence, matter to proceed without Reply. 3. O.A. be kept for hearing at the stage of admission without Reply. 4. S.O. to 06.04.2022. <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: 16.03.2022</p> <p align="center">O.A. No.974 of 2021</p> <p>S.B. ZawareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Shantanu Raktate, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Enough time is granted to file Rely but the same is not filed. Hence, I am not inclined to grant further time. 3. O.A. is for grant of interest on delayed retiral benefits. 4. O.A. be kept for hearing without Reply. 5. S.O. to 29.03.2022. <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: 16.03.2022</p> <p align="center">O.A. No.652 of 2020</p> <p>M.B. BorkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.V. Thorat, learned Advocate for the Applicant and Shri A.J. Chougule, learned Advocate holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This O.A. is transferred from Division Bench to Single Bench and today for the first time it is placed before this Bench.</p> <p>3. The perusal of record reveals that the Applicant has challenged order dated 17.09.2020 whereby his period from 14.09.2008 to 15.12.2008 has been treated as suspension, as such. No Reply is filed by the Respondents though enough time is availed.</p> <p>4. Learned P.O. again south time stating that he made correspondence to the Department but no instructions are received.</p> <p>5. Since, more than one year is availed for filing Reply. Hence, I am not inclined to grant further time.</p> <p>6. O.A. be kept for hearing without Reply.</p> <p>7. S.O. to 01.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</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: 16.03.2022</p> <p align="center">M.A. No.124 of 2022 in O.A. No.844 of 2021</p> <p>C.S. LokhandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. M.A. is filed for condonation of delay in pending O.A. Since Respondents are already served with notices, issuance of notices in M.A. is dispensed with. Reply is already filed in O.A. 3. Learned P.O. should file Reply to M.A. within two weeks. 4. Learned Advocate for the Applicant raised grievance for non-payment of provisional pension. However, learned P.O. submits that it is in process. 5. In O.A. the tribunal has passed order on 02.03.2022 directing the Respondents to pay provisional pension regularly and arrears should be paid within two weeks. 6. Learned P.O. is directed to make sure compliance of the order dated 02.03.2022, otherwise Department will face contempt proceeding. 7. S.O. to 29.03.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p> <p align="right">[P.T.O.]</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: 16.03.2022</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. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. is filed by retired Government servant challenging recovery and withholding of Gratuity. Therefore M.A. and O.A. will be heard together at the stage of admission.</p> <p>4. S.O. to 30.03.2022.</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
	<p>Date: 16.03.2022</p> <p>O.A. No.238 of 2022 with O.A. No.239 of 2022</p> <p>D.K. ChoudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 13.04.2022. 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 13.04.2022. <p style="text-align: center;">n Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 16.03.2022</p> <p align="center">M.A. No.139 of 2022 in O.A. No.235 of 2022</p> <p>R.P. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.V. Thorat, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</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
	<p>Date: 16.03.2022</p> <p style="text-align: center;">O.A. No.235 of 2022</p> <p>R.P. Patil & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.V. Thorat, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 13.04.2022. 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 13.04.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>