

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION NO.1356 OF 2024**

M.B. Irale ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Shri A.V. Bandiwadekar – Advocate for the Applicant

Ms. S.P. Manchekar – Chief Presenting Officer for the Respondents

CORAM : Smt. Justice Mridula Bhatkar, Chairperson  
Shri Debashish Chakrabarty, Member (A)

DATE : 17<sup>th</sup> October, 2024

**ORDER**

Shri A.V. Bandiwadekar, learned Advocate for Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents are present.

2. Learned Advocate for Applicant states that Applicant had been promoted to the cadre of Police Inspectors by Order dated 10.6.2024 passed by DGP, MS, Mumbai but she has now been reverted back to the post of 'API' by 'Police Notice' dated 12.10.2024 issued as per letter from the office of DGP, Mumbai dated 4.9.2024.

3. Learned Advocate for Applicant then refers to 'Para 7' of the Order of Promotion dated 10.6.2024 issued by DGP, MS, Mumbai, which reads as under:

“७. वर नमुद केलेल्या तात्पुरत्या पदोन्नतीच्या आदेशाधिन असलेल्या सहायक पोलीस निरीक्षकांविरुद्ध न्यायालयीन प्रकरण प्रलंबित असेल/ निलंबनाची कार्यवाही केली असेल/ विभागीय चौकशी प्रलंबित असेल/ शिक्षा

प्रस्तावित/ प्रलंबित/ भोगत असतील तर संबंधित घटक प्रमुखांनी त्यांना पदोन्नतीवर कार्यमुक्त न करता त्यांच्या विरुद्धच्या प्रकरणीची सविस्तर माहिती या कार्यालयास ई-मेलद्वारे (desk3.dgoffice@mahapolice.gov.in) / ई- ऑफिसद्वारे तात्काळ पाठवावी व पुढील आदेशाची वाट पहावी.”

4. Learned Advocate for Applicant thereupon mentions that Applicant could not have been reverted back to post of 'API' once having been promoted just by referring to contents of Para 1(5) of guidelines of 'GAD GR dated 15.12.2017'. The Applicant was not having any DE or facing any 'Criminal Case' on the date of DPC held on 21.3.2023 which subsequently resulted in 'Orders of Promotion' dated 10.6.2024 to the post of Police Inspectors.
5. Learned Advocate for Applicant however clarified that in the intervening period between meeting of DPC held on 21.3.2023 and issue of 'Order of Promotion' dated 10.6.2024, Applicant was served with 'Show Cause Notice' dated 8.12.2023 by 'Additional Commissioner of Police, East Division, Kalyan' and was awarded upon 'Minor Punishment' on 29.2.2024 under 'Section 25 of the Maharashtra Police Act, 1951'.
6. Learned Advocate for Applicant thereupon contends that case of Applicant was thus not covered by contents of Para 1(5) of guidelines in GAD GR dated 15.12.2017, and also emphasized that it now stands superseded by new 'GAD GR dated 1.8.2019'.
7. Learned CPO on the other hand states that it is clearly mentioned in the 'Order of Promotion' dated 10.6.2024 that promotions to cadre of Police Inspector were 'ad hoc' in nature and subject to conditions mentioned in 'Para 7'. Therefore, as Applicant was undergoing 'Minor Punishment' of 'Stoppage of Two Annual Increments' under 'Section 25' of Maharashtra Police Act, 1951 it was justified on the part of DGP, MS,

Mumbai to communicate by letter dated 4.9.2024 to 'Commissioner of Police, Greater Mumbai' to revert Applicant back to post of API which was then done by way of 'Police Notice' dated 12.10.2024.

8. The Applicant has challenged 'Police Notice' dated 12.10.2024 issued by Commissioner of Police, Greater Mumbai which does mention that Applicant stands reverted from the post of 'Police Inspector' to the post of 'API'. However, it is pertinent to observe that rank held by Applicant as of today is what has been mentioned in 'Police Notice' dated 12.10.2024. Hence, following extract is reproduced below from the 'Police Notice' dated 12.10.2024:

अ क्र	सहायक पोलीस निरीक्षकांचे नाव	पुर्वीच्या नेमणूकीचे ठिकाण	पेलीस निरीक्षक पदी तात्पुरत्या पदोन्नतीवरील पदस्थापनेचे ठिकाण
१	२	३	४
२	मेघा बबन इरले	मालवणी पोलीस ठाणे	उत्तर नियंत्रण कक्ष

9. The Applicant thus appears to be still serving in the cadre of 'Police Inspector' upon being transferred from 'Malwani Police Station' to 'North Control, Room, Mumbai'. Hence, based on contents of 'Para 4' of 'Police Notice' dated 12.10.2024 issued by Commissioner of Police, Greater Mumbai, the Applicant is granted 'Interim Relief' in terms of 'Para 10(a)' of this OA No.1356/2024 and permitted to continue to serve in cadre of 'Police Inspector' as shown in 'Para 4' of 'Police Notice' dated 12.10.2024 issued by Commissioner of Police, Greater Mumbai at 'North Control Room, Mumbai'. The above 'Order' of 'Interim Relief' granted to Applicant be forthwith communicated to 'Commissioner of Police, Greater Mumbai'.

10. The office objections, if any, are to be removed and court fees to be paid, if not already paid.

11. Issue notice before admission returnable on 14.11.2024. The respondents are directed to file reply.

12. 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.

13. 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.

14. 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.

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

Sd/-

**(Debashish Chakrabarty)**  
**Member (A)**  
**17.10.2024**

**(Mridula Bhatkar, J.)**  
**Chairperson**  
**17.10.2024**

Dictation taken by: S.G. Jawalkar.

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

**Tribunal's orders**

C.A. No.43 of 2024 in O.A. No.1480 of 2023 (DB)

C.A. No.44 of 2024 in O.A. No.1481 of 2023 (DB)

S.R. Chate

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the Applicant states that orders dated 7.12.2023 passed in the above OA. No.1480/2023 & OA No.1481/2023 were to be complied by Respondent No.3- 'Secretary (Buildings), PWD'.

3. Ld. Advocate then states that it has been unduly delayed although relief sought was only in respect of 'Sanction of Leave' to Applicant and completion of 'Probation Period' of Applicant.

4. Ld. PO states that action has been initiated as per letter written by office of Respondent No.3-'Secretary (Buildings), PWD' to 'Superintending Engineer, PWD Circle, Ratnagiri' regarding 'Sanction of Leave' to Applicant. Further it has also been informed by letter from office of Respondent No.3-'Secretary (Building) PWD', dated 12.7.2023 that appropriate decision about completion of 'Probation Period' will be taken soon after 'Sanction of Leave' to Applicant.

5. The implementation of 'Orders' dated 7.12.2023 in both OAs. No.1480/2023 & 1481/2023 has been unduly delayed and therefore it is necessary to direct concerned 'Under Secretary, PWD' to remain present on behalf of Respondent No.3-'Secretary (Building) PWD' on the 'Next Date' to submit information regarding by when decision will be taken by 'Superintending Engineer, PWD Circle, Ratnagiri' to 'Sanction of Leave' to Applicant and time required thereafter to pass order about completion of 'Probation Period' of Applicant.

6. S.O. to 14.11.2024.

Sd/-

(Debashish Chakrabarty)

Member (A)

17.10.2024

(sgj)

Sd/-

(Mridula Bhatkar, J.)

Chairperson

17.10.2024

# 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

**Date: 17.10.2024****M.A. No.394 of 2024 in O.A. No.831 of 2024**

P.U. Motibane &amp; Ors.

.....Applicant

Versus

The State of Maharashtra &amp; Ors.

.....Respondents.

1. Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. This application is filed for Condonation of Delay of approximately for Two Years.

3. The Applicants claim compassionate appointment in Original Application. Their request to get compassionate appointment is rejected. According to the Applicants impugned order was passed during the COVID-19 Pandemic and because of the lockdown it was not possible for the Applicant to take necessary steps. According to the Applicant, Hon'ble Supreme Court has passed order on 23.05.2020 directing that the period of limitation in all proceedings irrespective of the limitation prescribed under the general law or special laws is extended from 15.03.2020 till further orders on account of the COVID-19 Pandemic. Hon'ble Supreme Court took note of 2<sup>nd</sup> COVID-19 Pandemic wave and relaxed the statutory period for filing petition. In view of the orders of Hon'ble Supreme Court the period between 15.03.2020 to 28.02.2022 needs to be excluded by computing limitation. The period of limitation expired on 01.06.2022.

4. According to Applicant they have continuously persuade the matter by making representations. There are no malafide nor delay is deliberate. The Applicants were facing grave situation of poverty after losing the

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17/10/24

only earning member of the family. They required some time to get some legal assistant. The Respondents will not be prejudice, if the delay is condoned. But refusing to condone delay may result in meritorious matter being thrown-out at the threshold.

5. Respondent No.3 has filed Reply, according to them the Husband of Applicant No.1 and father of Applicant No.2 was Police Constable who died on 16.09.2021. The Applicant had submitted application for getting compassionate appointment on 18.11.2023 and on 16.03.2023. Since late constable Mr. Uddhav i.e. husband of Applicant No.1 failed to submit Caste Certificate. Respondent No.2 showed the post of the deceased on supernumerary post w.e.f. 28.02.2020 as per order dated 15.02.2020. This order was not challenged. Due to this reasons the Applicant No.1 was found to be illegible for the compassionate appointment and their request was rejected on 24.03.2023. According to the Respondents there is delay of 3 years and 4 months even if the period between 15.03.2020 to 18.02.2022 is to be excluded, yet the Applicant has not challenged the order dated 15.02.2020. No just and proper ground grounds are given by the Applicant. Merely filing repeated representation does not bridge the gap of limitation.

6. I have heard both the sides, Smt Punam Mahajan and Shri A.J. Chougule learned P.O. They both have submitted their respective contention.

7. It is to be noted that the Applicants have sought declaration that deceased Mr. Uddhav was wrongly placed on supernumerary post w.e.f. 20.02.2020, as per order dated 15.02.2020. Application of the Applicant dated 28.11.2022 and 16.03.2023 were for getting compassionate appointment and were rejected on 24.03.2024. The Applicants are also seeking relief to quash the said order dated 24.03.2024. It appears that the order of placing the deceased on supernumerary post was passed just before period of COVID-19 Pandemic. The said order was passed because deceased failed to produce Caste Validity Certificate. It appears from the documents the deceased had already sought Caste Verification Certificate by filing Application in September 2013. Learned Advocate for Applicant has submitted that the decision was not taken on it. It is

**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>not disputed that period between 15.03.2020 to 28.02.2022 is to be excluded while calculating limitation in view of Judgment of Hon'ble Supreme Court. It is not disputed fact that Husband of Applicant No.1 died on 16.09.2022 i.e. during COVID-19 Pandemic period.</p> <p>The content in the Application that the Applicant were facing the grave situation of poverty after losing the only bread earner member of the family is supported by the Affidavit. The Applicant also required sometime to get legal guidance and then approach the Tribunal. It cannot be said that such ground raised for delay are deliberate and not satisfactory. On the contrary, it appears that the Applicant has taken steps to approached Caste Scrutiny Committee in the meantime, in September 2023. The Applicant has also forwarded representation dated 30.10.2023 requesting concerned authority to reconsider their order placing the deceased on the supernumerary post. The discussion above leads me to say that ground for filing delay is sufficient and satisfactory. Application deserved to be allowed. M.A. No.394 of 2024 in O.A. No.831 of 2024 is allowed. Delay in filing petition is condoned.</p> <p style="text-align: right;">Sd/- (A.N. Karmarkar) 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

Date: 17.10.2024

O.A. No.831 of 2024

P.U. Motibane & Ors. .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Smt. Punam Mahajan, learned Advocate for the Applicant and Shri 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 26.11.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

8. S.O. to 26.11.2024. N

Sd/-

(A.N. Karmarkar)  
Member (J)

**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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</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><b>Date: 17.10.2024</b></p> <p align="center"><b>M.A. No.816 of 2023 in O.A. No.1611 of 2023</b></p> <p><b>K.S. Jagtap</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Smt. P. H. Hendre, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. This application is filed for Condonation of Delay of Six months.</p> <p>3. According to Applicant he initially joined as Mukadam on 02.07.1979. He was promoted to the post of Class-III in Canal Inspector in 2006. He retired on superannuation on 31.05.2017. According to him amount of Rs.1,99,319/- (One Lakhs Ninety-Nine Thousand Three Hundred and Nineteen Only) was recovered from the amount of Gratuity and remaining balance amount of Rs. 1,42,396/- (One Lakh Forty Two Thousand Three Hundred and Ninety Six) was deposited in bank account of the Applicant on 23.12.2021. The Applicant sent notice dated 16.09.2023 for the refund of the amount. However, Respondents did not respond. So they approached the Tribunal. According to Applicant he retired on 31.05.2017, but came to know later-on that recovery on amount of excess payment is impermissible in law and therefore there is delay of 6 months. Secondly, the order of recovery is bad in law in view of Judgment of Hon'ble Supreme Court.</p>

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

Tribunal's orders

4. Respondents objected the Application by filing their Reply. According to them, the Applicant was making repeated representation and that fact will not save limitation. No other good grounds are mentioned by the Applicant. If the person is not vigilant of his right, he cannot be said to be entitled for any relief.

5. I have heard both the sides, both have submitted as per their respective conclusion.

6. The citations referred by the Respondents in Affidavit-in-Reply are not placed on record.

7. The Applicant is seeking relief of the amount illegally recovered from him after his retirement. The Applicant has also placed on record the documents to show that after deducting the amount of Rs.1,99,319/- the remaining amount of gratuity Rs. 1,42,396/- was credited in the Bank account on 23.12.2021. The Applicant should have filed the Application before December 2022. Learned Advocate for Applicant had submitted that there was Covid-19 Pandemic period at the time of alleged recovery and he came to know later-on that recovery on amount of excess payment is impermissible in law. The contents in the Application are verified after affirmation by Applicant. Learned Advocate for Applicant submits that Applicant required some time to get legal guidance. The Applicant has also taken steps for getting refund by issuing notice on 16.09.2023. The ground for delay are verified on affirmation. There is no reason to disbelieve the ground for delay in the Application. The delay for filing petition does not appear to be deliberate. It cannot be ignored that the Applicant was Class-III employee and the Applicant has come with the case that the amount has been recovered illegally. The Application deserves to be allowed. M.A. No.819/2023 in O.A. No.1620/2023 is allowed. Delay in filing petition is condoned.

Sd/-  
(A.N. Karmarkar)  
Member (J)

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

Tribunal's orders

Date: 17.10.2024

O.A. No.1611 of 2023

K.S. Jagtap .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Smt. P. H. Hendre, learned Advocate for the Applicant and Shri A.D. Gugale, 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 25.11.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. S.O. to 25.11.2024.

Sd/-

(A.N. Karmarkar)  
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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.455 of 2024 in O.A. No.1230 of 2022</u></p> <p>Atul A. Suryawanshi &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicants has filed this MA for adding the names of applicants in the title of the OA as party applicants.</p> <p>3. MA is allowed. The names of applicants be added in the title of OA as party applicants and title be amended accordingly. Amendment be carried out within two weeks and amended copy of OA be served on all the respondents.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 17.10.2024 17.10.2024 (sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20\_\_\_\_

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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.243 of 2024 in O.A. No.518 of 2024</u></p> <p>A.A. Gaikwad ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. CPO files reply dated 16.10.2024 of respondent no.1.</p> <p>3. S.O. to 14.11.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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.1154 of 2024</u></p> <p>A.D. Gade ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. CPO files reply dated 16.10.2024 of Respondent No.1.</p> <p>3. S.O. to 22.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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.1282 of 2024</u></p> <p>P.G. Babar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. CPO files reply dated 15.10.2024 of Respondent No.1 &amp; 2.</p> <p>3. S.O. to 22.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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.959 of 2024</u></p> <p>S.V. Abhang ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant 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 14.11.2024 by way of last chance.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 17.10.2024 17.10.2024 (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.853 of 2024</u></p> <p>S.G. Raut ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p align="center">Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 15.11.2024 for final hearing.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 17.10.2024 17.10.2024 (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.574 of 2023</u></p> <p>S.I. Bhosale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the Applicant states that the above OA is wrongly shown on board as the same is already withdrawn on 26.9.2024 and is disposed off accordingly.</p> <p>3. Ld. Advocate for the applicant therefore submits that the above matter may be removed from the board and not shown again.</p> <p>4. Registry to take note.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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
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**Date: 17.10.2024**

**O.A. No.154 of 2024**

**H.S. Patil** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Smt. Punam Mahajan, learned Advocate for Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents and Shri S.S. Dere, learned Advocate for Respondent No.4.

2. Learned PO files 'Affidavit-in-Sur Rejoinder' on behalf of 'SP (Rural) Nashik' dated 10.10.2024. It is taken on record and copy furnished to learned Advocate for Applicant.

3. Learned Advocate for Applicant thereupon states that time of 'One Week' be granted to go through contents of 'Affidavit-in-Sur Rejoinder' filed by 'SP (Rural) Nashik' on 10.10.2024.

4. S.O. to 24.10.2024

Sd/-  
(Debashish Chakrabarty)  
Member (A)

AGR

**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"><b>Date : 17.10.2024</b></p> <p align="center"><b>M. A. No.633 of 2024 in O.A.No.1228 of 2024</b></p> <p><b>M. M. Honrao &amp; Ors. ....Applicant</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri V. S. Tadke, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents</li> <li>2. Learned Advocate for Applicant has submitted that Respondent Nos.7 to 15 were appointed as Police Patil for different village in Solapur District and the Applicant Nos.1 to 7 were also the candidates who appeared in examination process of appointment of Police Patil.</li> <li>3. The nature of relief claimed by Applicants appeared to be similar. They are from the same District.</li> <li>4. The Respondents have no serious objection.</li> <li>5. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.</li> <li>6. M. A. No.633/2024 is allowed. No order as to costs.</li> </ol> <p align="center">Sd/- ( <b>A. N. Karmarkar</b> ) Member (J)</p> <p align="left">vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.10.2024</p> <p>O.A.No.1228 of 2024</p> <p>M. M. Honrao &amp; Ors. ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri V. S. Tadke, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for Applicant seeks leave to amend the O.A. Leave granted. Amendment be carried out forthwith. Copy be serviced to other side.</li> <li>3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 18.11.2024.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>8. In case notice is not collected within <b>seven</b> days or service report on affidavit is not filed <b>three</b> days before returnable date, the Original/ <del>Miscellaneous</del> Application shall be placed on board before the concerned Benches under the caption "<b>for Dismissal</b>" and thereafter on the subsequent date the Original / <del>Miscellaneous</del> Application shall stand dismissed.</li> <li>9. S.O. to 18.11.2024.</li> </ol> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>( A. N. Karmarkar )</b> <b>Member (J)</b></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.As. No.1313, 1314 &amp; 1315 of 2024</u></p> <p>S.S. Mahajan V.T. Kamble I.M. Makandar Vs. The State of Maharashtra &amp; Ors.</p> <p align="right">..Applicants ..Respondents</p> <p>Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Archana B.K. &amp; Shri A.D.Gugale, learned Presenting Officers for the Respondents are present.</p> <p>2. Ld. PO on instructions from Shri Arif A. Sayyad, Chief Administrative Officer in the office of Deputy Director, Health Services, Pune Circle, Pune states that no action would be taken during the period of Model Code of Conduct relating to General Election to Maharashtra Legislative Assembly, 2024, to fill up the posts of Driver which were earlier held by the applicants.</p> <p>3. Ld. PO also clarifies that applicants did not have 3 years' experience required for the post of Driver on the last date of filling up the application form and applicant in OA No.1315/2024 has not submitted caste validity certificate. Ld. PO she seeks time to file reply.</p> <p>4. S.O. to 24.10.2024 under the caption of Urgent Admission.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>C.A. No.102 of 2024 in O.A. No.386 of 2024</u></p> <p>V.H. Shetty ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents are present.</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 28.11.2024. 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 M.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. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the MA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the MA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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>CA.41/2021 in OA.1052/2016 with MA.700/2019 in RA.23/2019 in OA.1052/2016</u></p> <p>V.S. Patil V.S. Kalekar ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that W.Ps. No.6915/2021 &amp; 7994/2019 are pending in the Hon'ble High Court.</p> <p>3. S.O. to 28.10.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 17.10.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 17.10.2024</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>CA.79/2023 in OA.650 of 2015</u></p> <p>M.R. Patil, since deceased by LRs. Mangal M. Patil &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K. h/f Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the applicants states that it is necessary that wife of the applicant who is entitled for family pension be granted that even though W.P. No.12382/2023 filed by the State is pending in the Hon'ble High Court. Ld. Advocate for the applicants states that although Hon'ble High Court had suggested to the State Government to consider whether to contest the decision in OA No.650/2015 dated 22.8.2022 yet the State Government has informed that they would like to pursue the writ petition.</p> <p>3. Ld. PO tenders copy of letter dated 1.9.2024 from Assistant Conservator of Forest, Sangli along with common order dated 30.8.2024 passed by Hon'ble High Court and mentions that there is some interim relief granted in W.P. No.12382/2023. Copy of the said letter along with order is taken on record and marked as Court Exhibit-1 for identification.</p> <p>4. Ld. Advocate for the applicant however disputes that any interim relief was granted in writ petition and again insists that pending decision of the Hon'ble High Court, family pension be sanctioned to wife of the applicant.</p> <p>5. S.O. to 14.11.2024.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 17.10.2024 17.10.2024 (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.1352 of 2024</u></p> <p>S.P. Chavan ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Shri S.N. Rajpurohit, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents are present.</p> <p>2. Ld. Advocate for the Applicant states that Applicant who is serving on the post of Deputy Superintendent of Police/ACP, Women &amp; Child Atrocities Prevention Department, Mumbai has submitted application dated 5.7.2024 to the Respondent No.2 seeking Voluntary Retirement as per Rule 65 of the MCS (Pension) Rules, 1982 and subsequently also to Respondent No.1 on 11.10.2024 requesting that his application for Voluntary Retirement be accepted.</p> <p>3. Ld. Advocate for the Applicant emphasizes that more than three months have passed since he has submitted the application for voluntary retirement. He relies on the judgment of the Hon'ble High Court of Gujarat at Ahmedabad in R/Special Civil Application No.7676/2017 Bhupendra A. Patel Vs. State of Gujarat &amp; Ors. which has discussed at length several judgments of the Hon'ble Supreme Court relating to sanction of voluntary retirement of Government servants.</p> <p>4. Ld. Advocate for the applicant clarifies that reason for seeking voluntary retirement from the post of Dy. S.P. is to contest the upcoming General Elections to Maharashtra Legislative Assembly, 2024.</p> <p>5. Ld. PO is informed to take instructions from the Respondent No.1.</p> <p>6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p>

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

Tribunal's orders

7. Issue notice before admission returnable on 21.10.2024. The respondents are directed to file reply. To be shown under the caption of Urgent Admission.

8. 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.

9. 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.

10. 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.

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

Sd/-  
(Debashish Chakrabarty)  
Member (A)  
17.10.2024

Sd/-  
(Mridula Bhatkar, J.)  
Chairperson  
17.10.2024

(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"><b><u>17.10.2024</u></b></p> <p align="center"><b><u>O.A 846/2024</u></b></p> <p>S.V Hitare ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant, Ms Archana B.K, learned P.O for the Respondents No 1 to 3 and Shri Uday Warunjikar, learned counsel for Respondent No. 4.</p> <p>2. Learned counsel Shri Dere has challenged the transfer order only on the ground of competency.</p> <p>3. Learned Counsel Shri Warunjikar has estimated his arguments for nearly 30 minutes. Already 45 minutes was given to him and still he wants to argue the matter and seeks more time.</p> <p>4. Considering the issue involved in the matter and the urgent and Part Heard matters which are pending, learned counsel is directed to submit written submissions.</p> <p>5. Learned Counsel Shri Warunjikar seeks one months' time to submit his written submissions.</p> <p>6. I am of the view that one month's time is not required to submit the written submissions. However, to be on a fair side, time is granted till 11.11.2024 to file his written submissions and no oral arguments will be heard as already sufficient time is given and matter is orally argued. I am of the view that no further time will be consumed in the arguments, but the Court will go through the entire written submissions.</p> <p>7. S.O to 11.11.2024 for filing written submissions. Part Heard.</p> <p align="right">Sd/- (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
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**Date: 17.10.2024**

**O.A. No.1004 of 2023 with O.A. No.1011 of 2023 with  
O.A. No.1044 of 2023 to O.A. No.1046 of 2023 with  
O.A. No.1048 of 2023 to O.A. No.1050 of 2023**

**K.H. Yadav  
S.M. Jadhav  
V.R. Khamkar  
K.S Dhotre  
N.N. Karande  
N.A. Shelke  
M.P. Mhaske  
S.S. Pawar**

**.....Applicants**

**Versus**

**The State of Maharashtra & Ors.**

**.....Respondents.**

1. Heard Shri C.T. Chandratre, learned Advocate for Applicants and Smt. Archana B.K., learned Presenting Officer for Respondents.

2. Learned PO files 'Short Affidavit-in-Reply' on behalf of 'Deputy Superintendent Yerwada Central Prison, Yerwada, Pune' dated 03.10.2024. It is taken on record.

3. S.O. to 25.10.2024

**Sd/-  
(Debashish Chakrabarty)  
Member (A)**

**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><b>Date: 17.10.2024</b></p> <p align="center"><b>M.A. No.819 of 2023 in O.A. No.1620 of 2023</b></p> <p><b>N.S. Lokhande</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Smt. P. H. Hendre, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. This application is filed for Condonation of Delay of Six months.</p> <p>3. According to Applicant he initially joined as Mukadam on 09.07.1981. He was promoted to the post of Class-III in Canal Inspector in 2006. He retired on superannuation on 31.05.2020. According to him amount of Rs.5,15,670/- (Five Lakhs Fifteen Thousand Six Hundred and Seventy Only) was recovered from the amount of Gratuity vide order dated 20.09.2021 and remaining balance was deposited in bank account of the Applicant on 21.12.2021. The Applicant sent notice dated 16.09.2023 for the refund of the amount. However, Respondents did not respond. So they approached the Tribunal. According to Applicant due to domestic reasons he could not approach the Advocate early. There is delay of 6 months, secondly the order of recovery is bad in law in view of Judgment of Hon'ble Supreme Court.</p>



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

Tribunal's orders

4. Respondents objected the Application by filing their Reply. According to them, the Applicant was making repeated representation and that fact will not save limitation. No other good grounds are mentioned by the Applicant. If the person is not vigilant of his right, he cannot be said to be entitled for any relief.
5. I have heard both the sides, both have submitted as per their respective conclusion.
6. The citations referred by the Respondents in Affidavit-in-Reply are not placed on record.
7. The Applicant is seeking relief of the amount illegally recovered from him after his retirement. The Applicant has also placed on record the documents to show that after deducting the amount of Rs.5,15,670/- the remaining amount of gratuity was credited in the Bank account on 21.12.2021. The Applicant should have filed the Application before December 2022. Learned Advocate for Applicant had submitted that there was Covid-19 Pandemic period at the time of alleged recovery and due to domestic reasons the Applicant could not contact the Advocate. The contents in the Application are verified after affirmation by Applicant. Learned Advocate for Applicant submits that Applicant required some time to get legal guidance. The Applicant has also taken steps for getting refund by issuing notice on 16.09.2023. There is no reason to disbelieve the ground for delay in the Application. The delay for filing petition does not appear to be deliberate. It cannot be ignored that the Applicant was Class-III employee and the Applicant has come with the case that the amount has been recovered illegally. The Application deserves to be allowed. M.A. No.819/2023 in O.A. No.1620/2023 is allowed. Delay in filing petition is condoned.

Sd/-

(A.N. Karmarkar)  
Member (J)

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

Tribunal's orders

Date: 17.10.2024

O.A. No.1620 of 2023

N.S. Lokhande .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Smt. P. H. Hendre, learned Advocate for the Applicant and Shri A.D. Gugale, 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 25.11.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. S.O. to 25.11.2024.

Sd/-

(A.N. Karmarkar)  
Member (J)

# 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><b>Date: 17.10.2024</b></p> <p><b>O.A. No. 1313 of 2023</b></p> <p><b>S.P. Khajone .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <ol style="list-style-type: none"> <li>Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>Learned P.O. has filed documents along with Affidavit-in-Reply. It is taken on record.</li> <li>Learned Advocate for Applicant has already argued in that respect yesterday.</li> <li>S.O. to 22.10.2024.</li> </ol> <p style="text-align: right;">   <b>Sd/-</b>  <b>(A.N. Karmarkar)</b>  <b>Member (J)</b> </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
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**Date: 17.10.2024**

**O.A. No.341 of 2022**

**Dr. K.N. Deore** .....Applicant  
**Versus**  
**The State of Maharashtra & Ors.** .....Respondents.

1. Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned P.O. states that he tried to contact the responsible officer but could not get proper instruction, he therefore seeks time.
3. Learned P.O. to contact responsible officer and ask him to remain present so to get requisite information.
4. S.O. to 18.11.2024.

Sd/-

(A.N. Karmarkar)  
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
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**Date: 17.10.2024**

**O.A. No. 1573 of 2023**

**A.R.A. Jabbar**

**.....Applicant**

**Versus**

**The State of Maharashtra & Ors.**

**.....Respondents.**

1. Shri D.R Patil, learned Presenting Officer for the Respondents.

2. Learned P.O. submits that yesterday his colleague learned P.O., Smt Archana B.K. had informed that she is going to file Reply. But yesterday it could not be filed and Reply is affirmed today. Leaned P.O. has also submitted that he will inform learned Advocate on Phone No.022-2288 5173 & 9821500044 and will sent copy on email id: [pawargbsoni@gmail.com](mailto:pawargbsoni@gmail.com).

3. Submission is accepted.

4. S.O. to 19.11.2024.

Sd/-

**(A.N. Karmarkar)  
Member (J)**

NMN

**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 : 17.10.2024</p> <p>M. A. No.336 of 2024 in O.A.No.722 of 2024</p> <p>S. B. Kamble ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. .Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO submits that Affidavit in Reply is ready but affirmation is pending. He submits that he will serve the unaffirmed copy of reply to other side.</p> <p>3. S.O. to 13.11.2024.</p> <p>Sd/- ( A. N. Karmarkar ) 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 : 17.10.2024</p> <p>O.A.No.806 of 2024</p> <p>J. P. Katyare ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent No.2. It is taken on record.</p> <p>3. Learned Advocate for Applicant seeks time to file Rejoinder.</p> <p>4. S.O. to 24.10.2024.</p> <p>Sd/- ( A. N. Karmarkar ) 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><b>Date : 17.10.2024</b></p> <p><b>M. A. No.119 of 2023 in O.A.No.206 of 2023</b></p> <p><b>R. H. Phadtare &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <ol style="list-style-type: none"><li>1. Heard Smt. P. H. Hendre, learned Advocate for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents</li><li>2. Learned Advocate for Applicant has produced the copy of G.R. dated 30.09.2024 along with her submissions. It is taken on record and marked as 'X' for identification.</li><li>3. Today, learned PO has filed 'Sur-Rejoinder'. It is taken on record.</li><li>4. Learned PO seeks time to collect instructions in respect of G.R. dated 30.09.2024. Time granted.</li><li>5. S.O. to 25.11.2024.</li></ol> <p style="text-align: center;">^ Sd/-</p> <p style="text-align: center;"><b>( A. N. Karmarkar ) Member (J)</b></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><b>Date : 17.10.2024</b></p> <p><b>O.A.No.1127 of 2023</b></p> <p><b>A. S. Nimbalkar</b> ....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <ol style="list-style-type: none"><li>1. Heard Ms Sameedha Reddy holding for Shri A. S. Dhannawat, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents</li><li>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent No.3. It is taken on record.</li><li>3. Learned Advocate for Applicant suggests that matter be placed before 'Lok Adalat'.</li><li>4. S.O. to 18.12.2024.</li></ol> <p style="text-align: center;">Sd/- ( <b>A. N. Karmarkar</b> ) 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 : 17.10.2024</p> <p>O.A.No.1062 of 2023</p> <p>S. B. Koli ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Advocate for Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondent. None for Respondent No.2.</p> <p>2. The matter is admitted and kept for final haring.</p> <p>3. S.O. to 29.01.2025.</p> <p>Sd/-</p> <p>( A. N. Karmarkar) 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><b>Date : 17.10.2024</b></p> <p><b>O.A. No.881 of 2023 with O.A. No.867 of 2023 with O.A. No.931 of 2023 with O.A. No. 941 of 2023 with O.A. No.885 of 2023 with O.A. No.1017 of 2023 with O.A.No.1113 of 2023 with M.A. 71/2024</b></p> <p><b>Dr. S.M. Borate Dr. B.S. Nagargoje Dr. N.V. Suryawanshi S.D.Turbadkar Dr. V.K. Ambore Dr. D.R. Katke Dr. S.A. Rokade</b> .....Applicants</p> <p><b>Versus</b> <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri M.D. Lonkar, Shri K.R, Jagdale, learned Advocates for Applicants, Smt. Punam Mahajan, Shri P.S. Nagargoje, learned Advocate for Applicants and Smt. K.S. Gaikwad, learned Presenting Officer and Shri A.J. Chougule, learned Advocate for Respondents.</p> <p>2. Learned PO seeks time to take instructions.</p> <p>3. 'Interim Relief', if any to continue till next date.</p> <p>4. S.O. to 13.11.2024.</p> <p style="text-align: center;">Sd/- <b>( A. N. Karmarkar ) Member (J)</b></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><b>Date : 17.10.2024</b></p> <p><b>M. A. No.165 of 2024 in O.A.No.339 of 2024</b></p> <p><b>R. B. Kamble ....Applicant</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <ol style="list-style-type: none"><li>1. Heard Shri M. M. Deshmukh, learned Advocate for Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li><li>2. Smt. Jyoti Sargar, Police Constable is present on behalf of Respondent No.1.</li><li>3. Learned PO on instructions submits that copies of MA and OA are not received.</li><li>4. The Applicant to comply the same so as to proceed further with matter.</li><li>5. S.O. to 20.11.2024.</li></ol> <p style="text-align: center;">Sd/- <b>( A. N. Karmarkar ) Member (J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 17.10.2024</p> <p>M. A. No.273 of 2024 in O.A.No.579 of 2024</p> <p>P. L. Rathod ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri D. R. Patil, learned Presenting Officer for the Respondents is present. None for Respondent No.3.</p> <p>2. Learned PO seeks time to file Affidavit in Reply.</p> <p>3. S.O. to 19.11.2024.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p> <p>vsm</p>

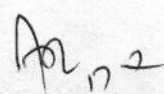
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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 : 17.10.2024</p> <p>M. A. No.525 of 2024 in O.A.No.1044 of 2024</p> <p>J.V. Daingade ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Shri V. P. Sangvikar, learned Advocate for the Applicant and Ms S. P. Manchekar, learned Presenting Officer for the Respondents</p> <p>2. Learned PO submits that parawise remarks are received and seeks time to file reply positively on next date.</p> <p>3. S.O. to 13.11.2024.</p> <p style="text-align: center;"> ( A. N. Karmarkar ) Member (J)</p> <p>vsm</p> <p style="text-align: center;">Sd/-</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.10.2024</b></p> <p><b>M. A. No.632 of 2024 in O.A.No.1349 of 2024</b></p> <p><b>S. D. Ahire .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri M. B. Kadam, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents</li> <li>2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 25.11.2024.</li> <li>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 M.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.</li> <li>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.</li> <li>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.</li> <li>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 <del>Original</del>/Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the <del>Original</del> / Miscellaneous Application shall stand dismissed.</li> <li>8. S.O. to 25.11.2024.</li> </ol> <p style="text-align: center;">Sd/-  <b>( A. N. Karmarkar )</b>  <b>Member (J)</b></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.10.2024</p> <p>M. A. No.568 of 2024 in O.A.No.1172 of 2024</p> <p>S. R. Wategonkar ....Applicant Versus The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri U. V. Bhosale, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents.</li> <li>2. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 25.11.2024.</li> <li>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.</li> <li>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.</li> <li>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. .</li> <li>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/ <del>Miscellaneous</del> Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <del>Miscellaneous</del> Application shall stand dismissed.</li> <li>8. S.O. to 25.11.2024.</li> </ol> <p style="text-align: right;">Sd/- ( A. N. Karmarkar ) Member (J)</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 : 17.10.2024</p> <p>O.A.No.258 of 2024</p> <p>V. T. Gawade ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Ms Sameedha Reddy holding for Shr A. S. Dhnawant , learned Counsel for the Applicant and Shri A , learned Presenting Officer for the Respondents</li><li>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent Nos.1 to 3. It is taken on record.</li><li>3. Learned Advocate for Applicant suggests that matter be placed before 'Lok Adalat'.</li><li>4. S.O. to 18.12.2024.</li></ol> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">( A. N. Karmarkar ) 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 : 17.10.2024</p> <p>O.A.No.226 of 2024</p> <p>Dr. S. B. Bahirat ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Shri Rokade holding for Shri A. A. Desai, learned Advocate for the Applicant through video conference and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li><li>2. Learned PO seeks time to take instructions.</li><li>3. S.O. to 24.10.2024.</li></ol> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) 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 : 17.10.2024</p> <p>O.A.No.1557 of 2023</p> <p>H. R. Bhosale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;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. Learned PO submits that Affidavit in Reply is prepared and forwarded to the Government for approval.</p> <p>3. S.O. to 20.11.2024.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 17.10.2024</p> <p>O.A.No.1419 of 2023</p> <p>D. K. Doke ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Smt P. H. Hendre, learned Advocate for Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</li><li>2. Today, learned Advocate for Applicant has filed Affidavit in Rejoinder. It is taken on record.</li><li>3. S.O. to 22.11.2024.</li></ol> <p>Sd/-</p> <p>( A. N. Karmarkar ) 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 : 17.10.2024</p> <p>O.A.No.1418 of 2023</p> <p>R. T. Shelar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Smt. P. H. Hendre, learned Advocate for Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. Today learned PO has filed Affidavit in Reply on behalf of Respondent No.3. It is taken on record.</p> <p>3. S.O. to 22.11.2024 for filing Rejoinder.</p> <p style="text-align: center;">Sd/- ( A. N. Karmarkar ) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application 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 : 17.10.2024</p> <p>O.A.No.833 of 2024 with M. A. No.406 of 2024</p> <p>S. R. Waghmode .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Smt. P. H. Hendre, learned Counsel for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents</p> <p>2. Today, learned PO has filed Affidavit in Reply in M.A.406/2024 on behalf of Respondent Nos.1 &amp; 2. It is taken on record.</p> <p>3. S.O. to 25.11.2024 for filing Rejoinder, if any.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">( A. N. Karmarkar ) Member (J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

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Original Application 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 align="center"><b>Date : 17.10.2024</b></p> <p align="center"><b>O.A.No.644 of 2024</b></p> <p><b>S. A. Chougule</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ....Respondents.</b></p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents</p> <p>2. Learned PO submits that reply was sent by email to the office of concerned department but it is informed about non receipt of the same. Therefore, he seeks short time.</p> <p>3. S.O. to 22.10.2024.</p> <p align="center">Sd/-</p> <p align="center"><b>( A. N. Karmarkar )</b> <b>Member (J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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 : 17.10.2024</p> <p>O.A.No.550 of 2024</p> <p>S. N. Trimukhe &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant submits that he is going to carry out amendment forthwith and also file Rejoinder during course of the day.</p> <p>3. S.O. to 21.11.2024.</p> <p>Sd/-</p> <p>( A. N. Karmarkar ) Member (J)</p> <p>vsm</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 : 17.10.2024</p> <p>O.A.No.501 of 2024</p> <p>P. S. Madane .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp;Ors. ...Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Shri A. S. Gaikwad, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents</li><li>2. On instructions from Applicant, learned Advocate submits that he does not want to file Rejoinder.</li><li>3. The matter is admitted and kept for final hearing.</li><li>4. S.O. to 18.11.2024.</li></ol> <p>Sd/-</p> <p>( A. N. Karmarkar ) 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><b>Date : 17.10.2024</b></p> <p><b>O.A.No.1048 of 2024</b></p> <p><b>B. B. Patil</b> ....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp;Ors. ...Respondents.</b></p> <p>1. Heard Ms Darshana Kambali holding for Shri A. D. Sugdare, learned Advocate for the Applicant and Shri D. R. Patil, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO submits that parawise remarks are received from the concerned department and seeks time to file reply.</p> <p>3. S.O. to 20.11.2024.</p> <p style="text-align: center;">Sd/- <b>( A. N. Karmarkar )</b> <b>Member (J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No. \_\_\_\_\_ of 20 \_\_\_\_\_

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**FARAD CONTINUATION SHEET No.**

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	<p align="center"><b><u>17.10.2024</u></b></p> <p align="center"><b><u>O.A Nos 1281, 1295, 1296, 1302, 1305, 1306, 1307, 1308, 1309, 1312, 1317 &amp; 1318/2024</u></b></p> <p>S.S Kokare &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri P.M Nagargoje, Shri A.V Bandiwadekar, Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Mr Jay Kumar, Joint C.P, Mumbai is directed to remain present and submit why the applicants in O.A 1296/2024, Shri A.S Dange, O.A 1295/2025 Shri R.S Chavan and O.A 1281/2024 were not allowed to join the duty as per the order of this Tribunal dated 8.10.2024 &amp; 9.10.2024.</p> <p>3. Learned counsel Shri Dere and Shri Nagargoje have submitted that the following Police Officers in Navi Mumbai &amp; Mumbai Commissionerate who have completed more than 3 years have not been transferred as per guidelines of Election Commission of India dated 31.7.2024</p> <p>1) Shivaji Adhav - Byculla 2) Nitin Ladake - L.B.S Marg Police Station, Thane 3) Sandeep Vishwasrao - Cuffe Parade P.S 4) Ashok Khot - Kurla</p> <p align="center">In Navi Mumbai Police Commissionerate</p> <p>1) Anil Patil 2) Jagdish Shelkar 3) Giridhar Gore 4) Sunil Shinde 5) Tanaji Bhagat 6) Mahesh Patil 7) Anjum Bagwan 8) Satish Jadhav 9) Parag Sonawane 10) Sanjay Chavan 11) Sanjay Patil 12) Manik Nalawade 13) Ajay Bhosle 14) Dilip Gujar</p>

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	<p>15) Sunil Kadam 16) Sanjay Joshi.</p> <p>4. Shri K.M Prasana, I.G (Establishment) in the office of D.G.P, Mumbai is directed to remain present tomorrow and file affidavit verifying whether the above Police Officers have completed their tenure at the Mumbai and Navi Mumbai Commissionerate and are liable to be transferred as per E.C.I guidelines or not and also to assist for the interpretation made by the Respondent-State of 5.3(ii) of the guidelines of the Election Commission of India dated 31.7.2024. Smt Suvarna Kewale, Principal Secretary, Law &amp; Judiciary Department is also directed to remain present tomorrow at 12.00 hrs and assist the Court.</p> <p>6. S.O to 18.10.2024 at 12.00 noon.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>