

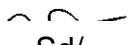
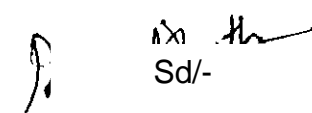
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>M.A 197/2020 in O.A 363/2020</u></p> <p>Shri V.S Chaudhary ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Neelima Gohad, learned P.O for the Respondents.</p> <p>2. The present M.A is filed by the applicant to sue jointly.</p> <p>3. M.A to prosecute jointly is allowed, subject to payment of Court fees, if not already paid.</p> <p align="center">  Sd/- (P.N Dixit) Vice-Chairman (A) </p> <p align="center">  Sd/- (Mridula R. Bhatkar J.) Chairperson </p> <p>Akt</p>

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	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>O.A 363/2020</u></p> <p>Shri V.S Chaudhhary ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Neelima Gohad, learned P.O for the Respondents.</p> <p>2. In the petition, the petitioner prays for implementation of decision dated 9.9.2019, whereby the Hon'ble Chief Minister in consonance with the proposal dated 1.10.2018, has approved to fill up vacant posts of Health Workers in Maharashtra. As per submission of learned counsel for the applicants, 313 posts are vacant.</p> <p>3. Learned P.O submits that she needs time to find out that pursuant to said decision, whether Government has issued any Circular, notification or G.R and taken steps or not. She submits that it is a policy decision and she seeks time to verify the same from the concerned department.</p> <p>4. S.O to 8.9.2020. Steno copy is granted.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar J.) Chairperson</p> <p>Akn</p>



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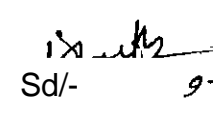
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>18.08.2020</u></p> <p><u>C.A 25/2020 in O.A 28/2018 with O.A 938/2018</u></p> <p>Shri D.L Awate ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. This is a contempt petition directed against the non-implementation of the orders of this Tribunal dated 16.11.2019 and 28.1.2020 by the Respondents.</p> <p>3. Learned P.O submits that this order of the Tribunal is challenged before Hon. High Court in W.P Stamp No. 4777/2020 filed on 4.3.2020. Learned P.O submits that copy of the said W.P was tried to be served on the Petitioner, however, he refused to accept.</p> <p>4. Learned counsel for the applicant is directed to take instructions accordingly.</p> <p>5. S.O to 15.9.2020</p> <p align="center">  Sd/- (P.N Dixit) Vice-Chairman (A) </p> <p align="center">  Sd/- (Mridula R. Bhatkar J.) Chairperson </p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<u>18.08.2020</u>	
<u>M.A 43/2020 in O.A 994/2019</u>	
Shri S.A Narawade	... Applicant
Vs.	
The State of Maharashtra & Ors	... Respondents
1. Heard Smt Punam Mahajan , learned advocate for the applicant and Smt K.S Gaikwad , learned P.O for the Respondents.	
2. Applicant was appointed as Peon on 2.7.2016 and his services was terminated by order dated 1.10.2019. The said order is based on the judgment of Hon. High Court dated 27.6.2019 in the issue of reservation of Economically Special Backward Class (E.S.B.C).	
3. Learned counsel for the petitioner submits that the said judgment of the Hon. High Court is challenged before the Hon. Supreme Court in Special Civil to Appeal No. (C) 15737/2019. The Supreme Court in the order dated 12.7.2019 has stated as follows:-	
"We make it clear the order of the High Court or reservation in question shall not have any retrospective effect ".	
4. Learned counsel in O.A 994/2019 has prayed that the said termination order dated 1.10.2019 is bad in law and is to be quashed and set aside.	
5. Learned P.O submits that by communication dated 13.3.2020, from G.A.D, it is informed that the services of the applicant Mr Narawade is already terminated.	
6. On perusal of the said communication, it is noted that G.A.D has relied on orders passed in W.P 10547/2019 dated 8.11.2019, 5.12.2029 and 30.1.2020. Learned P.O is directed to produce all these orders and also we would like to know why the order of the Hon. Supreme Court specifically directing not to apply the order of Hon. High Court retrospectively was not followed when the applicant was appointed way back in July, 2016. Similarly, it is found that some Divisions, coming under the Respondent department have quashed and set aside the order of termination.	
7. The Respondents to take note that the concerned decision taking officer is required to file affidavit to that effect.	
8. S.O to 8.9.2020.	
Sd/-	Sd/- 
(P.N Dixit) Vice-Chairman (A)	(Mridula R. Bhatkar J.) Chairperson
Akn	

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	<p><u>18.08.2020</u></p> <p align="center"><u>C.A 07/2020 in O.A 259/2019</u></p> <p>Shri D.R Rathod ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. This is a contempt petition filed by the applicant whereby the Respondents have not complied with the order dated 9.8.2019 passed by this Tribunal. The order of this Tribunal dated 9.8.2019 is challenged before the Hon. High Court by filing W.P 2562/2020.</p> <p>3. Learned P.O informed that the Officer Smt Prajakta Verma, who was holding the said position at the relevant time is transferred to Mantralaya, Mumbai. However, this being the contempt, she is directed to file affidavit in reply. It is pointed out by Learned Counsel for the applicant that though Writ Petition is filed in January, 2020, the order of this Tribunal is not stayed.</p> <p>3. S.O to 10.9.2020.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar J.) Chairperson</p> <p>Akn</p>

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	<p data-bbox="743 654 889 683"><u>18.08.2020</u></p> <p data-bbox="987 734 1156 763"><u>O.A 935/2019</u></p> <p data-bbox="743 801 1328 831">Shri H.Y. Shewale & Others ... Applicants</p> <p data-bbox="906 833 945 862">Vs.</p> <p data-bbox="743 855 1328 884">The State of Maharashtra & Ors ... Respondents</p> <ol data-bbox="743 907 1399 1198" style="list-style-type: none">1. Heard Shri S.S. Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.2. Learned C.P.O states that affidavit in reply will be filed during the course of the day.3. Admit. Place for final hearing on 25.8.2020. <p data-bbox="815 1220 1039 1310">Sd/- <i>[Signature]</i> 20/08/20</p> <p data-bbox="766 1317 982 1377">(P.N. Dixit) Vice-Chairman (A)</p> <p data-bbox="1172 1220 1372 1310">Sd/- <i>[Signature]</i></p> <p data-bbox="1107 1326 1383 1377">(Mridula R. Bhatkar J.) Chairperson</p> <p data-bbox="743 1438 782 1460">Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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18.08.2020

O.A 360/2020

Shri N.G Kabadi ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Shri N.G Kabadi, applicant in person and Smt K.S Gaikwad, learned P.O for the Respondents.

2. In this petition, the applicant is who was working as a Clerk with Commissioner of Police, Mumbai, on deputation with Respondent no. 2. He had joined service in the year 1988 and according to him he was due for promotion to the post of Senior Grade Clerk in the year 1992.. However, he was not promoted till today. He is also denied further promotions. He has therefore, filed this Petition.

3. After going through the Petition, we found ex facie the Petition is not maintainable on the ground of limitation as the applicant seeks relief since last 29 years. The cause of action as per the applicant arose in the year 1992-93. On query he informed that he made number of representation to the authority in between, however, the Respondents did not reply to the said written submissions. He argued that the first written communication he received is Exh. 1, i.e. a letter dated 4.6.2019 and another letter Exh. 2, dated 24.10.2019 from the office of Commissioner of Police, Mumbai. He submits that therefore, his petition falls within time from the date of the said communication.

4. Learned P.O has seriously challenged the maintainability of this petition on the ground of limitation as well as the prayer clauses from A to Z mentioned in the Petition as which are not permissible in law. Learned P.O points that his applications from 1993 which according to him, he had made, are not annexed to herewith to test the truth of his submissions.

5. Assuming that first written communication of denial as argued by party in person, is in June, 2019, however, the computation of limitation from that date is not as per the law as the cause of action arose in the year 1992-93, when in fact he was denied the promotion, as per his claim. The applicant should not have waited till June, 2019 for the communication from the Respondents, but should have approached this Tribunal or should have taken other legal action under the law. It appears that it is evident that the applicant has slumbered upon his right to sue and therefore, it is time barred and so also the prayers are made and the petition is drafted is not acceptable in law.

6. O.A is dismissed as barred by limitation.

Sd/-

Sd/-

(P.N Dixit)
Vice-Chairman (A)

(Mridula R. Bhatkar J.)
Chairperson


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	<p>18.08.2020</p> <p><u>O.A 361/2020</u></p> <p>Shri S.B Datir ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicants and Ms Neelima Gohad, learned P.O for the Respondents.</p> <p>2. The applicant challenges order of suspension dated 26.6.2018 on the ground that the ratio laid down in the decision of Hon. Supreme Court in Ajay Kumar Choudhary Vs Union of India, through Secretary and Anr, (2015) 7 SCC 291, is not followed. He further submits that the applicant was not detained in police custody beyond 48 hours and hence it is not case of deemed suspension.</p> <p>3. S.O to 15.9.2020.</p> <p style="text-align: right;">  Sd/- (Mridula R. Bhatkar, J.) Chairperson </p> <p>Aka</p>

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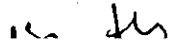
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	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>M.A 195/2020 in O.A 337/2019</u></p> <p>Shri N.D Londhe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms S.T Suryavanshi, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The application is filed under Sec 25 of A.T Act for transferring O.A 337/2019 from Aurangabad to Mumbai bench.</p> <p>3. In the present O.A the applicant is removed from service after holding D.E on 20.5.2018. He has filed this petition in April, 2019. In between, no order is passed by Division bench at Aurangabad. One seat of Member (A) at Aurangabad is vacant. No Member (A) either Nagpur or Mumbai can go and work in Aurangabad due to Covi-19 pandemic, and therefore, D.B for final hearing of this matter cannot be constituted. The Bench on Vice-Chairman is constituted only for taking very urgent matters. Hence this cannot be transferred before Division Bench at Mumbai otherwise all matters of final hearing in Aurangabad will be required to be transferred to Mumbai, which is not feasible at all.</p> <p>4. However, the applicant may move for urgent hearing as soon as the Division Bench at Aurangabad Bench will start functioning.</p> <p>5. M.A stands disposed of.</p> <p align="right">  Sd/- 701 (Mridula R. Bhatkar, J.) Chairperson </p> <p align="left">Akn</p>

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	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>O.A 353/2020</u></p> <p>Shri P.D Kokare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Pursuant to the order dated 13.8.2020, learned P.O submits on oral instructions that the P.E.B is not applicable to the present applicant, because his post is a Secretarial post and is not a specialized one. He further points out that the applicant has given 10 choices of his posting and therefore, choice no. 9, which is Chandrapur is allotted as per his choice of posting. Learned P.O further submits that as per rules it is necessary for the applicant who is serving in Police Department, to take a posting at a difficult place and till now in his service of 8 years, the applicant has not worked at any difficult place.</p> <p>3. Learned P.O submits that he wants three weeks' time to file affidavit in reply.</p> <p>4. The learned counsel for the applicant submits that it is not possible for the applicant to joint at Chandrapur during the Covid-19 pandemic as it is not possible to for him to arrange for his lodging and boarding.</p> <p>5. S.O to 10.9.2020. Till then without prejudice, the Respondents may avail of the services of the applicant in Pune and applicant without any right render his service in the interest of the institution.</p> <p align="right">Sd/-</p> <p align="right">(Mridula R. Bhatkar, J.) Chairperson</p> <p align="left">Akri</p>

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	<p><u>18.08.2020</u></p> <p><u>O.A 383/2020</u></p> <p>Shri S.N Kharat ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. This matter is filed at the Principal Bench. However, learned P.O points out that the applicant is working at Jalgaon and challenges his transfer order to Dhule and the matter pertains to Aurangabad Bench.</p> <p>3. The learned counsel is directed to file the application at Aurangabad. Learned Counsel prays to withdraw the Original Application.</p> <p>4. Allowed to be withdrawn.</p> <p style="text-align: right;">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>18.08.2020</u></p> <p align="center"><u>O.A 382/2020</u></p> <p>Shri A.D Khadake ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Applicant is working as Food Safety Officer and is transferred from Thane to Raigad by order dated 10.8.2020. Admittedly, the applicant is due for transfer. Mr Lonkar submits that earlier he has served in difficult areas, i.e. Bhiwandi and therefore as per his choice, he is required to be posted. The applicant has not given the option of Raigad.</p> <p>4. Learned C.P.O seeks time to take instructions whether Bhiwandi falls in a difficult area and also verify the options given by the applicant.</p> <p>5. The Respondents are directed to allow the applicant to continue to work as Food Safety Officer, Bhiwandi till 20.8.2020.</p> <p>6. S.O to 20.8.2020.</p> <p align="right">Sd/-</p> <p align="right">101 (Mridula R. Bhatkar, J.) Chairperson</p> <p>Aku</p>

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	<p><u>18.08.2020</u></p> <p align="center"><u>O.A 355/2020</u></p> <p>Shri S.R Gowda ... Applicant Vs The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Neelima Gohad, learned P.O for the Respondents. 2. Issue notice returnable on 29.9.2020. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice. 7. Learned P.O seeks time to file reply 8. S.O 29.9.2020. <p align="right">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>Aktu</p>

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	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>O.A 344/2020</u></p> <p>Shri J.R Gahane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Neelima Gohad, learned P O for the Respondents. 2. Issue notice returnable on 22.9.2020. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice. 7. Learned P.O seeks time to file reply 8. S.O 22.9.2020. <p align="right">Sd/-</p> <p align="right">(Mridula R. Bhatkar, J.) Chairperson</p> <p>Aku</p>

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	<p><u>18.08.2020</u></p> <p align="center"><u>Q.A 361/2020</u></p> <p>Shri S.B Datir ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicants and Ms Neelima Gohad, learned P.O for the Respondents.</p> <p>2. The applicant challenges order of suspension dated 26.6.2018 on the ground that the ratio laid down in the decision of Hon. Supreme Court in Ajay Kumar Choudhary Vs Union of India, through Secretary and Anr, (2015) 7 SCC 291, is not followed. He further submits that the applicant was not detained in police custody beyond 48 hours and hence it is not case of deemed suspension.</p> <p>3. S.O to 22.9.2020.</p> <p align="right">Sd/-</p> <p align="right">(Mridula R. Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>18.08.2020</u></p> <p><u>O.A 381/2020</u></p> <p>Shri U.V Ingawale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for Respondents no 1 & 2 and Shri K.R Jagdale, learned advocate for Respondent no. 3.</p> <p>2. The applicant is working as Food Safety Officer at Pune and by order dated 10.8.2020, he is transferred to Mumbai in the place of Respondent no. 3. The applicant has completed three years and is due for transfer. The only challenge in this order by the applicant is that his case was not placed before the Civil Services Board.</p> <p>3. Learned counsel for Respondent no. 3 submits that he wants to file reply.</p> <p>4. Considering the challenge involved, matter is now being placed on 20.8.2020 for the above query only and if required further time will be given to the Respondents.</p> <p>5. S.O to 20.8.2020.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula R. Bhatkar, J.) Chairperson</p> <p>Alm</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><u>18.08.2020</u></p> <p><u>M.A 184/2020 in O.A 66/2018 (Aurangabad)</u></p> <p>D.P Kadam ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Already a bench of Shri B.P Patil, V.C (J) along with Shri Shree Bhagwan, Vice-Chairman (A) or Shri P.N Dixit V.C (A) is constituted to pass very urgent orders. The Bench will schedule the matter and fix the date as per convenience. All concern to take note that this bench is constituted only for seeking urgent orders.</p> <p>3. M.A stands disposed of.</p> <p align="right">Sd/-</p> <p align="right">(Mridula R. Bhatkar, J.) Chairperson</p> <p>Akn</p>

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Appearance, Tribunal's orders or
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Tribunal's orders

18.08.2020

O.A 348/2020 with M.A 192/2020

Shri R.B Shinde ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
2. Issue notice returnable on 31.8.2020.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.
7. Learned C.P.O seeks time to file reply.
8. S.O to 31.8.2020.

Sd/-

Sd/-

(P.N Dixit)
Vice-Chairman (A)

(Mridula R. Bhatkar J.)
Chairperson

Akn

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	<p align="center"><u>18.08.2020</u></p> <p align="center"><u>O.A 323/2020</u></p> <p>Shri N.S Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents no 1 & 2 and Shri S. Hatorate, learned advocate for Respondent no. 3.</p> <p>2. Learned P.O prays for time to file reply. Three weeks' time is granted to the Respondents to file reply by way of last chance.</p> <p>3. S.O to 15.9.2020.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula R. Bhatkar J.) Chairperson</p> <p>Aku</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>18.08.2020</u></p> <p style="text-align: center;"><u>O.A 346/2020</u></p> <p>Shri G.S Karande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents. 2. Issue notice returnable on 29.9.2020. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice. 7. S.O to 29.9.2020. <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(P.N Dixit) 01 Vice-Chairman (A)</p> <p style="text-align: right;">(Mridula R. Bhatkar J.) Chairperson</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>18.08.2020</u></p> <p align="center"><u>O.A 1224/2019</u></p> <p>Shri S.T Kadbane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O prays for time to file reply. By way of last chance, four weeks' time is granted to file. If reply is not filed by next date, the matter will proceed without reply.</p> <p>3. S.O to 22.9.2020.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(P.N Dixit) (Mridula R. Bhatkar J.) Vice-Chairman (A) Chairperson</p> <p>Akn</p>

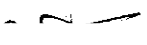

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders 18.08.2020
	<p align="center"><u>O.A 418/2019</u></p> <p>Shri N.S Gaikwad ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar , learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O states that reply will be filed during the course of the day.</p> <p>3. Admit. Place for final hearing on 22.9.2020</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula R. 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><u>18.08.2020</u></p> <p><u>O.A 29/2020</u></p> <p>Shri R.S Shenekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply.</p> <p>3. Admit. Place for hearing on 22.9.2020.</p> <p>Sd/- Sd/-</p> <p>(P.N. Dixit) 18/8/20 Vice-Chairman (A)</p> <p>(Mridula R. 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>Date : 18.08.2020</p> <p>O.A.NO.151 of 2020</p> <p>L.B. Lambture ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that he is filing reply during the course of the day. Statement is accepted.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 20.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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 data-bbox="662 589 854 622">Date : 18.08.2020</p> <p data-bbox="699 636 1252 712">O.A.NO.154 OF 2020 with O.A.No.242 of 2020 with O.A.No.243 of 2020</p> <p data-bbox="667 734 1235 768">H.G. Holmukhe ...Applicant</p> <p data-bbox="667 786 1260 819">Versus ...Respondents</p> <p data-bbox="667 801 1024 835">The State of Maharashtra & Ors.</p> <p data-bbox="667 864 1300 1055">1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p data-bbox="667 1104 1317 1395">2. Learned P.O. submits that he is filing reply in O.A.No.242/2020 and O.A.No.243/2020. Statement is accepted. It be taken on record. In so far as O.A.No.154/2020 is concerned, except filing short affidavit of Secretary, Agriculture no detail reply is filed though enough time is granted.</p> <p data-bbox="667 1424 1325 1570">3. Therefore, O.A.No.154/2020 shall proceed without reply. All these O.A. be kept for hearing at the stage of admission.</p> <p data-bbox="667 1608 984 1641">4. S.O. to 15.09.2020.</p> <p data-bbox="1040 1630 1211 1776" style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p data-bbox="708 1798 740 1821">prk</p>

Date : 18.08.2020

O.A.NO.246 of 2020

N.P. Bachhav

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents

1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. In present O.A. challenge was to the Suspension order dated 14.03.2020, whereby the Applicant was kept under Suspension in contemplation of Departmental Enquiry invoking Rule 4(1) of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979. No reply is filed by the Respondents.
3. However, learned P.O. submits that the Applicant is already reinstated in service at Ahmednagar by order dated 29.06.2020. He has tendered copy of order. It is taken on record and mark by letter 'X'. Thus, admittedly, suspension of the Applicant is revoked and he is reinstated in service.
4. As such, the cause of action challenging suspension does not survive and therefore indeed O.A. ought to have been withdrawn by the Applicant. However, learned Advocate submits that he has no instructions for withdrawal of O.A.
5. As suspension is already revoked and applicant is reinstated in service, I do not see any point to continue the O.A. As no cause of action survive and O.A. itself has become infructuous, is disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)
Member(I)

prk

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	<p>Date : 18.08.2020</p> <p>O.A.No.212 of 2020</p> <p>S.H. Parche ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, 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 as last chance.</p> <p>3. Adjourned to 31.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p align="center">Date : 18.08.2020</p> <p align="center">O.A.No.228 of 2020</p> <p>P.A. Rathod ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougale, learned Presenting Officer for the Respondents.</p> <p>2. Though enough time is granted but no reply is filed.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 15.09.2020.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</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 : 18.08.2020</p> <p align="center">O.A.No.233 of 2020</p> <p>D.S. Mane ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer with Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Today learned Advocate has filed affidavit in rejoinder. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 15.09.2020.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member(J)</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 : 18.08.2020</p> <p>O.A.No.262 of 2020</p> <p>L.J. Thakur ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Applicant and learned Advocate for the Applicant are absent. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. Learned P.O. for the Respondents has filed affidavit-in-reply. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 10.09.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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 : 18.08.2020</p> <p align="center">O.A.No.263 of 2020</p> <p>K.J. Mhatre ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Applicant and learned Advocate for the Applicant are absent. Ms. N.G. Gohad, learned Presenting Officer for the Respondents is present.</p> <p>2. Learned P.O. for the Respondents has filed affidavit-in-reply. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 10.09.2020.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 18.08.2020</p> <p>O.A.No.274 of 2020</p> <p>S.M. Sathe ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Pleadings are complete. The matter is adjourned to hearing at the stage of admission.</p> <p>3. S.O. to 31.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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

Tribunal's orders

Date : 18.08.2020

O.A.No.31 of 2020

D.K. Zote

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents

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

2. This O.A. is filed against the order of imposition of penalty of reduction in pay scale with permanent effect. The Applicant stands retired on 31.05.2016. Notice was issued to the Respondent on 16.01.2020 and since then enough time is availed to filed reply. However, till date no reply is filed. On previous two occasions last chance was granted, but in vain. Thus, it appears that Respondents are not interested in filing reply.

3. In view of above, matter be kept for Final Hearing on 15.09.2020.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

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		<p>Date : 18.08.2020</p> <p>O.A.No.121 of 2020</p> <p>R.M. Sankpal ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Smt. Punam Mahajan, learned Advocate for the Respondent No.2.</p> <p>2. Respondent No.1, Government has filed their Affidavit-in-reply, but no reply is filed by Respondent No.2.</p> <p>3. Matter be kept for hearing at the stage of admission.</p> <p>4. S.O. to 08.09.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 18.08.2020</p> <p>O.A.No.128 of 2020</p> <p>M.D. Kale ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed affidavit-in-reply on behalf of Respondents. It is taken on record.</p> <p>3. At the request of learned Advocate two weeks time is granted for filing rejoinder.</p> <p>4. S.O. to 08.09.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 18.08.2020</p> <p>O.A.No.155 of 2020</p> <p>D.L. Fulpagar ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, 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. last chance is granted to file reply till 25.08.2020.</p> <p>3. Matter be kept with connected matters i.e. O.A.No.161/2020 and O.A.No.157/2020 on next date.</p> <p>4. Adjourned to 25.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 18.08.2020</p> <p>O.A.No.189 of 2020</p> <p>S.A. Warang ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, 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 as last chance.</p> <p>3. Adjourned to 31.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 18.08.2020</p> <p>O.A.No.204 of 2020</p> <p>S.C. Shaikh ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate has filed affidavit-in-rejoinder. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. Adjourned to 15.09.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</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 : 18.08.2020</p> <p>O.A.No.266 of 2020</p> <p>Dr. N.K. Chavan Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week is granted as most last chance for filing reply.</p> <p>3. S.O. to 20.08.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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

Tribunal's orders

Date : 18.08.2020

M.A.No.200 of 2020 in O.A.No.324 of 2020

The Commissioner of Police.

...Applicant (Org. Respd.)

Versus

D.T. Pawar & Ors.

...Respondents

(Org. Appli.)

1. Heard Shri A.J. Chougule, learned Presenting Officer for the Applicant (Org. Respondent) and Shri S.S. Dere, learned Advocate for the Respondents (Org. Applicant).
2. O.A.No.324/2020 was disposed of by order dated 30.06.2020, thereby giving directions to Respondents to relieve the applicants within two weeks from the date of order.
3. Learned P.O. submits that due to ^{ensuing} ~~ensure~~ Ganesh festival applicants who are working in the cadre of PSI are required for Bandobast and therefore sought extension of time to relieve the applicants.
4. Ganesh festival would be over by 01.09.2020.
5. In view of above, time is granted till 03.09.2020 to relieve the applicants.
6. M.A. is disposed of with no order as to costs. Hamdast granted.

Sd/-

(A.P. Kurhekar)
Member(J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 18.08.2020</p> <p>O.A.No.942 of 2019</p> <p>P.S. Pawar ...Applicant Versus The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri C.T. Chandratre, learned Advocate for Respondent No.3.</p> <p>2. In terms of order dated 28.07.2020 passed by this Tribunal, today learned P.O. has filed affidavit of Shri Rajaram Mane, Divisional Commissioner, Nashik to rectify the mistake occurred in the affidavit which is at page 134 to 136 of PB. It is taken on record.</p> <p>3. Today remaining arguments are concluded.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>