

ORIGINAL APPLICATION NO.252/2020
(HarikishanJadhavVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.06.2021

ORAL ORDER :

Heard Ku.PreetiWankhade, learned Advocate for the applicant, ShriI.S.Thorat, learned Presenting Officer for the respondent no.4 and ShriShamsundar B. Patil learned Advocate for respondent no.1 to 3.

2. Record shows that by order dated 2nd June, 2021, respondent no.3 was directed to place on record status report of compliance of order dated 16-02-2021 in respect of payment of the regular pension.

3. Learned Advocate for respondent no.1 to 3 submits that he is unable to place on record the status report. Learned Advocate for the applicant objects to the statement of the learned Advocate for respondent nos.1 to 3.

4. Last chance is granted to the respondent no.3 to place on record the status report in respect of compliance of the said order of payment of regular pension till next date.

5. S.O. to 25-06-2021.

MEMBER (J)

ORIGINAL APPLICATION NO.597/2020
(AmolShindoreVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriSandip P. Andhale, learned Advocate for the applicant and ShriV.R.Bhumkar, learned Presenting Officer for the respondents.

2. On the request of learned P.O. time is granted to file affidavit in reply on behalf of the respondents.
3. S.O. to 12-07-2021.

MEMBER (J)

ORIGINAL APPLICATION NO.117/2021
(SudhirTambeVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriA.B.Gaikwad, learned Advocate for the applicant and ShriS.K.Shirse, learned Presenting Officer for the respondents.

2. Record shows that affidavit in reply is filed on behalf of respondent nos.2 to 4. Learned Advocate for the applicant submits that the applicant does not want to file affidavit in rejoinder.

3. Considering the facts and circumstances of the case, it is fixed for hearing at the stage of admission.

4. S.O. to 15-07-2021.

MEMBER (J)

ORIGINAL APPLICATION NO.190/2021
(PratibhaBankarVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriR.M.Jade, learned Advocate for the applicant and ShriB.S.Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file service affidavit. Time is granted.
3. S.O. to 09-07-2021.

MEMBER (J)

ORIGINAL APPLICATION NO. 204 OF 2021
(Ganesh G. Jaybhaye&Anr.Vs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)
AND
Hon'bleShriBijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriS.D. Dhongde, learned Advocate for the applicants and ShriB.S. Deokar, learnedPresenting Officer for the respondents.

2. Issue fresh notice to the respondent No. 4, returnable on 01.07.2021.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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

//2// O.A. No. 204/2021

(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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 01.07.2021.

8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

M.A. No. 453/2019 in O.A. St. No. 1700/2019
(Surajkumar G. TambeVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)
AND
Hon'bleShriBijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriTaher Ali Quadri, learned Advocate for the applicant and Shri D.R. Patil, learnedPresenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. to 15.07.2021.

MEMBER (A)

MEMBER (J)

M.A. No. 112/2021 in O.A. No. 386/2020
(Ganga S. SuryawanshiVs. State of Maharashtra &Ors.)

WITH

ORIGINAL APPLICATION NO. 389 OF 2020
(Radhika S. KhareVs. State of Maharashtra &Ors.)

WITH

ORIGINAL APPLICATION NO. 390 OF 2020
(Aashatai P. MetkarVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)
AND
Hon'bleShriBijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriS.C. Bhosle, learned Advocate for himself and holding for Shri J.M. Murkute, learned Advocate for the respective applicants in respective matters and S/shri M.S. Mahajan& I.S. Thorat, learned Chief Presenting Officer and Presenting Officer for the respective respondents in respective matters.

2. Learned Chief Presenting Officer has filed affidavit in reply on behalf of respondent No. 3 in M.A. 112/2021 in O.A. No. 386/2020. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 25.06.2021.

MEMBER (A)

MEMBER (J)

**M.A. 141/2021 with M.A. 121/2021 in C.P.
03/2021 in O.A. 295/2019**

**(State of Maharashtra & Ors. Vs.
Mah. Rajya Hangami Hivtap Prayogshala Karmachari Sangathana)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 18.06.2021

ORAL ORDER :

Heard Shri N.U. Yadav, learned Presenting Officer for the applicants in M.A. 141/2021 (respondents in O.A.), Ms. Preeti Wankhade, learned Advocate for the respondents in M.A. 141/2021 (original applicant) and Shri Vinod Patil, learned Advocate for the intervenor (M.A. No. 121/2021).

2. Learned Advocate for the respondent (original applicant) has filed affidavit in reply in M.A. No. 141/2021. Same is taken on record and copy thereof has been served on the other side.

M.A. No. 121/2021

3. Learned Advocate for respondent No. 4 (original applicant) and Learned P.O. for respondent Nos. 1 to 3 waive service of notice for the respective respondents. Therefore, it is not necessary to issue notices to any of respondents.

4. At the request of learned Presenting Officer, S.O. to 05.07.2021 for filing rejoinder, if any in M.A. 141/21.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 250 OF 2021
(RiyajkhanAjikhanFarukiVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)
AND
Hon'bleShriBijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard ShriTaher Ali Quadri, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learnedPresenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents and contended that she has received email from the respondent for seeking time.

3. Learned Advocate for the applicant at this stage submits that during pendency of the present O.A., he was selected for the post of Pharmacy Officer, Group-C and was disqualified only because he was not having Economically Weaker Section (EWS) certificate on or before 28.02.2021, which was the date of examination. The applicant applied for EWS certificate on 19.04.2021 and got the same on same date i.e. on 19.04.2021. He produced the said EWS certificate on the date of verification of documents i.e. on 22.04.2021.

//2//

O.A. No. 250/2021

4. Learned Advocate for the applicant further submits that in the original advertisement dated 22.02.2019 there was no specific contention that the EWS certificate should be on the date or prior to date of examination. The said contention was incorporated by subsequent notice dated 18.01.2021.

5. In view of the above facts and circumstances, in our considered opinion, this is a fit case to grant ad-interim relief in terms of prayer clause 7(D) till filing of the affidavit in reply by the respondents, in order to avoid multiplicity of proceedings. Ordered accordingly.

6. At the request of learned Presenting Officer for the respondents, S.O. to 15.07.2021 for filing affidavit in reply.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 256 OF 2021
(Smt. PriyaAshokrao SalveVs. State of Maharashtra &Ors.)

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.6.2021

ORAL ORDER :

Heard ShriAvinash S. Deshmukh, learned Advocate for the applicant andSmt. SanjivaniDesahmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 3 & 4 and the same is taken on record and copythereof has been served on the learned Advocate for the applicant.

3. Learned Advocate for the applicant at this stage presses for grant of interim relief in terms of prayer clause 'E', which reads as under: -

"E) Pending the admission, hearing and final disposal of this Original Application the effect, operation and implementation of the impugned communication dated 01/06/2021 of Respondent No. 2 may kindly be stayed with further directions to the Respondents to permit the applicant to discharge duties attached to the post of Forester at Waranga in the Hingoli Forest Division."

Learned Advocate for the applicant invited my attention to the impugned order dated 01.06.2021 (Annexure 'A-5', page-23 of paper book), wherein there is

:: - 2 - :: O. A. NO. 256 OF 2021

mention of Government Resolution dated 10.05.2021 issued by the General Administration Department, Government of Maharashtra. The said impugned order stated to have been passed pursuant to subject to satisfaction of respondent No. 2 as regards complaints with evidence alleged to have been received by him against the applicant. He submits that no affidavit in reply is filed by respondent No. 2 though the office of respondent No. 2 is situated in Aurangabad. Affidavit in reply is filed only on behalf of respondent Nos. 3 & 4. He has taken me through the said affidavit in reply and the documents annexed therein and submitted that these voluminous documents would not help the respondents to fulfill conditions as stipulated in paragraph 2 (3) of the Government Resolution dated 10.05.2021. This affidavit in reply according to him would only suggest that the respondent No. 3 has acted upon at the behest of some local politicians. For that purpose he invited my attention to the communication dated 20.05.2021, Exhibit R-II colly addressed to respondent No. 2 by respondent No. 3 giving opinion for transfer of the applicant. In view of the same, according to the learned Advocate for the applicant there is no material on record to show that there is subjective satisfaction of the respondent No. 2 about veracity of the alleged complaints received by the department against the applicant and, therefore, the impugned order is liable to be stayed.

4. On the other hand, learned Presenting Officer for the respondents submits that the annexures to reply would show that the complaints are received from various sections of society including some subordinate staff and, as such, the complaints cannot be termed as frivolous complaints to pressurize authority to transfer the applicant. She submits that the requisite proposal was got sanctioned by the respondent No. 2 from the Civil Services Board and submitted it to the respondent No. 1 for due approval as contemplated under Section 4 (4) and 4 (5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (for sort hereinafter called as “the Transfer Act of 2005”), as well as, in fulfillment of condition of Government Resolution dated 10.05.2021. In view of the same, she submitted that no case is made out for grant of interim relief and requested time for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

5. Perusal of impugned order of transfer dated 1.6.2021 would show that the impugned transfer order is passed pursuant to Section 4 (4) & 4 (5) of the Transfer Act of 2005, as well as, in view of Government Resolution dated 10.05.2021. In justification of the same, the respondents have relied upon annexures attached to the affidavit in reply filed on behalf of respondent Nos. 3 & 4. It is true that the power of transfer vested in respondent No. 2 and

no affidavit in reply is filed on behalf of respondent No. 2. At this stage, I have to see as to whether documents annexed with the affidavit in reply of respondent Nos. 3 & 4 can be objectively considered. Perusal of the documents produced at Exhibit R-II colly. would show that they constitute copies of various complaints against the applicant received by respondent Nos. 1, 3 & 4. Document at page Nos. 70-71 of the paper book would show that the proposal being sent by respondent No. 2 to respondent No. 1 under Section 4 (4) & 4 (5) of the Transfer Act of 2005. The reason for transfer and recommendation of Civil Services Board is also reflected in the said document. No doubt perusal of communication dated 20.05.2021 addressed by respondent No. 3 (Exhibit "R-II", page-42 of paper book) to respondent No. 2 would show that respondent No. 3 recommended the transfer of the applicant. The real purport of this document will have to be considered at the time of hearing of the O.A. But from the material on record as discussed above, it cannot be said at interim stage that the respondent No. 2 was influenced of the respondent No. 3 and there was no material on record for his objective satisfaction. In these circumstances, *prima facie* I do not find non-compliance of the provision of Section 4 (4) & 4(5) of the Transfer Act of 2005 and Government Resolution dated 10.05.2021. In view of the same, in my opinion, this is not a fit case to

:: - 5 - :: O. A. NO. 256 OF 2021

grant ad interim relief at this stage. In view of the same, I am not inclined to grant ad interim relief. In the circumstances, time is granted to the respondent Nos. 1 & 2 to file affidavit in reply.

6. S.O. to 14.07.2021.

MEMBER (J)

ORAL ORDERS 18.06.2021-HDD

**M.A.NO. 418/2019 IN O.A.ST. NO. 1475/2019
(Siddharth Y. BhaleraoVs. State of Maharashtra &Ors.)**

CORAM :Hon'bleShri V.D. Dongre, Member (J)

DATE : 18.6.2021

ORAL ORDER :

Heard Shri A.M. Hazare, learned Advocate for the applicant andShri N.U. Yadav, learned Presenting Officer for the respondents.

2. The present case is heard at length and reserved for orders.

MEMBER (J)

ORAL ORDERS 18.06.2021-HDD

M.A.NO.132/2020 IN O.A.ST.NO.2410/2019
(Dnyandeo S. Dahiphale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri S.R. Shirsat, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for the Respondents.

2. Record shows that by order dated 27.01.2020 passed by learned Registrar of this Tribunal, the registration of O.A.St.No.2410/2019 was refused. Thereafter, the Applicant preferred Chamber Appeal No.07/2020 and it was decided by this Tribunal on 17.02.2020. In the said Chamber Appeal, the Applicant undertakes to remove office objection within a reasonable period.

3. By the said order, the Applicant was directed to satisfy the Tribunal on the point of territorial jurisdiction and delay caused for filing the Original Application.

4. Pursuant to that the Applicant preferred this Misc. Application No.132/2020 for condonation of delay.

//2//

M.A.132/20 In O.A.St.2410/19

5. Learned Advocate for the Applicant submits that he would like to withdraw the present Misc. Application No.132/2020 along with O.A.St.No.2410/2019 with liberty to file the same before the appropriate forum.

6. Record shows that the Original Application arises out of advertisement of October, 2017, Anx. 'A-1', page no.13 of the paper book issued by Respondent No.2. Thereby, the posts of class-III employees were advertised to be filled in the territorial region of Respondent No.2.

7. In view of the same, liberty is granted to the Applicant to withdraw the Misc. Application No.132/2020 along with O.A.St.No.2410/2019 to file before the appropriate forum. Consequently, the Misc. Application No.132/2020 and O.A.St.No.2410/2019 both stand disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.278/2021
(Dr. Udaykumar D. Padhye Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the Applicant and Smt. M.S. Patni, learned Presenting Officer for the Respondents.

2. At the request and by consent of both the parties, S.O. to 23.06.2021.

MEMBER (A)

MEMBER (J)

C.P.NO.30/2019 IN O.A.NO.526/2011

(Mohd. Azizullah Khan since dead through his widow-Smt. Qusiya Shameem M.A. Khan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondents.

2. Record shows that the affidavit-in-reply ought to have filed by the Respondent Nos.1 to 3 personally but affidavit-in-reply on record is filed by one Shri Vajinath Kondiba Khandke, Deputy Director of Education, Aurangabad on behalf of the Respondent Nos.1 to 3.

3. In view of the same on 13.03.2021, learned Presenting Officer sought time to file affidavit-in-reply of Respondent No.1. Today, learned P.O. submits that the affidavit-in-reply of Respondent No.1 is not ready and seeks 15 days time for filing affidavit-in-reply on behalf of Respondent No.1.

//2//

C.P.30/19 In O.A.526/2011

4. In the facts and circumstances, 15 days time is granted for filing affidavit-in-reply on behalf of the Respondent No.1.

5. S.O. to 02.07.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.212/2019 WITH
ORIGINAL APPLICATION NO.213/2019 WITH
ORIGINAL APPLICATION NO.214/2019**
(Sundar S. Waghmare & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 18.06.2021

ORAL ORDER :

Heard Shri D.R. Irale Patil, learned Advocate for the Applicants in all the O.As. and Shri S.K. Shirse, learned Presenting Officer for the Respondents in all the O.As.

2. Record shows that the amendment is carried out in the Original Applications as per order dated 03.09.2019. Record shows that before that date, the affidavit-in-reply was filed by the Respondents and the Applicants also filed affidavit-in-rejoinder in response to the said affidavit-in-reply.

3. Learned P.O. for the Respondents submits that after amendment in the Original Applications no additional affidavit-in-reply was filed and therefore, he seeks time for filing additional affidavit-in-reply.

4. In view of amended pleadings, in our opinion opportunity should be granted to the Respondents to file additional affidavit-in-reply.

5. S.O. to 16.07.2021.

MEMBER (A)

MEMBER (J)

M.A.NO.32/2020 IN O.A.NO.355/2019
(Nagesh N. Unche & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri D.R. Irale Patil, learned Advocate for the Applicants, Shri N.U. Yadav, learned Presenting Officer for the Respondent Nos.1 & 2 and Shri Ajay S. Deshpande, learned Advocate for the Respondent Nos.3 to 5 in O.A.

2. Learned Advocate for the Applicants seeks permission to withdraw the Misc. Application.
3. Learned P.O. for the Respondents has no objection.
4. As the Applicants want to withdraw the present Misc. Application unconditionally, permission is granted.
5. In the result, Misc. Application No.32/2020 stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.355/2019
(Nagesh N. Unche & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri D.R. Irale Patil, learned Advocate for the Applicants, Shri N.U. Yadav, learned Presenting Officer for the Respondent Nos.1 & 2 and Shri Ajay S. Deshpande, learned Advocate for the Respondent Nos.3 to 5.

2. Record shows that affidavit-in-reply is filed by the Respondent Nos.1 & 2.

3. Respondent Nos.3 to 5 were added subsequently. Learned Advocate for the Respondent Nos.3 to 5 seeks time to file affidavit-in-reply. Time granted.

4. S.O. to 16.07.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.232/2020
(Rohini N. Charole Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri Shivkumar K. Mathpati, learned Advocate for the Applicant, Shri V.R. Bhumkar, learned Presenting Officer or the Respondent Nos.1 to 3, Shri B.S. Chondhekar, learned Advocate for the Respondent No.4 and Shri N.V. Gaware, learned Advocate for the Respondent No.5.

2. Record shows that affidavit-in-reply is filed on behalf of the Respondent No.2.

3. At the request of respective learned Advocates for the Respondent Nos.4 & 5, S.O. to 14.07.2021 for filing affidavit-in-reply on behalf of the Respondent Nos.4 & 5.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.271/2020
(Siddharth M. Kadam Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the Applicant and Smt. M.S. Patni, learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit-in-reply on behalf of the Respondents. Time granted.

3. S.O. to 14.07.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.22/2021
(Muktyarsing R. Theng Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 18.06.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer or the Respondents.

2. Learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent Nos.1 & 2. The same is taken on record.

3. Learned Advocate for the Applicant seeks time for filing affidavit-in-rejoinder, if any. Time granted.

4. Interim relief granted earlier to continue till next date.

5. S.O. to 02.07.2021.

MEMBER (A)

MEMBER (J)

Date : 18.06.2021

**ORIGINAL APPLICATION NO.283/2021
(GautamJadhav V/s State of Maha.&Ors.)**

**Per :- Standing directions of Hon'ble Chairperson,
M.A.T., Mumbai**

1. ShriH.S.Bali, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 28.07.2021. The case be listed for admission hearing on **28.07.2021**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR