

**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 : 17.03.2023</p> <p align="center">O.A.No.857 of 2021</p> <p>L. P. Gaikwad & Ors.Applicants Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. P. S. Jadhav, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicants have challenged the order dated 31.01.2020 whereby claim of the Applicant No.2 for appointment in terms of recommendation of Lad & Page Committee has been rejected on the ground that they do not belong to Scheduled Caste as contemplated in G.R. dated 11.03.2016. The Applicant is wife and Applicant No.2 is son of Shri Parshuram Gaikwad who was Safai Kamgar on the establishment of Respondent No.3- Superintendent ^{Regional Mental Hospital} of Police, Yerwada, Pune. He retired on 31.05.2009 on attaining the age of 58 years. Thereafter, he died on 28.09.2010. The Applicant No.2 made an application for appointment as Safai Kamgar in terms of recommendations of Lad & Page Committee. However, it was rejected by impugned communication dated 30.01.2020 stating that as per G.R. dated 11.03.2016, the scheme is applicable to Schedule Caste - Safai Kamgar only. In impugned order, it is further stated that Parshuram Gaikwad was Hindu Takari falling in Nomadic Tribe -A community and not Scheduled Caste.</p> <p>3. When the matter is taken up for hearing, learned Counsel for the Applicant has pointed out that recently the Government through Social Justice and Special Assistance Department by G.R. dated 24.02.2023 revised the terms and conditions of the scheme for compassionate appointment and now it is applicable to all Safai Kamgar irrespective of caste. She has also tendered G.R. dated 24.02.2023 ^{B.T.O.}</p>

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	<p>4. Learned P.O. also fairly concedes that the terms and conditions of the scheme has been revised in terms of fresh G.R. dated 24.02.2023 and the conditions put forth in G.R. dated 11.03.2016 that the scheme is applicable only to Schedule Caste -Sweepers is taken away.</p> <p>5. The perusal of G.R. dated 24.02.2023 also reveals that this G.R. is issued in supersession of all GRs and Circulars issued by the Government in past.</p> <p>6. In view of above, learned Counsel for the Applicant sought permission to withdraw the O.A. with liberty to make fresh representation to the Respondent No.3 on the basis of G.R. dated 24.02.2023.</p> <p>7. Allowed to withdraw the O.A. with liberty to make representation afresh and the Respondent No.3 in terms of G.R. dated 24.02.2023 and if any such representation is made within a month from today, the Respondent No.3 shall decide it within six weeks from the date of receipt of representation and the decision be communicated to the Applicant.</p> <p>8. If the Applicant felt aggrieved, he may avail further legal remedy.</p> <p>9. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 17.03.2023</p> <p align="center">O.A. No.550 of 2022</p> <p>O.S. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Pothare, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought short time to file Additional Affidavit along with documents which according to him are necessary for proper adjudication of the issue involved in the O.A.</p> <p>3. S.O. to 31.03.2023. <i>[Signature]</i></p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>M.A 23/2023 in O.A 622/2021</u></p> <p>State of Maharashtra & Ors ... Applicants (Ori Respondents)</p> <p align="center">Vs.</p> <p>Shri P.R Koli ... Respondent (Applicant)</p> <p>1. Heard Smt K. S Gaikwad, learned P.O for the Applicants (Ori Respondents) and Smt Punam Mahajan, learned counsel for the Respondent (Ori Applicant).</p> <p>2. By order dated 24.2.2023 in the present Misc Application one month's time as prayed for was granted. The extended period got over on 11.1.2023.</p> <p>3. The Misc Application was already disposed of on 24.2.2023 and it has been wrongly shown on Board today.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 style="text-align: center;"><u>O.A.768/2022 with O.A.28/2023</u></p> <p>Shri K.L. Vartak ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri Sachin Salunke, learned Advocate for the Applicant through Video-Conferencing and Smt. A.B. Kololgi, learned P.O. 2. Learned P.O. submits that Rejoinder to Additional Affidavit filed by the Applicant is received today only and sought short time to argue the matter. 3. O.A. be kept on 24th March, 2023 for hearing with specific direction that no further time will be granted and matter will be heard positively. 4. S.O. to 24th March, 2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.730 of 2018</u></p> <p>Shri B.I. Fulari ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri S.A.A.M. Hanif holding for Shri S. Mangle, learned Advocate for the Applicant tendered Vakalatnama of Advocate Shri Mangle. He sought short adjournment on the ground that Advocate Mangle is busy in another Court. Learned P.O. Smt K.S. Gaikwad is present.</p> <p>2. Since matter is of 2018, it deserves to be decided expeditiously. O.A. be kept on Monday hearing.</p> <p>3. S.O. to 20th March, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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	<p style="text-align: center;"><u>O.A.858/2021</u></p> <p>Shri V.T. Patil ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. In the interest of justice, adjourned to 13th April, 2023 to give an opportunity to the Applicant.</p> <p>3. S.O. to 13th April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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	<p style="text-align: center;"><u>O.A.1074/2022</u></p> <p>Shri M.P. Satpute ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri O.M. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. By order dated 15.12.2022, liberty was granted to the Applicant to file Rejoinder, but not filed till date. Learned Advocate for the Applicant requested for adjournment.</p> <p>3. Adjourned for final hearing to 10th April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.918/2022</u></p> <p>Shri V.D. Wakode ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri D.W. Bhosale, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2. When the matter was heard for some time, it is noticed that Applicant is relying on Birth Extract issued by Bhusawal Municipal Council showing date of birth 27.05.1969. Whereas in the Service Book, his date of birth is recorded as 26.06.1969. Obviously, the name of Applicant is not mentioned in Birth Extract. Therefore, it is necessary for the Applicant to clarify that the Birth Extract pertains to his birth only and not to his brothers. The Applicant is, therefore, required to file Additional Affidavit explaining details about name and birth date of his brothers with supporting documents viz. extract of Birth Register or Leaving Certificate.</p> <p>3. S.O. to 24th March, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.898/2022</u></p> <p>Smt. N.S. Vaidya ... Applicants Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri V.P. Potbhare, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned P.O. has tendered Affidavit-in-sur-rejoinder on behalf of Respondent No.5. It is taken on record.</p> <p>3. In this matter, Respondent Nos.4 & 5 only filed Affidavit-in-reply. No reply is filed on behalf of Respondent Nos.1 to 3.</p> <p>4. Learned P.O. submits that Respondent Nos.1 to 3 adopted the reply filed by Respondent Nos.4 & 5.</p> <p>5. O.A. be kept for final hearing to 5th April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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	<u>O.A.Nos.736 to 738/2022</u>
	Shri J.B. Patil & Ors. ... Applicants Vs. The State of Mah. & ors. ... Respondents
	1. Applicants and Advocate absent. Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.
	2. Today, learned P.O. has filed Sur-rejoinder in O.A.Nos.736 and 738/2022. It is taken on record.
	3. Since pleading is complete, O.A. be kept for final hearing to 5 th April, 2023.
	Sd/- (A.P. Kurhekar) Member-J 17.03.2023
	(skw)

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	<p><u>O.A.Nos.226 to 230/2022 with O.A.No.259/2022</u></p> <p>Shri N.L. Yevage & Ors. ... Applicants Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicants and Advocate absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned P.O. sought permission to file Affidavit-in-reply in O.A.No.259/2022. In the interest of justice, allowed to file the same. It is taken on record.</p> <p>3. However, no reply is filed in O.A.Nos.227/2022 and 229/2022 though enough time is granted.</p> <p>4. All these O.As be kept for final hearing to 28th April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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	<p>Date : 17.03.2023</p> <p align="center">O.A.No. 242 of 2023</p> <p>P. R. KaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., three days time is granted to file reply with specific direction that no further time will be granted and matter will be heard on the same day since Applicant is deprived of retiral benefits for more than one year.</p> <p>3. S.O. to 21.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>ysm</p>

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	<p>Date : 17.03.2023</p> <p align="center">O.A.No.383, 384, 385, 386, 387, 391, 392 and 393/2021 with O. A. Nos. 434, 435, 436, 440, 441, 442, 443, 444, 445, & 446 of 2021 with O.A.No.932 of of 2021</p> <p>L. P. Gaikwad & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge learned Counsel for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicants, one week time is granted lastly for final hearing.</p> <p>3. S.O. to 24.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 17.03.2023</p> <p align="center">O.A.No.301 of 2023</p> <p>P. L. TambeApplicant</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. The Applicant is presently working as Awal Karkoon at Yeola, Dist. Nashik on the establishment of Collector, Nashik. He joined at Yeola in Tahsil Office in terms of his transfer order dated 20.07.2018. According to him, he was to be transferred in 2021 or 2022 but not transferred despite giving options. He raised grievance that options given by him were given to the Respondent Nos.3 and 4 on political influence. He has, therefore, filed present O.A. challenging the transfer and posting order dated 01.07.2022 and 24.02.2023 pertaining to Respondent Nos.3 and 4.</p> <p>3. This matter is taken up for admission in the morning session and learned P.O. was directed to take instructions as to whether Applicant's request for transfer can be considered in ensuing general transfers which are two months away.</p> <p>4. In the afternoon session, learned P.O. on instructions submits that Applicant is due for transfer and his name is already included in the list of employees who are due for transfer. Learned P.O. further submits that options will be called from all the Government servants due for transfer and necessary steps would be taken in general transfers of May, 2023.</p> <p align="right">[P.T.O.]</p>

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5. In view of above, the O.A. deserves to be disposed of at the stage of admission since there is nothing to be adjudicated in the matter and grievance of the Applicant would be hopefully redressed in general transfers of May, 2023.

6. The O.A. is disposed of with liberty to Applicant to make representation to the District Collector, Nashik giving his options as required under Government Policy and his options shall be considered appropriately in general transfers of May, 2023. The decision be communicated to the Applicant accordingly.

7. If for one or more reasons, the general transfers of May, 2023 are not affected, in that event also, the Applicant's representation be considered independently by passing appropriate order and the decision be communicated to the Applicant within two weeks from the date of order.

8. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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	<p align="center"><u>O.A. No.82 of 2020</u></p> <p>A.N. Agnihotri ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 & 2 and Shri Iqbal Kureshi, learned Advocate for Respondent No.4.</p> <p>2. Ld. Advocate for Respondent No.4 files affidavit dated 29.9.2022.</p> <p>3. Ld. Advocate for the applicant seeks time.</p> <p>4. S.O. to 31.3.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 17.3.2023 17.3.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.As. No.213 of 2018 with O.A. No.214 of 2018</u></p> <p>A.A. Walvekar V.s. Suryawanshi ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.D. Patil, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants seeks time to call his clients to file affidavit.</p> <p>3. S.O. to 21.3.2023. High on Board.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 17.3.2023 17.3.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.325 of 2018 with O.A. No.13/2020</u></p> <p>A.M. Jadho R.S. Pawar Vs. The State of Maharashtra & Ors.</p> <p align="right">..Applicant ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant in OA No.325/2018, Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for Applicant in OA No.13/2020, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 & 2 and Shri C.T. Chandratre, learned Advocate for Respondent No.3.</p> <p>2. Both the matters are taken on board as they are adjourned to 28.4.2023.</p> <p>3. All the Advocates and parties to take note that on 28.4.2023 this matter will be taken as this is High Court remand back matter.</p> <p>4. S.O. to 28.4.2023. High on Board.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 17.3.2023</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.3.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.346 of 2016</u></p> <p>V.V. Dusane & 2 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicants, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 & 2 and Shri C.T. Chandratre, learned Advocate for Respondents No.4, 6, 8 & 9.</p> <p>2. Ld. PO is directed to take instructions from the MPSC whether applicant in OA No.399/2016 M.A. Gadekar is recommended and got the appointment. The respondents to give address of the applicant so that applicant can be contacted.</p> <p>3. No officer from the MPSC is present today due to State wide strike of Government servants.</p> <p>4. S.O. to 31.3.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 17.3.2023</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.3.2023</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p>O.A.No.837/2022 with O.A.No.860/2022 with O.A.No.941/2022 with O.A.No.946/2022 with O.A.No.947/2022</p> <p>Dr. V. Salunkhe @ Pawar & Ors.Applicants</p> <p>Vs.</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.V. Thorat, learned Advocate for the Applicant in O.A.No.837/2022, Mr. Kushal Mishra, learned Advocate holding for Jay & Co. for the Applicant in O.A.No.860/2022, Mr. A.A. Siddiqui, learned Advocate for the Applicant in O.A.No.941/2022, Mr. D.D. Rananaware, learned Advocate for the Applicants in O.A.Nos.946 & 947/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer with Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate Mr. Thorat has submitted that the Applicant in O.A.No.837/2022 has applied for the post of Assistant Professor - Biochemistry. He has submitted that the Medical Council of India has also cleared the case of the Applicant.</p> <p>3. In view of above, we direct the Respondent to keep one post of Assistant Professor - Biochemistry vacant till filling of the reply.</p> <p>4. Learned Advocate Mr. D.D. Rananaware, for the Applicants in O.A.Nos.946 & 947/2022 has submitted that the Respondent be directed to declare the marks of these two candidates.</p> <p>5. Learned C.P.O. has submitted that today during the course of the day the results will be declared by the M.P.S.C.</p> <p>6. Adjourned to 31.03.2022 for filing affidavit-in-reply.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.161 of 2023 in O.A. No.973 of 2022</u></p> <p>Dr. N.S. Bhuri ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents No.1 & 2 and Ms. Purva Pradhan holding for Shri D.B. Khaire, learned Advocate for Respondent No.3.</p> <p>2. Ld. Advocate for the applicant has filed this MA for amending the OA by adding one para at page 16 after para No.6.17.4 as per Annexure M1.</p> <p>3. In the OA the applicant has challenged the selection process qua appointment of respondent no.3.</p> <p>4. Ld. Advocate for respondent no.3 opposes MA on the ground that amendment is an afterthought and she seeks time to file reply to the MA.</p> <p>5. The OA is filed on 28.9.2022 challenging appointment of respondent no.3. Replies and rejoinder are filed and the matter is admitted on 3.3.2023. In view of this, we allow the MA without reply filed by the respondents and the respondents may file reply to the amended OA.</p> <p>6. MA is allowed. Amendment be carried out within one week and reply be filed to amended OA within two weeks thereafter. Service of amended OA is waived.</p> <p>7. OA is adjourned to 12.4.2023.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 17.3.2023 17.3.2023</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p>O.A.No.560/2022</p> <p>S.S. ThoratApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. 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 has challenged the order of issuance of D.E. and the charge sheet dated 20.11.2017 and also prays to quash and set aside charge sheet in de novo enquiry dated 29.04.2022 issued by the Respondent No.2.</p> <p>3. The O.A. is filed on 13.06.2022. Learned C.P.O. produces copy of final order dated 24.11.2022 issued by the Disciplinary Authority thereby removing the Applicant from the service. The order is passed in pending O.A. Learned C.P.O. has submitted that this O.A. is not maintainable now in view of further developments.</p> <p>4. Learned Advocate for the Applicants has challenged this order dated 24.11.2022 before the Appellate Authority i.e. Government on 16.01.2023 and the said Appeal is pending.</p> <p>5. In view of the decision and the facts, we are of the view that this O.A is not maintainable now. Applicant will be required to take necessary steps, if he wants to.</p> <p>6. O.A. stands disposed of.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.1326 of 2022</p> <p>T.S. GiteApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. A.C. Kaladharan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for filing Rejoinder, if any.</p> <p>4. S.O. to 03.04.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.03 of 2023</p> <p>P.B. ZendeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record. No separate Reply is filed on behalf of Respondent No.1. Nor any time is sought to file Reply on behalf of Respondent No.1. O.A. to proceed without Reply of Respondent No.1.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 10.04.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.23 of 2023</p> <p>G.M. ShaktiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.Hegde, 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 by way of last chance.</p> <p>3. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p style="text-align: center;">O.A. No.58 of 2023</p> <p>A.D. MoreApplicant VersusRespondents. The State of Maharashtra & Ors.</p> <p>1. Heard Ms Purva Pradhan, learned Advocate holding Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. sought two weeks time to file Affidavit-in-Reply because of strike of Government servant.</p> <p>3. S.O. to 31.03.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.65 of 2023</p> <p>I.J. AswarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri A.B. Moon, learned Advocate for the Respondent No.2.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply on behalf of Respondent No.1 by way of most last chance with specific direction that no further time will be granted.</p> <p>3. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.238 of 2023</p> <p>S.V. RajwadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance with specific direction that no further time will be granted, Since there seems no legal hurdle to withheld retiral benefits of the Applicant but it is delayed unnecessarily. He stands retired on 31.01.2021. D.E. was also concluded on 15.11.2022. Insofar as criminal case is concerned FIR was registered on 12.10.2022 i.e. after retirement, and therefore it may not be hurdle to release Gratuity and regular Pension.</p> <p>3. O.A. is therefore expedited.</p> <p>4. S.O. to 24.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.825 of 2021</p> <p>G.S. KaranjeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. sought two weeks time to file M.A. for amendment to establish that Applicants post is transferable and there were post available in other Circle in respect of which benefit of Time Bound Promotion was initially granted and later cancelled because of Surplus in Pune Region.</p> <p>3. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 17.03.2023</p> <p align="center">O.A. No.891 of 2018</p> <p>Dr. D.R. Patil,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. The perusal of record reveals that on previous date i.e. 13.03.2023 the Applicant and his Advocate were absent but in the interest of justice matter was adjourned to give one opportunity to them. Today again they are absent. Thus, Applicant and his counsel seems not interested in the matter. O.A. is dismissed in default. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 17.03.2023</p> <p align="center">O.A. No.148 of 2023</p> <p>A.G. Dhore & Anrs.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. P.H. Hendre, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note, O.A. is adjourned for admission.</p> <p>4. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p>O.A. No.206 of 2023 with M.A. No.118 of 2023 in M.A. No.119 of 2023</p> <p>R.H. Phadtare & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. P.H. Hendre, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note, O.A. is adjourned for admission.</p> <p>4. S.O. to 31.03.2023.</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: 17.03.2023</p> <p>O.A. No.261 of 2023</p> <p>S.D. Lohar,Applicant VersusRespondents. The State of Maharashtra & Ors.</p> <ol style="list-style-type: none"> 1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. This O.A. is filed for grant of interest on delayed payment of Gratuity and Leave Encashment which was paid on 07.01.2023 and 08.06.2022 respectively. 3. Insofar as interest on commutation amount received on 10.09.2014 is concerned learned Advocate for the Applicant fairly concedes that the claim of interest on that amount is not within limitation and sought permission to delete the claim of interest on commutation. Permission granted to delete it of Para No.6.24 (3) of O.A. 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 13.04.2023. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 13.04.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 17.03.2023</p> <p align="center">M.A. No.472 of 2022 in O.A. No.780 of 2022</p> <p>S.M. Chavan,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Smt. P.H. Hendre, learned Advocate for the Applicant has sent her leave note. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. 3. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2 in O.A. It is taken on record. 4. M.A. be kept for hearing. 5. S.O. to 05.04.2023. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">M.A. No.41 of 2023 in M.A. No.42 of 2023 in O.A. No.84 of 2023</p> <p>S.E. Gangtire & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. P.H. Hendre, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note, adjourned to 05.04.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">O.A. No.563 of 2022</p> <p>V.D. PanvalkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. P. Walimbe, learned Advocate for the Applicant and Smt. K.S. Gaikwad, 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 most last chance with specific directions that no further time will be granted.</p> <p>3. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p>O.A. No.1136 of 2022 with O.A. No.1137 of 2022</p> <p>Dr. A.A. Upadhyay Dr. P.A. MeshramApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Potbhare, learned Advocate for the Applicant, Smt. Anita Kolpekar, learned Advocate holding for Shri A.S. Gaikwad, learned Advocate for the Respondent No.4 in O.A. No.1136/22 & No.5 in O.A. No. 1137/2022 and. Shri A.J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. submits that because of strike of Government servant instructions are awaited and Reply is under preparation.</p> <p>3. Two weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 31.03.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p align="center">M.A. No.381 of 2022 in O.A. No.623 of 2022</p> <p>S. Kanakkan,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Today this matter is listed before this Bench in view of allotment of subject of ACPS to the Single Bench. Earlier matters were before Division Bench. 3. Since, Reply is already filed in M.A., M.A. needs to be heard and decided. 4. Learned Advocate for the Applicant sought short time for hearing of M.A. 5. S.O. to 30.03.2023. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</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 style="text-align: center;"><u>O.A.953 of 2022</u></p> <p>Shri A.A.K. Shaikh ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. A B. Kololgi, learned P.O. is present.</p> <p>2. Respondent Nos.2 to 4 have already filed Affidavit-in-reply. However, today again, learned P.O. sought permission to file Additional Affidavit-in-reply with annexures for appropriate decision in the matter. Allowed to file. It is taken on record.</p> <p>3. In the interest of justice, one opportunity given to the Applicant for hearing.</p> <p>4. S.O. to 13th April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</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 style="text-align: center;"><u>O.A.427 of 2021</u></p> <p>Shri P.B. Patil ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. A.B. Kololgi, learned P.O. is present.</p> <p>2. Perusal of record reveals that on 16.06.2022, O.A. was dismissed for default, but later it was restored on 25.08.2022 in view of order passed in M.A.No.583/2022. However, today again, Applicant and Advocate absent. Thus, they seem not interested in the matter.</p> <p>3. In view of above, O.A. is dismissed in default.</p> <p style="text-align: right;">Sd/- * (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</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><u>O.As.435 to 441 of 2022 with O.A.851/2022, O.As.1123 & 1124/2022 & O.A.564/2022</u></p> <p>Shri A.H. Keer & Ors. ... Applicants Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Smt. P. Walimbe, learned Advocate for the Applicant and Smt. S.P. Manchekar, learned C.P.O. is present.</p> <p>2. These matters are already proceeded without Affidavit-in-reply. However, learned CPO requested for adjournment on the ground of strike of Government servants and she needs some more instructions.</p> <p>3. Time granted. S.O. to 31st March, 2023.</p> <p style="text-align: right;">^ Sd/-</p> <p style="text-align: right;">v (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</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"><u>O.A.730 of 2018</u></p> <p>Shri B.I. Fulari ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri S.A.A.M. Hanif holding for Shri S. Mangle, learned Advocate for the Applicant tendered Vakalatnama of Advocate Shri Mangle. He sought short adjournment on the ground that Advocate Mangle is busy in another Court. Learned P.O. Smt K.S. Gaikwad is present.</p> <p>2. Since matter is of 2018, it deserves to be decided expeditiously. O.A. be kept on Monday for hearing.</p> <p>3. S.O. to 20th April, 2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</p>

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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 style="text-align: center;"><u>O.A.518 of 2022</u></p> <p>Shri H.R. Maske ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Applicant and Advocate absent. Smt. A.A. Kololgi, learned P.O. is present.</p> <p>2. Today, O.A. is for filing Additional reply in view of amendment made in O.A, but no reply is filed.</p> <p>3. O.A. be kept for hearing on 27th April, 2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member-J 17.03.2023</p> <p>(skw)</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><u>O.A.848 of 2022</u></p> <p>Shri V.B. Soravade ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. is present.</p> <p>2. This matter pertains to compassionate appointment which is denied because of three children in the family of deceased Government servant. No reply is filed though enough time is granted and matter is proceeded without reply.</p> <p>3. Today, when matter is taken up for hearing, learned Advocate for the Applicant has pointed out that the issue of entitlement to compassionate appointment because of third child in the family is pending before Division Bench in view of conflicting decisions of coordinate Benches (Single Bench).</p> <p>4. Learned Advocate for the Applicant, therefore, wants to move praicipe for hearing of this O.A. along with O.As before Division Bench.</p> <p>5. Two weeks' time is granted to take necessary steps.</p> <p>6. S.O. 31st March, 2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">v</p> <p style="text-align: right;">(A.P. Kurhekar) Member-J 17.03.2023</p>
	(skw)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 17.03.2023</p> <p>O.A. No.1253 of 2022 with O.A. No.04 of 2023 with O.A. No.37 of 2023 with O.A. No.43 of 2023 with O.A. No.146 of 2023</p> <p>A.K. Agale & Ors., D.D. Jagtap & Ors., S.R. Kudale S.B. Mosamkar C.S. Bhor & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, Dr. R.R. Asawa, Shri Om Lonkar, Shri R.L. Kulkarni, learned Advocates for the Applicants and Smt. Archana B.K. and Smt K.S. Gaikwad learned Presenting Officer for the Respondents.</p> <p>2. Out of all these 5 O.As Reply is filed in O.A. No.1253/2022 only.</p> <p>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply in remaining O.As.</p> <p>4. It appears that from the order dated 06.02.2023 passed by Hon'ble High Court in Writ Petition No.1547/2023 filed by The State of Maharashtra & Ors v/s. Shri Ambadas D. Wankhade & Ors. that in respect of Government servant entitlement of increment due on 1st July, some States and Union of India have filed SLP before Apex Court and stay has been granted in ^{those} this matters.</p> <p>5. Thus it appears that though earlier Hon'ble Supreme Court decided the issue in ^{favor} favor of Government servant now again it is raised by some other States and Union of India.</p> <p>6. S.O. to 06.04.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 02.03.2023</p> <p align="center">O.A.No.63 of 2023</p> <p>T. U. Kolte(Patil)Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for the Applicant submits that Rejoinder is under preparation and same will be filed during the course of day. The statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing with liberty to filed Sur-Rejoinder, if any.</p> <p>4. S.O. to 28.03.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>17.03.2023</u></p> <p><u>O.A 1105 & 1106/2022</u></p> <p>Shri A.V Gadge Shri P.S Khatpe ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji holding for Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C. P.O for the Respondents.</p> <p>2. S.O to 17.4.2023. Interim relief to continue till then.</p> <p>Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>O.A 385/2022</u></p> <p>Shri S.K Hankare & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Admit.</p> <p>3. Place for final hearing on 21.4.2023. Interim relief to continue till then.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">/(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>O.A 1070/2021</u></p> <p>Shri D.B Koli & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri D.B Koli, applicant present in person and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants is directed to serve copy of the Original Application on the Respondents.</p> <p>3. S.O to 17.4.2023.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center"><i>(Handwritten Signature)</i> (Medha Gadgil) Member (A)</p> <p align="center">/ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>O.A 512/2022</u></p> <p>Shri H.B Yelde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Thorat, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that he has filed affidavit. It is to be taken on record.</p> <p>3. Admit.</p> <p>4. Place for final hearing on 31.3.2023. H.O.B.</p> <p align="center">Sd/- _____ (Medha Gadgil) Member (A)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>C.A 65/2022 in O.A 263/2021</u></p> <p>Shri D.B Vithoba Kodag ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.A Kashid, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. It is to be noted that the applicant is 80 years old.</p> <p>3. Learned P.O now submits that the Respondents want to file Writ Petition before the Hon'ble High Court challenging the decision of the Tribunal as advised by the Law & Judiciary Department.</p> <p>4. We would like to know when the file was sent to Law & Judiciary Department seeking their opinion on the decision of the Tribunal in O.A 263/2021.</p> <p>5. S.O to 21.3.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p>O.A.No.249/2023</p> <p>A.A. Kale & Ors.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Applicants pray that the order 26.02.2021 passed by this Tribunal in O.A.No.1133/2018, Smt. Kale Bhagyashree Ashok & Ors. Versus The Chief Secretary, Health Department, Matnralaya & Ors. be recalled. Applicants also challenge order of promotion dated 18.08.2021 and claim that they are to be appointed on the post of Public Health Nurses on the basis of merit of written examination held by the Respondent No.2, pursuant to the advertisement dated 21.02.2019.</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 returnable on 19.04.2023.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</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. 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>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original Applications shall stand dismissed.</p> <p>9. Adjourned to 19.04.2023.</p> <p>Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>"Date : 17.03.2023</p> <p align="center">M.A.No.142/2023 in O.A.No.249/2023</p> <p>A.A. Kale & Ors.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p align="center">Sd/- Sd/-</p> <p align="center"><i>Medha Gadgil</i> <i>Mridula Bhatkar, J.</i></p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p align="center">Member (A) Chairperson</p> <p>prk</p>

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	<p>Date : 17.03.2023</p> <p>O.A.No.304/2023</p> <p>T.C. GoreApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. P.B. Kamble, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned C.P.O. seeks time to file affidavit-in-reply.</p> <p>3. Time granted. Reply be filed by 21.03.2023.</p> <p>4. Adjourned to 23.03.2023 at 10.00 a.m.</p> <p>Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p>O.A.No.270/2023</p> <p>R.N. Bhise & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. P.B. Kamble, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned C.P.O. seeks time to file reply to amended O.A.</p> <p>3. Adjourned to 24.03.2023 for filing affidavit-in-reply.</p> <p>Sd/- " Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>C.A 6/2022 in O.A 574/2020</u></p> <p>L.D Veer ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant, Ms Archana B.K, learned P.O for the Respondents and Ms A.M Lonkar, learned counsel for Respondents no 1 to 3.</p> <p>2. Learned counsel Ms Lonkar for Respondents no 1 to 3 has submitted that they have received the approval from the office of the Accountant General and due to the strike by Government employees, no further steps can be taken.</p> <p>3. In view of the above, matter adjourned to 31.3.2023.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 17.03.2023</p> <p>O.A.No.70/2023</p> <p>H.D. More & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Admit.</p> <p>3. Placed for final hearing.</p> <p>4. Adjourned to 12.04.2023.</p> <p>Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p>O.A.No.93/2019</p> <p>R.J. KamaneApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R. Hake Patil, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents</p> <p>2. Admit.</p> <p>3. Placed for final hearing.</p> <p>4. Adjourned to 28.04.2023.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p align="center">O.A.No.1/2023</p> <p>K.C. Jadhavar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Admit.</p> <p>3. Placed for final hearing.</p> <p>4. Adjourned to 11.04.2023.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

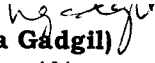

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>C.A 6/2022 in O.A 574/2020</u></p> <p>L.D Veer ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant, Ms Archana B.K, learned P.O for the Respondents and Ms A.M Lonkar, learned counsel for Respondents no 1 to 3.</p> <p>2. Learned counsel Ms Lonkar for Respondents no 1 to 3 has submitted that they have received the approval from the office of the Accountant General and due to the strike by Government employees, no further steps can be taken.</p> <p>3. In view of the above, matter adjourned to 31.3.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">  (Medha Gadgil) Member (A)  (Mridula Bhatkar, J.) Chairperson </p> <p>Akn</p>

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>O.A 818/2021</u></p> <p>V.H Hipparkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O request for time.</p> <p>3. S.O to 24.3.2023. Interim to continue till then.</p> <p align="center">Sd/- <i>(Signature)</i> (Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/- <i>(Signature)</i> (Mridula Bhatkar, J.) Chairperson</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
<u>17.03.2023</u>	<u>O.A 1069/2021</u>
	<p style="text-align: center;">Shri S.R Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji, holding for Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Respondents are directed to file reply by way of last chance.</p> <p>3. S.O to 12.4.2023.</p>
Sd/- (Medha Gadgil) Member (A) Akn	Sd/- (Mridula Bhatkar, J.) Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>17.03.2023</u></p> <p align="center"><u>M.A 51/2023 in O.A 1276/2022</u></p> <p>Shri J.R Deshmukh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Vaishali Jagdale, learned advocate for the applicant, Ms Swati Manchekar, learned P.O for the Respondents 1 & 2 and Shri S.S Mishra, learned counsel for Respondents no 3 to 7.</p> <p>2. Learned counsel for the applicant seeks leave to amend the Misc Application to the extent by adding private parties as Respondents 3 to 7 in the array of the Respondents.</p> <p>3. Permission granted. Amendment to be carried out forthwith and copy to be served on the Respondents.</p> <p>4. Time granted to the Respondents to file reply.</p> <p>5. S.O to 10.4.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.03.2023</p> <p style="text-align: center;">O.A.No.271/2023</p> <p>S.B. DeshmukhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Applicant working as Agriculture Officer prays for the declaration of disciplinary proceedings as they are no est due to inordinate and unexplained delay in completing the disciplinary proceedings. Applicant also challenges his exclusion for not calling the option of posting on promotion to the post of Deputy Director (Agriculture), Maharashtra Agriculture Services, Group-A as being arbitrary and non-sustainable. Applicant prays that he be granted promotion along with his other officers in the select list of 2022-23. Applicant has further challenged Clause No.(i) of the GR dated 15.12.2017 as modified by G.R. dated 30.08.2018.</p> <p>3. Learned Advocate for the Applicant has submitted that the Applicant was facing Criminal Prosecution for the offence of punishment under Prevention of Corruption Act. However, the Applicant is acquitted from the offence and now the Government has filed appeal before the Hon'ble High Court. Learned Advocate has submitted that on 14.01.2017 the Enquiry Officer called upon the Applicant to put up his say and accordingly the applicant filed reply in the enquiry report on 21.12.2017, till then there is no progress. The Enquiry Officer has not concluded the enquiry by passing the final hearing. The learned Advocate has submitted that the applicant be granted interim relief as there is inordinate delay for concluding the enquiry.</p> <p>4. Learned Advocate has further submitted that by way of interim relief the Applicant be promoted ^{PTO} immediately as per his other colleagues in the select</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>list or one post of Deputy Director (Agriculture) be kept vacant.</p> <p>5. Learned P.O. while opposing the O.A. and the interim relief prays for time to file affidavit-in-reply.</p> <p>6. Time granted. In the meanwhile one post of Deputy Director (Agriculture) is to be kept vacant till filing of reply.</p> <p>7. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>8. Issue notice before admission returnable on 17.04.2023.</p> <p>9. 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>10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>11. 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>12. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original Applications shall stand dismissed.</p> <p>13. Adjourned to 17.04.2023.</p> <div style="text-align: center;"><p>Sd/- (Medha Gadgil) Member (A)</p><p>Sd/- (Mridula Bhatkar, J.) Chairperson</p></div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.303 OF 2023

DISTRICT : NASHIK

Dr. B.P. More ...Applicant
Vs.
The State of Maharashtra & Ors.Respondents.

Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant.

Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

**CORAM : Justice Mridula Bhatkar (Chairperson)
Ms. Medha Gadgil (Member) (A)**

DATE : 17.03.2023

O R D E R

1. Learned Advocate has submitted that the Applicant has applied for the post of Director, Forensic Science Laboratories for which interviews are fixed on 20.03.2023. Applicant's name is not short listed though according to the Applicant all the four short-listed candidates are not eligible. Learned Advocate has submitted that for one post four candidates are short-listed out of that two candidates are going to retire shortly, even they will not be completing their probation period. One candidate not being a Professor is not fitting in eligibility criteria. The



requisite experience for this post is 18 years research experience after obtaining Masters Degree is not fulfilled by the 4th candidate.

2. Learned Advocate has pointed out Clause 8.2 of the advertisement No.73/2022 published on dated 29.07.2022 for the post of Director, Forensic Science Laboratories. She has submitted that the Clause 8.2 pertains to the experience which states as follows :-

८.२ अनुभव :- Possess minimum eighteen years experience of research of a recognized merit in any of the subjects mentioned in 8.1 above or in Forensic Science gained after acquiring the qualification mentioned in 8.1 above and possess adequate analytical experience after obtaining the essential academic qualification."

Learned Advocate has submitted that there is no specific mention regarding the publication of paper in every year. Learned Advocate has submitted that now the applicant is working as Deputy Director since 2014 in the, Forensic Laboratories. At the time of appointment as Deputy Director, Forensic Laboratories eligibility criterion of experience of 10 years in Research, was fulfilled by the Applicant.

3. Learned C.P.O. for the Respondents has submitted that the Applicant was not called for the interview as he is found not eligible. Applicant does not have 18 years Research experience after obtaining Masters Degree. Learned C.P.O. has submitted that the Applicant does not have the required experience of 18 years, but has merely 13 years of Research experience. For counting period of experience, she relies on the criteria of publication of Research papers every year. First paper was published in the year 2007. Learned C.P.O. has submitted that as per instructions from M.P.S.C. requisite eligibility criterion on the point of Research experience of minimum 18 years, the experts have fixed the

calculation of years as per the publication of the Research paper. Learned C.P.O. has submitted that the Applicant has submitted his first paper as mentioned in his application form in the year 2007 and he has published in all 13 papers. M.P.S.C. has decided that every year there should be minimum one paper publication in one year and that only year can be counted in those 18 years.

4. We made query to learned C.P.O. whether the period of service on the post of Deputy Director can be considered as years of Research. Learned C.P.O. has submitted that she needs assistance from the concerned Department and instructions are required to be taken to file affidavit-in-reply as the post of Director, Forensic Science Laboratories is a important post

5. In view of the facts stated before use and as the interviews of these posts are fixed on 20.03.2023 we allow the interim relief to the extent that the applicant be allowed to appear for the interview. However, the results of interview of all the candidates are not to be declared till the Respondents file affidavit-in-reply.

6. Adjourned to 31.03.2023.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

