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

Date: 18.05.2022

M.A.No.291 of 2022 in O.A.No.458 of 2022

D.S. Mane & Ors..Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. R.V. Shinde, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
- 2. This is an application for leave to sue jointly.
- 3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.
- 4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.
- 5. M.A. is allowed.

Sd/-

(Mridula Bhatkar, J.) Chairperson

prk

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O.A.No.458 of 2022

D.S. Mane & Ors..

....Applicants

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. R.V. Shinde, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
- 2. Learned Advocate has prayed for leave to amend.
- 3. Permission granted. Amendment be carried out forthwith.
- 4. These 5 Applicants who want to get appointed to the post of Health Worker in Male 50% quota as Direct Recruitment in Public Health Department (PHD) are challenging the notification dated 12.01.2022 and also letter dated 02.05.2022 issued by the office of Director, Public Health. By the said letter the PHD has called 20 candidates including these 5 Applicants for verification of their experience certificate.
- 5. Learned Advocate for the Applicants submits that the verification of the experience certificate of these candidates has already been done in October, 2021 by the Respondent and therefore there is no further need of verification of the documents which is going to take place on 24.05.2022 by the Committee pursuant to the Notification dated 12.01.2022.
- 6. Learned Advocate further submits that the applicants were called for verification of experience certificate who have applied for the post of Health Workers in PHD earlier to 12.01.2022 i.e. the date of the impugned notification, therefore, the said Notification is not applicable to the present applicants.
- 7. Learned P.O. submits that she needs time to seek proper instructions from PHD. Moreover Notification of January 2022 is challenged now. Applicants are called for re-verification of their experience certificate so there is no urgency. [P.T.O.

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

Tribunal's orders

- 8. Considering the submissions of both the sides and the relief prayed no urgent orders are required. Hence Notice is issued.
- 9. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
- 10. Issue notice before admission returnable on 08.06.2022.
- 11. Applicants are 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.
- 12. 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.
- 13. 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. Applicants are directed to file Affidavit of compliance and notice.
- 14. Adjourned to 08.06.2022.

Sd/-

(Mridula Bhatkar, J.) Chairperson

prk