

**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><u>16.06.2022</u></p> <p>C.A 8/2022 in O.A 975/2019, C.A 9/2022 in O.A 976/2019 and C.A 10/2022 in O.A 977/20129.</p> <p>Shri G.S Bhajbhujje & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.V Patil, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants points out that the order of this Tribunal dated 1.7.2021 giving directions to the Respondents to accommodate the applicant in O.A 975/2019 is not yet complied with.</p> <p>3. Learned counsel for the applicants pointed out that in the order dated 1.7.2021, the Tribunal has held that the letter dated 15.2.2019 issued by way of internal communication with the Respondents is not consistent with clause 4 of the G.R dated 1.12.2019. Learned counsel for the applicants submitted that the Respondents have committed the same mistake of counting the marks of BSW and ignoring the marks of MSW. The merit of the applicant was decided as he pointed out to letter dated 4.3.2022 written by Shri Sandeep Golaith, Additional Commissioner, Tribal Development Department, Nasik.</p> <p>4. On calculating, we found that the total marks of Mr Bhajbhujje should have been counted as 50% of marks in MSW i.e. 44.5 + 29 marks in on-line exam, which comes to 73.5 marks. However, his marks are calculated on the basis of BSW, i.e. 32.22 + 29 marks in on-line exam which comes to 61.22 marks.</p> <p>5. Affidavit in reply is filed by the Respondents. Learned C.P.O wants to take instructions on this letter dated 4.3.2022 of Shri Sandeep Golaith, Addl. Commissioner, Tribal Development, Nasik.</p> <p>6. At the request of learned counsel for the applicant, matter is adjourned to 7.7.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>16.06.2022</u></p> <p align="center"><u>O.A 508/2022</u></p> <p>Shri S.V Borhade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter is fixed on Monday, i.e 20.6.2022. The Respondent no. 1, Home Department is directed to depute responsible officer to remain present before this Tribunal.</p> <p>3. S.O to 20.6.2022.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.483 of 2022</u></p> <p>M.G. Prajapat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Suryawanshi, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 4.7.2022. Interim relief to continue.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 16.06.2022</p> <p align="center">M.A. No.01 of 2022 in O.A. No.04 of 2022</p> <p>C.M. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Since O.A. No.04/2022 is already disposed of today by giving some directions for the completion of D.E., this M.A. also stands disposed of with no order as to costs.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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 : 16.06.2022</p> <p align="center">O.A.No.519 of 2018</p> <p>S. N. HajareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present. None for Respondent No.5.</p> <p>2. The matter is adjourned to give one opportunity to the Applicant and his Counsel.</p> <p>3. S.O. to 28.06.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">M. A. No.114 of 2022 in O.A.No.1040 of 2017 With O.A.No.1040 of 2017</p> <p>Mrs Yogita G. BhambureApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms Savita Suryawanshi holding for Shri V. V. Joshi, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant states that M.A. is wrongly filed. According to her, M.A. ^{was to filed} is for amendment and not for production. She sought permission to withdraw M.A.</p> <p>3. Allowed to withdraw M.A.</p> <p>4. Accordingly, this M.A. is disposed with no order as to costs.</p> <p>5. O.A. be kept for final hearing on 01.07.2022.</p> <p>Sd/- Sd/-</p> <p>(Bijay Kumar) (A.P. Kurhekar) Member (A) 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: 16.06.2022</p> <p align="center">O.A. No.875 of 2021</p> <p>R.R. KambleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant has filed this O.A. in person but absent. Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondent is present. As per the order passed by the Tribunal on 17.02.2022 direction were given to complete enquiry within 8 weeks. However, still enquiry is pending and no final order is passed therein. Learned P.O. submits that the Applicant has already submitted his Reply / explanation to the report of enquiry officer given to him and now matter is with the disciplinary authority for passing final order and appropriate order would be passed within a week. On request of learned P.O. one week time is granted with liberty to file Reply, if any. S.O. to 22.06.2022. <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</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: 16.06.2022</p> <p align="center">C.A. No.51 of 2019 in O.A. No.301 of 2017 with M.A. No.56 of 2020</p> <p>J.K. BhosleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that decision rendered by the Tribunal is challenged before Hon'ble High Court by filing Writ Petition in which learned Advocate for the Applicant has made a statement that he will not proceed with contempt proceeding till the decision of Writ Petition.</p> <p>3. Today learned Advocate for the Applicant further fairly stated that this C.A. be disposed of with liberty to file fresh C.A. after the decision of Hon'ble High Court in Writ Petition. Submission is quite fair and accepted.</p> <p>4. In view of above, C.A. is disposed of with no order as to costs.</p> <p>5. In view of above, M.A. No.56/2020 filed for direction also stands disposed of with no order as to costs.</p> <p align="center">Sd/-</p> <p align="center">(Bijay Kumar) Member (A)</p> <p align="center">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="right">[P.T.O.]</p> <p align="left">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.06.2022</p> <p align="center">M. A. No.510 of 2021 in O.A.No.261 of 2020</p> <p>B. A 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 Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. In fact, the Applicant has challenged summary dismissal by filing O.A. mainly on the ground of competency of the authority. 3. O.A. is ripe for final hearing. Later, this M.A. is filed on the ground that in the meantime, the Tribunal has rendered some decisions which supports the Applicant's case. Therefore, M.A.is filed to decide the issue on the point of competency. 4. In fact, since the issue of competency is already raised in O.A., there was no need to file M.A. 5. In view of above, M.A. is disposed of with no order as to costs. 6. O.A. be kept for final hearing. 7. At this juncture, learned Counsel for the Applicant has filed Rejoinder. It is taken on record. 8. S.O. to 30.06.2022. <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">O.A.No.1101 of 2017</p> <p>S. K. GujaleApplicant</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. On request of learned Counsel for the Applicant, one week time is granted since for the first time it is listed on board. 3. The matter is adjourned for final hearing. 4. S.O. to 23.06.2022. <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">M. A. No.61 of 2022 in O.A.No.96 of 2022</p> <p>S. Y. KambleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Prashant Nayak, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Enough chances are granted to file reply but not filed. However, on request of learned P.O., three days time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 20.06.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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: 16.06.2022</p> <p>O.A. No.579 of 2018</p> <p>M.A. WaghmareApplicant 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. Today learned P.O. has filed short Affidavit in Sur-Rejoinder on behalf of Respondent along with file noting to show compliance of Rule 8(4) of M.C.S. (Discipline and Appeal) Rules, 1979. It is taken on record.</p> <p>3. Arguments concluded and matter is closed for order.</p> <p style="text-align: center;"> Sd/- _____ Sd/- (Bijay Kumar) (A.P. Kurhekar) Member (A) Member (J) </p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 16.06.2022</p> <p align="center">O.A. No.04 of 2022</p> <p>C.M. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant has challenged initiation of D.E. by service of chargesheet dated 14.10.2021 on the ground that it is hit by Rule 27 of M.C.S. (Pension) Rule, 1982 which <i>inter-alia</i> provides limitation of 4 years for enquiring into charges where D.E. is initiated after retirement.</p> <p>3. The Perusal of chargesheet <i>ex-facie</i> shows that some of the charges pertaining to period more than 4 years for issuance of chargesheet. The Applicant admittedly stands retired on 31.12.2018. This being the position the charges ought to have been limited to 4 years period prior to initiation of D.E.</p> <p>4. Learned C.P.O. has pointed out that the Tribunal by order dated 20.01.2022 gave concession to the Department about delay in initiation of D.E. in view of COVID-19 Pandemic Situation in Para 6 and 7 Tribunal held as under:-</p> <p>“6. Learned C.P.O submitted that in the affidavit in reply the Respondents have pointed out that the Hon'ble Supreme Court by order dated 23.9.2021 in M.A 665/2021 in SMW (C) No. 3/2020 has made exception to the period of limitation due to Covid-19 Pandemic from March, 2020, and so she submits that the period of 1 1/2 years is to be condoned and therefore that period should be stretched prior to October, 2017, that is the period of completion of four years prior to the issuance of the charge sheet. [P.T.O.]</p>

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

Tribunal's orders

7. If the submissions of the learned C.P.O are taken into account the period of charges can be fixed from 20.3.2016 onwards. On perusal of the charge sheet, it is found that Respondents have not mentioned the exact month and year of Charge no. 7, 8 & 9. The charge No. 1 is of the year 2012.

5. As such, in view of the order passed by the Tribunal charges can be enquired into from 20.03.2016 onwards. Shri U.V. Bhosle, learned Advocate for the Applicant fairly stated that he accepts this position for enquiring misconduct from 20.03.2016 onwards as ordered by the Tribunal in order dated 20.01.2022.

6. In view of above, now disciplinary authority have to amend or rectify original chargesheet in terms of the order passed by the Tribunal on 20.01.2022 so that charges of misconduct prior to 20.03.2016 cannot be enquired into and finding of enquiry officer will be restricted to the misconduct from 20.03.2016 onwards.

7. In view of above, Respondent No.1 – Government (Disciplinary Authority) shall issue corrigendum to the chargesheet in terms of the order passed by the Tribunal on 20.01.2022 so that evidence and finding is restricted to the charges about alleged misconduct from 20.03.2016 onwards or disciplinary authority may issue correct chargesheet which deemed to be instituted on the date of Original chargesheet dated 14.10.2021.

8. In view of above, O.A. is disposed of with no order as to costs.

9. Enquiry be completed expeditiously latest within 6 months from today in accordance to law by passing final order therein.

Sd/-

(Bijay Kumar)
Member (A)

Sd/-

W
(A.P. Kurhekar)
Member (J)

**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: 16.06.2022</p> <p>O.A. No.501 of 2018</p> <p>V.K. MeherApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought permission to withdraw O.A.</p> <p>3. Allowed to withdraw with no order as to costs.</p> <p>Sd/- Sd/- (Bijay Kumar) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p> <p>LATER ON:</p> <p>4. In the afternoon session Shri M.B. Kadam, learned Advocate for the Applicant appeared and requested to modify the order of withdrawal passed in the morning session. He states that he was in wrong conception and without instruction from the client made statement for withdrawal of O.A. on the basis of which O.A. was allowed to withdraw, he apologized for the mistake. He submits that O.A. be heard on merit.</p> <p style="text-align: right;">P.T.O.</p>

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

Tribunal's orders

5. In the interest of justice, allowed to withdraw the statement made in the morning session and order of withdrawal is recalled.

6. O.A. be heard tomorrow i.e. on 17.06.2022 for Final Hearing.

Sd/-

(Bijay Kumar)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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>LATER ON : Date : 16.06.2022</p> <p style="text-align: center;">O.A.No.288 of 2022</p> <p>M.V. GaikwadApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. We are not inclined to keep this O.A. pending. We direct the Respondents to complete the procedure of fixing the Deemed Date on or before 24.08.2022.</p> <p>3. O.A. is disposed of.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

Tribunal's orders

Date : 16.06.2022

O.A.No.21 of 2021

S.S. Mali & Ors.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. A.A. Desai, learned Advocate along with Mr. S.D. Patil, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and

2. Today the matter was shown on board. It was put on the 'Supplementary Board'. Unfortunately, learned Advocate Mr. Desai argued the matter. However it is noticed by us that the matter was placed on today's board wrongly. After hearing Mr. Desai partly we find that if at all we allow the application then Respondents 7 to 19 will be out of service who are appointed and working since more than one year.

3. Learned Advocate Mr. S.S. Ghumare, for Respondents No.7, 8, 10, 12, 16, 17 and 18 is not present since the date was not given to this matter and therefore it is not proper on our part to proceed with the matter, though it is High Court expedited.

4. We direct the office of D.G., Respondent No.2 to get the address and the contacts of Respondents No.7 to 19. After receiving the same, registry will be directed to issue notice to those persons. We also direct Mr. Ghumare, learned Advocate to remain present on the next date.

5. Adjourned to 23.06.2022.

Sd/-

(Medha Gadgil)
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.37 of 2022</u></p> <p>M.P. Nagare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.L. Kulkarni, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 3 and Shri B.A. Bandiwadekar, learned Advocate for Respondent No.5.</p> <p>2. Ld. CPO seeks two weeks time to file short reply.</p> <p>3. S.O. to 30.6.2022. Interim relief to continue.</p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 16.6.2022 (sgj) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson 16.6.2022 </p>

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

Tribunal's orders

O.A. No.288 of 2022

Milind V. Gaikwad ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Savita Suryawanshi holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant on record has not reached the Tribunal therefore it is prayed on her behalf by Smt. Savita Suryawanshi that matter be kept back.

3. Smt. Geeta Kulkarni, Deputy Secretary in the office of Additional Chief Secretary (Services), GAD is present in the Tribunal and her affidavit dated 14.6.2022 filed on behalf of respondent no.2 pursuant to order dated 9.6.2022 is taken on record and copy is tendered to Ld. Advocate Smt. Savita Suryawanshi.

4. Out attention is drawn by the Ld. PO to para 4.2 (a), (b) & (c) and 4.3 of the affidavit. After going through these paras, we are satisfied about the procedure followed and which is going to be followed as the applicant is not required to give any representation demanding his deemed date. We are informed by officer present in the Court that the officer who is exonerated and promoted, his case will be scrutinized by the parent department i.e. Home Department and after completion of scrutiny, a proposal in all respects will be submitted to the GAD and Finance Department for their concurrence and thereafter the deemed date will be given and once the date is given such officer is entitled to all the arrears as per rules and law.

5. We are satisfied with this affidavit and the explanation given by the officer. We appreciate Smt. Geeta Kulkarni for her able assistance and therefore we are inclined to dispose of this OA.

6. Keep back.

Sd/-
(Medha Gadgil)
Member (A)
16.6.2022

Sd/-
(Mridula Bhatkar, J.)
Chairperson
16.6.2022

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.557 of 2021 & O.A. No.676 of 2021</u></p> <p>S.M. Mutekar & Ors. S.B. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 20.6.2022. Interim relief to continue.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date : 16.06.2022</p> <p align="center">O.A.No.556 of 2022</p> <p>K.S. ShengaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Applicant working as Assistant Commissioner of Police at Wadala Division is now transferred to North Regional Control Room at Borivali by order dated 24.05.2022. He is relieved on 25.05.2022.</p> <p>3. Learned Advocate for the Applicant challenges this order of transfer on the following grounds :</p> <p>(a) Applicant is going to retire on 31.12.2022.</p> <p>(b) Applicant was posted at Wadala Division on 09.09.2021, hence, his transfer is within one year therefore it is to be stayed.</p> <p>4. At the request of learned P.O. adjourned to 17.06.2022.</p> <p align="right">  Sd/- _____ (Mridula Bhatkar, J.) Chairperson </p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

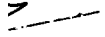
(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.06.2022</p> <p align="center">O.A.No.561 of 2022</p> <p>R.H. AarsiddhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant who is working as Sales Tax Officer in Pune prayer that directions be given to Respondent No.1 to decide his representations dated 27.01.2021 and 08.03.2022 regarding correction of his Date of Birth. Applicant claims that his Date of Birth is 02.07.1965, however it is wrongly shown as 02.07.1964. Applicant is going to retire on 31.07.2022 if the date of birth is fixed on 02.07.1964.</p> <p>3. In view of the above, we hereby direct the Respondents to decide the representations of the Applicant on or before 28.06.2022.</p> <p>4. O.A. is disposed of accordingly.</p> <p align="right">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.06.2022</p> <p>O.A.No.552 of 2022</p> <p>N.K. PardeshiApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Heard Ms. Pooja Mankoji, learned Advocate holding for Mr. S.S. Dere, learned Advocate for the Applicant and Mr. A.J. Chougule, learned 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 23.06.2022.4. 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. Adjourned to 23.06.2022. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 16.06.2022</p> <p>O.A.No.495 of 2022</p> <p>K.K. KambleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 14.07.2022.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. Adjourned to 14.07.2022.</p> <p style="text-align: right;">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

Tribunal's orders

Date : 16.06.2022

O.A.No.470 of 2022 with M.A.No.296 of 2022

C.D. Anbhule ...Applicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Prachi Hendre, learned Advocate for the Applicant and Ms. Archana B.K., learned 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 14.07.2022.
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. Adjourned to 14.07.2022.



Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.862 of 2021</u></p> <p>T.B. Vhanmane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 29.6.2022 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.812 of 2021</u></p> <p>P.G. Soude ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the applicant adjourned to 30.6.2022. Interim relief to continue.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.182 of 2022</u></p> <p>A.E. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 14.6.2022 on behalf of respondent no.2 and 3 and the same is taken on record.</p> <p>3. S.O. to 30.6.2022 for rejoinder.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.316 of 2021 in O.A. No.658 of 2021</u></p> <p>P.S. Kshirsagar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Prachi Hendre holding for Shri V.V. Joshi, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 15.6.2022 on behalf of respondent no.3 in MA and the same is taken on record.</p> <p>3. S.O. to 7.7.2022.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.282 of 2021 in O.A. No.552 of 2021 with M.A. No.283 of 2021 in O.A. No.553 of 2021</u></p> <p>K.T. More P.G. Kulkarni Vs. The State of Maharashtra & Ors.</p> <p align="right">..Applicants ..Respondents</p> <p>Heard Smt. Prachi Hendre holding for Shri V.V. Joshi, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 7.7.2022 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.13 of 2022 in O.A. No.466 of 2021</u></p> <p>S.N. Kadam ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.B. Khot, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that the applicant is already getting family pension from 1.4.2022 and arrears is also given on 7.3.2022. She produces copy of letter dated 14.6.2022 wherein family pension and the arrears of Rs.5,89,537/- have been paid. Copy of letter is taken on record and marked Exhibit A for verification.</p> <p>3. Ld. PO seeks time to file affidavit to this effect.</p> <p>4. S.O. to 30.6.2022.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

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

Date : 16.06.2022

M. A No.380 of 2021 in O.A.No.427 of 2021

P. B. PatilApplicant

Versus

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

1. The Applicant and his Counsel are continuously absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.
2. Perusal of order passed by this Tribunal on 20.12.2021, 31.01.2022 and 06.04.2022 reveals that the Applicant and his Counsel are continuously absent. The Applicant was directed to serve the copy of M.A. on Respondents within two weeks.
3. Learned P.O. submits that till date no service of M.A. to the office.
4. Thus, it appears that the Applicant his Counsel are not interested in the matter.
5. Hence, M.A. and O.A. are dismissed in default.
6. No order as to costs.

Sd/-
(Bijay Kumar)
Member (A)

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

vsm

**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 : 16.06.2022</p> <p align="center">M. A. No.108 of 2022 in O.A.No.174 of 2022</p> <p>V. C. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present. O.A. is filed along with M.A. for interim relief. Perusal of record reveals that since filing of O.A. and M.A., the Applicant and his Counsel both are continuously absent. The Tribunal has noted this fact in its orders dated 14.03.2022 and 18.04.2022. It further appears that the Applicant was^{has} not served with² the notices upon the Respondents. On previous date, the order was passed to serve the copy of O.A. and M.A. in the office of C.P.O. and Respondents but there is no compliance. It appears that the Applicant and his Counsel are not interested in the matter, therefore, M.A. and O.A. are dismissed in default. No order as to costs. <p align="center">Sd/- Sd/-</p> <p align="center">  (Bijay Kumar) Member (A) </p> <p align="center">  (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 : 16.06.2022</p> <p align="center">O.A.No.744 of 2021</p> <p>R. S. FundeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri V. P. Potbhare, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Rejoinder on Affidavit. It is taken on record.</p> <p>3. Since pleading is complete, the matter is admitted and it be kept for final hearing.</p> <p>4. S.O. to 07.07.2022.</p> <p align="center">Sd/-</p> <p align="center">(Bijay Kumar) Member (A)</p> <p align="center">Sd/- vvv (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 : 16.06.2022</p> <p align="center">O.A.No.833 of 2021</p> <p>S. S. JoshiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. T. Bhosle, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply.</p> <p>3. S.O. to 06.07.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">O.A.No.56 of 2022</p> <p>V. S. VanjariApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant holding for Shri V. B. Joshi, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant sought adjournment.</p> <p>3. Perusal of record reveals that the Applicant has challenged order dated 14.10.2019 imposing punishment of withholding of increments for three years without cumulative effect which is maintained in appeal. As such, the matter pertains to Single Bench and not Division Bench.</p> <p>4. In O.A., Affidavit-in-Reply is already filed and matter is ripe for final hearing.</p> <p>5. The Registrar is, therefore, directed to place the matter before Single Bench.</p> <p>Sd/- Sd/-</p> <p>(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">M. A. No.71 of 2022 in O.A.No.120 of 2022</p> <p>N. B. DhaygudeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. In view of absence of learned Counsel for the applicant, the matter is adjourned to give one opportunity.</p> <p>3. S.O. to 23.06.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">C. A No.21 of 2022 in O.A.No.900 of 2021</p> <p>B. R. GirmeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. R. Kapadia, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record.</p> <p>3. S.O. to 22.06.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) Member(J)</p> <p>vsm</p>

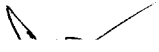
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 : 16.06.2022</p> <p align="center">M. A. No.128 of 2021 in O.A.No.212 of 2021</p> <p>V. G. DawariApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Arschana B. K., learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent No.1. Learned Counsel for the Applicant No.2 is absent.</p> <p>2. Today, learned P.O. submits that Affidavit in Reply is under preparation. She is directed to file the reply during the course of the day.</p> <p>3. M. A. be kept for hearing.</p> <p>4. S.O. to 28.06.2022.</p> <p align="right">Sd/- </p> <p>(Bijay Kumar) (A.P. Kurhekar) Member (A) 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 : 16.06.2022</p> <p align="center">M. A. No.36 of 2022 in O.A.No.65 of 2022</p> <p>P P. BhosaleApplicant</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 Respondents.</p> <p>2. Learned Counsel for the Applicant submits that he is filing Rejoinder in M.A. to explain the stand taken by the Respondents in reply to M.A. It be filed during the course of the day.</p> <p>3. M.A. be kept for hearing.</p> <p>4. S.O. to 30.06.2022</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Bijay Kumar) (A.P. Kurhekar) Member (A) 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: 16.06.2022</p> <p>O.A. No.701 of 2016</p> <p>D.R. DigholeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Today matter is for filing Reply to the amended copy of the O.A. 3. Learned P.O. submits that Reply will be filed during the course of the day or latest by tomorrow. Statement is accepted. It be taken on record. 4. Since, pleading is complete O.A. be kept for Final Hearing. 5. S.O. to 23.06.2022. <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Bijay Kumar) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 16.06.2022</p> <p align="center">O.A. No.663 of 2017</p> <p>V.Y. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order passed by appellate authority dated 17.06.2017 whereby his appeal came to be dismissed stating that it is not within limitation.</p> <p>3. The Applicant was Class IV employee on the establishment of Respondent No.1 - Dean, Government Dental College, Mumbai. He was subjected to disciplinary proceeding and by order dated 23.12.2016 he came to be removed from service invoking Rule 5(8) of M.C.S. (Discipline & Appeal) Rules, 1979.</p> <p>4. Being aggrieved, he filed appeal before Respondent No.2 – The Director of Medical Education and Research on 29.03.2017. However, appellate authority dismissed the appeal by order dated 17.06.2017 stating that it is not filed within limitation of 60 days and barred by limitation.</p> <p>5. Indeed, the Applicant has specifically pleaded in O.A. that he was not served the copy of punishment order which seems to have sent to him by speed post but returned back as seen from the record. In O.A. it is further specifically stated, then he personally went to the office and collected copy of order on 19.06.2017. It</p>

[P.T.O.]

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

Tribunal's orders

is on this background he filed appeal after receipt of order of punishment. It being so, the rejection of appeal on the ground that appeal is not preferred within limitation is totally incorrect. In fact appeal period is of 45 days and not 60 days as stated by appellate authority in its order.

6. As such, appellate authority ought to have seen that the Applicant was not served with the copy of punishment order and appeal being filed within period of 40 days from the date of receipt of order of punishment was within limitation.

7. In view of above, in the interest of justice we set aside order of appeal authority dismissing the appeal on the point of limitation.

8. We hereby condoned the delay, if any, in filing appeal and it would be appropriate to decide the appeal on its own merit.

9. For the aforesaid reason impugned order dated 23.02.2016 is quashed and set aside.

10. Delay if any, is condoned in preferring appeal.

11. Matter is remanded back to the Respondent No.2 - The Director of Medical Education and Research to decide the appeal filed by the Applicant on its own merit within two months from today. Decision as the case may be, shall be communicated to the Applicant within a week thereafter.

Sd/-

(Bijay Kumar)
Member (A)

Sd/-

v
(A.P. Kurhekar)
Member (J)

**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 : 16.06.2022</p> <p align="center">O.A.No.273 of 2022</p> <p>Y. B. GangurdeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. B. Rajkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the very outset, regret to note that though the Applicant is subjected to Departmental Enquiry (D.E.) by charge sheet dated 07.12.2011 and 31.08.2015 and he stands retired on 31.08.2015 , till date there is no finality to D.E. The Applicant has challenged continuation of D.E. on the ground of delay. <i>Prima-facie</i>, the charges seem to be serious but the Respondent seems to be totally oblivious of the seriousness of the matter.</p> <p>3. When specific quarry was raised to learned P.O. about the status of D.E., she stated that Enquiry Officer's report is yet not received. As such, there is inordinate and huge delay in completion of D.E.</p> <p>4. The Disciplinary Authority has also no control over the enquiry matters.</p> <p>5. This Tribunal has come across such inordinate delay, lapses and lethargy on the part of Enquiry Officer as well as Disciplinary Authority in several cases and from time to time directions were given but in vain.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Indeed, the D.E. ought to have been completed within maximum one year in terms of Circular dated 07.04.2008. As per this Circular, if enquiry was not completed within one year, extension is required to be sought from the Administrative Head in Mantralaya. It further provides that where D.E. is not completed within five years, the Government is required to find out who is responsible for such inordinate delay and such person is required to be subjected to departmental proceeding.</p> <p>7. In view of above, it is very much essential to know the state of affair in governance.</p> <p>8. We, therefore, direct to Additional Chief Secretary, Revenue & Forest Department to explain present status of D.E. and also to explain why D.Es are lingering for years together. He is further directed to apprise the Tribunal what action he proposes against the concerned responsible person for not completing D.E. within reasonable time.</p> <p>990. Affidavit be filed on 20.06.2022.</p> <p>9. The Registrar is directed to forward the copy of this order to Chief Secretary, State of Maharashtra for information and necessary action.</p> <p>10. S.O. to 20.06.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Bijay Kumar) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(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 align="center"><u>C.A. No.2 of 2022 in O.A. No.1047 of 2016</u></p> <p>P.P. Birajdar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that reply will be filed during the course of the day.</p> <p>3. S.O. to 7.7.2022.</p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 16.6.2022 (sgj) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson 16.6.2022 </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><u>M.A. No.350 of 2022 in O.A. No.559 of 2022</u></p> <p>Rukmini V. Kharat & 21 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. None for the applicants.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p style="text-align: center;"> Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022 </p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.548 of 2022</u></p> <p>V.D. Kadam ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 14.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 16.6.2022 (sgj) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson 16.6.2022 </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.560 of 2022</u></p> <p>S.R. Thorat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant challenges charge sheet dated 20.11.2017 and also charge sheet in de-novo enquiry dated 29.4.2022.</p> <p>3. Ld. Advocate for the applicant submits that evidence in the first enquiry is over and he has given his final statement on 19.4.2018.</p> <p>4. Enquiry Officer is directed to remain present tomorrow.</p> <p>5. S.O. to 17.6.2022.</p> <p align="center">Sd/- / Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.506 of 2022</u></p> <p>R.R. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 14.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center">Sd/- / Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.505 of 2022</u></p> <p>R.S. Khapale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 14.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center">Sd/- / Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) / Chairperson 16.6.2022 / 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.496 of 2022</u></p> <p>N.M. Khan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 28.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 16.6.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 16.6.2022</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.431 of 2022</u></p> <p>T.P. Sonawane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This OA is not to be tagged with OA No.432 of 2022.</p> <p>3. Ld. PO seeks time to file reply.</p> <p>4. S.O. to 14.7.2022.</p> <p align="center">Sd/- Sd/- <u>7</u> (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.432 of 2022</u></p> <p>T.R. Shete ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This OA is not to be tagged with OA No.431 of 2022.</p> <p>3. Notice before admission is already issued. Ld. PO seeks time to file reply.</p> <p>4. S.O. to 14.7.2022.</p> <p align="center">Sd/- / Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 16.6.2022 16.6.2022</p> <p>(sgj)</p>