

**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><u>18.10.2021</u></p> <p align="center"><u>M.A 93/2021 in O.A 919/2017</u></p> <p>Shri D.B Kurale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Bhosale, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The application is filed under Section 25 of the Administrative Tribunals Act, 1985 to transfer the proceedings in O.A 919/2017 pending before M.A.T, Aurangabad to M.A.T, Mumbai.</p> <p>3. The applicant retired on 30.11.2013 from the office of the Inspector General of Registration and Stamps, Pune. He has filed the present Original Application challenging the report in the Departmental Enquiry. Learned counsel for the applicant submits that the Departmental Enquiry was conducted at Pune. Learned counsel for the applicant submits that the applicant shifted to Aurangabad for medical treatment as he was suffering from various ailments. So he filed the present Original Application at Aurangabad. However, he has again shifted back to Pune. Now he wants that the matter be transferred to M.A.T, Mumbai.</p> <p>4. Learned P.O submits to the order of the Court.</p> <p>5. As the applicant was retired from Government service in Pune and D.E was conducted in Pune, therefore, the M.A.T, Mumbai bench has territorial jurisdiction to entertain the Original Application.</p> <p>6. Misc Application is allowed. The proceedings in Original Application No. 919/2017 pending before M.A.T, Aurangabad be transferred to M.A.T, Mumbai.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>18.10.2021</u></p> <p align="center"><u>O.A 710/2020</u></p> <p>Shri D.N Patil & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicants seek directions that the Respondent no. 1 to forthwith declare the results of the Applicants Post Recruitment Training Departmental Examination- January 2015, held on 10.9.2018 and 11.9.2018.</p> <p>3. Learned counsel for the applicants submit that MPSC has issued two show cause notice to both the applicants, one on 23.8.2019, to which the applicants have filed reply on 23.12.2019 and second was issued on 18.2.2021 and to which reply was filed on 19.4.2021.</p> <p>4. Learned counsel for the applicants submit that both the reply should be considered as final and not interim reply as claimed by MPSC.</p> <p>5. In view of this learned counsel for the applicants prays that the MPSC be directed to take final decision in the matter pursuant to the show cause notice.</p> <p>6. Learned P.O seeks time to make submissions.</p> <p>7. S.O to 20.10.2021.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>O.As. No.204, 205, 429, 642, 693, 674, 675, 754, 755, 767 & 798 of 2021</u></p> <p>B.B. Ningire & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicants and their Advocates are absent. Heard Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. Reply to be filed. If the reply is not filed, matters will be proceeded without reply.</p> <p>4. Concerned officer of the GAD is directed to remain present on the next date.</p> <p>5. S.O. to 25.10.2021 by way of last chance.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.212 of 2021 with M.A. No.128 of 2021</u></p> <p>V.G. Davari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to amend for bringing the legal representatives of deceased applicant on record of OA and MA.</p> <p>3. Leave granted.</p> <p>4. Ld. PO to file reply.</p> <p>5. S.O. to 16.11.2021.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021</p> <p>(sgj)</p>

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	<p>Date : 18.10.2021</p> <p>C.A.No.42 of 2021 in O.A.No.678 of 2020 with O.A.No.679 of 2020 with O.A.No.680 of 2020</p> <p>R.S. PatilApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadkar, learned Advocate for the Applicant and Ms. Archana B.K. learned Advocate for the Respondents.</p> <p>2. Mr. Ajit Sajane, Assistant Conservator of Forests, Sangli is present before the Tribunal. He submits that the Department of Sangli has sent the proposal of challenging these orders of transfer to Nagpur office on 09.09.2020. However Nagpur Office had sent back the proposal to Sangli office with some queries. Thereafter on 21.09.2020 Sangli office sent it back to Nagpur office and now the matter is pending with Nagpur office.</p> <p>3. In view of this as it is Contempt in respect of the transfer orders, we finally direct Respondents to argue the matter on next date or comply with the orders of the Tribunal otherwise the Tribunal will further proceed by issuing Contempt Notice.</p> <p>4. Adjourned to 22.10.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(J) Chairperson</p> <p>prk</p>

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	<p align="center"><u>O.A. No.718 and 688 of 2021</u></p> <p>G.V. Desale & 8 Ors. (OA.718/2021) S.S.Chikate & 3 Ors. (OA.688/2021)..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicants and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that revised list for the post of Assistant Motor Vehicle Inspectors was published on 14.10.2021 and hence the matters can be disposed off.</p> <p>3. In view of the above, both the OAs are disposed off.</p> <p align="center">Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021</p> <p>(sgj)</p>

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	<p>Date : 18.10.2021</p> <p align="center">O.A.No.511 of 2015</p> <p>Dr. M.M. ThombareApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. V.B. Joshi, learned Advocate for the Applicant, Mr. S.K. Nair, learned Special Counsel for the Respondents No.1 to 3 and Mr. M.D. Lonkar, learned Advocate for the Respondent No.4.</p> <p>2. The learned Advocate Mr. Joshi has already submitted written notes of arguments dated 05.02.2021.</p> <p>3. The learned Special Counsel Mr. Nair for the Respondents No.1 to 3 files written submissions today. Taken on record. He further seeks permission to file compilation of judgments on which he relies and also furnish the copy of the same to learned Advocate for the Applicant and learned Advocate Mr. Lonkar.</p> <p>4. Matter fixed on 27.10.2021.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member(J)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 18.10.2021</p> <p align="center">O.A.No.756 of 2020 with O.A.No.755 of 2020</p> <p>M.R. Sawant & Ors.(O.A.756/2020) A.P. Sonawane & Ors. (O.A.755/2020)....Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Dr. Gunratan Sadavarte, learned Advocate for the Applicants.</p> <p>2. The learned Advocate for the Applicant has filed the compilation of the Dean office forwarded to Directorate of Medical Education and Research (DMER) showing number days since joining of service of the applicants since 2019. Taken on record.</p> <p>3. Matter is adjourned 25.10.2021 for non-availability of learned P.O.</p> <p align="right">Sd/-</p> <p align="right">/</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.892 of 2017</p> <p>D.G. BasutkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note. 3. Smt. Archana B.K., learned Presenting Officer for the Respondent is present. 4. In view of leave note adjourned to 27.10.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 18.10.2021</p> <p>O.A. No.801 of 2021</p> <p>Y.G. MulaniApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 22.11.2021. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 Original Application. 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. 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 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 22.11.2021. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.623 of 2021 with O.A. No.624 of 2021</p> <p>P.T. Bhoir V.V. SakpalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has tendered Affidavit-in-Reply in both the O.As. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission with liberty to file Rejoinder, if any on next date.</p> <p>4. S.O. 22.11.2021.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.605 of 2021</p> <p>P.R. ShelkeApplicant 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. The Applicant is working in cadre of Deputy Collector (Selection Grade), Government by order dated 29.05.2017 imposed punishment of withholding of increment for three years without cumulative effect against which Applicant has filed appeal before Respondent No.1 but the same is not decided though period of near about one year is over. Therefore this O.A. is filed for limited relief, normally direction to appellate authority to decide the appeal within stipulated period.</p> <p>3. In view of above, O.A. is disposed of with request to appellate authority to ensure decision in appeal within three months in accordance to law.</p> <p>4. The decision as may be shall be communicated to the Applicant within two weeks thereafter.</p> <p>5. Hamdast granted.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) [PTO.]</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.591 of 2021</p> <p>S.A. NashikarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 15.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>


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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.524 of 2021</p> <p>S.S. DhumalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 22.11.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.357 of 2021 with O.A. No.358 of 2021</p> <p>J.P. Chavan & Anr D.R. Nikam & 2 Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, 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 time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 25.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">M.A. No.09 of 2021 in O.A. No.25 of 2021 with M.A. No.10 of 2021 in O.A. No.26 of 2021</p> <p>W.B. Pawar S.A. BachhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri C.T. Chandratre, learned Advocate for the Applicant has sent his leave note. 3. Shri A.J. Chougule, learned Presenting Officer holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent is present. 4. In view of leave note adjourned to 15.11.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">M.A. No.264 of 2021 in O.A. No.512 of 2021</p> <p>B.D. ChaubheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri V.V. Joshi, learned Advocate for the Applicant has sent his leave note. 3. Shri A.J. Chougule, learned Presenting Officer for the Respondent is present. 4. In view of leave note adjourned to 16.11.2021. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.1227 of 2019</p> <p>H.S. KhudeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note. 3. Shri A.J. Chougule, learned Presenting Officer for the Respondent is present. 4. In view of leave note adjourned for admission. 5. S.O. 28.10.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">M.A. No.420 of 2021 in O.A. No.794 of 2021</p> <p>D.F. Fernandes & Ors.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. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.194 of 2021 with O.A. No.287 of 2020</p> <p>Dr. A.S. Bendre Dr. P.N. KakadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri N.Y. Ukey, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Both these matter are for hearing at the stage of admission.</p> <p>3. Learned P.O. however submits that these matter are being handled by learned C.P.O. ^{but} she is unable to remain present on account of sickness and requested for adjournment.</p> <p>4. S.O. to 15.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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	<p>Date: 18.10.2021</p> <p>O.A. No.797 of 2020</p> <p>R.V. SolankheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Applicant and his Advocate both are absent.2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.3. Smt. Archana B.K., learned Presenting Officer for the Respondent is present.4. In view of leave note adjourned to 22.10.2021. <p style="text-align: right;">Sd/- ✓ (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.149 of 2020</p> <p>A.S. Sonawane & Ors.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. on instructions submits that proposal for transfer of the Applicant is already under consideration of Government and it will take some time.</p> <p>3. S.O. to 18.11.2021.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 18.10.2021</p> <p align="center">O.A. No.1055 of 2018</p> <p>V.S. MoneApplicant 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. Shri A.J. Chougule, learned P.O. submits that O.A. is being handled by Ms. S.P. Manchekar, learned C.P.O. but she is not well and requested for adjournment.</p> <p>3. S.O. to 15.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A.Nos.901, 902, 1010 & 1011/2019 with O.A.Nos.137/2020 with O.A.No.293/2019 with O.A.No.09/2020</u></p> <p>Shri R.S. Palkar & Ors. ... Applicants Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri Bhosle holding for Shri A.D. Sugdare, Shri K.R. Jagdale, learned Advocates for Applicants and Shri A.J. Chougule holding for Ms. S.P. Manchekar, C.P.O. for Respondents. Mrs. Punam Mahajan, learned Advocate for Applicants in O.A.No.293/2019 has sent Leave Note.</p> <p>2. The learned P.O. submits that matter is being handled by CPO, but due to sickness, she is unable to remain present and requested to keep the matter in the last week of this month.</p> <p>3. Adjourned to 29th October, 2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 18.10.2021</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A.1028/19</u></p> <p>Shri R.S. Deshmukh ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. During the course of hearing, it is transpired that the enquiry report itself is not placed on record. Secondly, depositions of witnesses recorded during the regular enquiry which also not produced.</p> <p>3. The learned P.O, is therefore, directed to produce the record of Enquiry Officer along with Xerox copies of depositions recorded in regular enquiry.</p> <p>4. Apart, the order of Additional Inspector General of Police dated 12.01.2016 be also produced.</p> <p>5. S.O. to 27th October, 2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 18.10.2021</p>
(skw)	

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A.474/2020

Shri S.M. Kadam ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant stands retired on 30.11.2018 but some of his retiral dues are still unpaid. The provisional pension was granted up to December, 2020 and thereafter it was stopped.
3. From previous 2/3 dates, directions were given to continue provisional pension, but in vain.
4. By order dated 20.08.2021, the Respondent No.1 directed to expedite the process for grant of provisional pension and it should be paid by all means by next date, failing which necessary action for contempt of Tribunal would be initiated.
5. Today, nobody is present from the Office of Respondent No.1. Thus, apparently, Respondent No.1 have no regards to the orders passed by the Tribunal.
6. In view of above, issue notice to Respondent No.1 as to why cognizance of contempt should not be taken against him and as to why further proceedings for contempt of the order of Tribunal should be initiated against him. The Respondent No.1 should submit explanation on Affidavit further clarifying as to what retiral dues are still unpaid.
7. Affidavit be filed within a week. S.O. to 25th October, 2021.

Sd/-
(A.P. Kurhekar)
Member-J
18.10.2021

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A.189/2020</u></p> <p>Shri S.A. Warang ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A, the challenge is to the order dated 28.12.2018 thereby granting 50% pay and allowances for out of duty period.</p> <p>3. The Applicant was initially dismissed from service on 04.11.2015. But in appeal, the order of dismissal was set aside and punishment of withholding increments for two years without cumulative effect was passed and consequently, Applicant was reinstated in service and thereafter, the impugned order granting 50% pay and allowances for out of duty period has been passed.</p> <p>4. The Applicant has already filed Review Application against the order of withholding of increments and it is pending before the Government. In O.A.No.190/2020, directions were already given by the Tribunal to decide the O.A, but till date, Review is not decided. The decision in Review have bearing over the matter in issue in the present O.A.</p> <p>5. The learned P.O. on instructions submits that within a week, the decision will be taken on Review.</p> <p>6. In view of above, this O.A. is adjourned for two weeks. It be kept for hearing at the stage of admission on 15th November, 2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 18.10.2021</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.1112/2019</u></p> <p>Shri K.B. Solanki & Ors. ... Applicants Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O, the matter is adjourned to file Affidavit along with Annexures to satisfy the Tribunal as to how the notice impugned in the O.A. is legal and valid.</p> <p>3. S.O. to 26th October, 2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 18.10.2021</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

O.A.268/2019

Shri S.H. Bobade Applicant
Vs.
The State of Mah. & Ors. Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. In the present O.A, the Applicant has challenged the transfer order dated 12.03.2019 whereby he was transferred from Kavathe Mahankal Police Station to Kokrud Police Station, District Sangli.

3. When the matter is taken up for hearing, the learned P.O. has tendered the copy of Order dated 02.07.2021 issued by Respondent – Superintendent of Police, Sangli whereby he is dismissed from service invoking Section 25 of Maharashtra Police Act. The order dated 02.07.2021 is taken on record and marked by letter 'X' for identification.

4. Adverting to this aspect, the learned P.O. submits that the challenge to the transfer order has become infructuous and O.A. be disposed of.

5. Whereas, Shri Bandiwadekar, learned Advocate for the Applicant submits that the Applicant has already challenged the order of dismissal by filing appeal on 25.08.2021 and the decision is awaited. According to him, the decision will be given on 15.11.2021. He, therefore, requested that the O.A. be adjourned or it be kept at Sine-die list.

6. In alternative, the learned Advocate for the Applicant prayed for liberty to move the Tribunal in respect of impugned transfer order, if he succeeds in appeal.

7. As stated above, in O.A, the challenge was to the transfer order from Kavathe Mahankal Police Station to Kokrud Police Station, District Sangli. The Applicant was serving as Police Constable. The perusal of order dated 02.07.2021 tendered today by learned P.O. reveals that enquiry was conducted in

P.T.O.

Office Notes, Office Memoranda of Coram,
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respect of alleged misconduct and punishment of dismissal from service is imposed. Consequently, the Applicant is no more in service, and therefore, challenge to the transfer order does not survive. The O.A. has become infructuous and liable to be disposed of.

8. Once the Applicant is dismissed from service, it would be futile to keep O.A. pending or to wait till the decision of appeal filed by the Applicant against the order of dismissal. Likewise, the question of liberty to challenge the impugned order dated 12.03.2019 again if Applicant succeeds in appeal does not survive, since it is based only on future events. As of now, in view of dismissal, the challenge to the transfer order comes to an end.

9. For the aforesaid reason, the O.A. is disposed of with no order as to costs.

Sd/-
(A.P. Kurhekar)
Member-J
18.10.2021

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 18.10.2021</p> <p align="center">O.A. No.812 of 2021</p> <p>P.G. SoudeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is seeking interim relief to the notices dated 12.02.2021 & 04.03.2021 whereby the Applicant was directed to vacate service quarter within two days.</p> <p>3. Indeed, initially the Applicant was suspended by order dated 30.04.2021 since the offences under Section No.302, 324, 143, 145, 147, 148, 149 read with 34 of Indian Penal Code was registered against the Applicant and that was the ground for suspension. While he was under prolong suspension the impugned notices to vacate the service quarter were issued. The Applicant has challenged suspension by filing O.A. No.196/2021 in which interim relief was granted to the impugned notices dated 12.02.2021 and 04.03.2021. O.A. was finally decided by order dated 17.09.2021 whereby suspension was revoked with immediate effect and consequently the Applicant is reinstated in service.</p> <p>4. In so far as, eviction notices of 12.02.2021 and 04.03.2021 are concerned while disposing O.A. No.196/2021, interim protection was given to the Applicant with liberty to challenge the notices dated 12.02.2021 and 04.03.2021 independently.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram,
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5. It is on the above background this O.A. is filed challenging eviction notices of 12.02.2021 and 04.03.2021. Admittedly the Applicant is still continued in service quarter.

6. In eviction notices there is absolutely nothing as to why such notices of immediate eviction has been issued. All that the Applicant is directed to vacate service quarter within 7/2 days.

7. In view of above interim relief as prayed in prayer Clause No.11 (a) is granted till filing of Reply.

8. Issue notice before admission returnable on 22.11.2021.

9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

10. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

11. 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.

12. 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. Applicant is directed to file Affidavit of compliance and notice.

13. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

14. S.O. to 22.11.2021.

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 18.10.2021</p> <p align="center">O.A. No.794 of 2021</p> <p>D.F. Fernandes & Ors.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. The Applicants have sought directions to regularize in service. In the year 2008 they were selected in pursuance of the advertisement by committee initially for 11 months or till availability of M.P.S.C. candidates but they were continued till date. Applicants made representations for regularization but not responded, on the contrary recently advertisement has been issued to fill in the post occupied by the Applicant Nos.1 & 2.</p> <p>3. Learned Advocate for the Applicant therefore prayed for interim relief by way of protection to the Applicant Nos.1 & 2.</p> <p>4. Thus the Applicants seems to have been appointed after some process and they are continued in services for last 12 to 13 years. There was recommendation by Respondent No.3 – Medical Superintendent, Regional Referral Hospital to regularize services of the Applicants.</p> <p>5. Issue notice before admission returnable on 22.11.2021.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram,
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6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

7. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

8. 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.

9. 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. Applicant is directed to file Affidavit of compliance and notice.

10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

11. In view of advertisement and attempt to fill in the post occupied by the Applicant Nos.1 & 2 some protection to them is essential. I am therefore inclined to direct the Respondent No.1 not to discontinue the services of the Applicant Nos.1 & 2 without giving 15 days notice. The Applicant Nos.1 & 2 will be at liberty to approach the Tribunal if any such adverse decision is taken by Respondents.

12. S.O. to 22.11.2021.

13. Hamdast granted.

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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	<p align="center"><u>O.A. No.736 of 2020 with M.A. No.321 of 2020</u></p> <p>Smt. Mohanabai H. Gaikwad Wd/o Late Shri H.K. Gaikwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant produces a copy of order dated 31.8.2021 issued by respondent no.2 and submits that respondents have granted Time Bound Promotion to the applicant. The said order is taken on record and marked Exhibit '1' for identification.</p> <p>3. In view of the above, we direct the respondents to fix the pension of the applicant and pay all the dues to the applicant within three months. OA and MA disposed off accordingly.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) / (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021 (sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>CA No.20/2021 in OA No.55/2018 & OA No.56/2018</u></p> <p>A.T. Mane N.B. Kamble ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that they have filed W.Ps. No.19472 and 19473 of 2021 in the Hon'ble High Court and they will circulate the same.</p> <p>3. S.O. to 8.12.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 18.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 18.10.2021</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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	<p align="center"><u>C.A.55 of 2019 in O.As.805, 806 & 807 of 2016</u></p> <p>R.V. Dube & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant produces a copy of order dated 24.9.2021 passed by the Hon'ble High Court in W.P. No.7154/2019 & Ors. In para 14 of the order following directions are given:</p> <p align="center"><i>"14. The State shall proceed to implement the directions of the Tribunal within 3 (three) months from date of receipt of a copy of this judgment and order, failing which the original applicants shall be free to initiate appropriate proceedings in accordance with law before the Tribunal."</i></p> <p>3. Thus, December, 2021 is the last date to comply with the order of the Tribunal. Hence, the matter is fixed in January, 2022.</p> <p>4. S.O. to 11.1.2022 for reporting compliance from the State.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.810 of 2021</u></p> <p>Santosh S. Mohite ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. The Ld. Advocate for the applicant seeks directions to the respondents to forthwith hear and decide the pending statutory appeal of the applicant dated 9.9.2020 and communicate the decision within four weeks.</p> <p>3. In view of the above, the respondents are directed to decide the pending appeal of the applicant dated 9.9.2020 within a period of four weeks and communicate the decision to the applicant by 17.11.2021. With these directions the OA is disposed off.</p> <p align="center">Sd/- (Medha Gadgil) / (Mridula R. Bhatkar, J.) Member (A) Chairperson 18.10.2021 18.10.2021</p> <p>(sgj)</p>