

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>19.04.2022</u></p> <p align="center"><u>O.A 658/2018</u></p> <p>Shri A.V Patil ... 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. The Respondent-State is directed to furnish the information as to how and why the 7 candidates whose names appear in the chart submitted along with the affidavit in rejoinder by the learned counsel for the applicant were given the benefit of 5% reservation and given appointment in the office of the Commissioner of Police, Greater Mumbai.</p> <p>3. S.O to 21.4.2022. 11</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

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	<p><u>O.A. No.348 of 2022</u></p> <p>K.J. Chhoriya ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for interim relief and submits that though the applicant is exonerated from the charges as the charges are not proved against the applicant yet he is given the punishment of 'strict warning' (सक्त ताकीद). Ld. Advocate submits that such punishment is not provided in the MCS (Discipline & Appeal) Rules, 1979. He relied on the judgment and order dated 9.1.2020 passed by the Single Bench of this Tribunal in <u>OA No.295 of 2018 (Smt. Vaibhavi Vishwas Harne Vs. The Joint Commissioner of Police, Mumbai & Anr.)</u> where the Tribunal has interpreted Section 25(1)(A) of the Maharashtra Police Act, 1956 and held that 'strict warning' is not at all provided in the Statute. The Tribunal also relied on the judgment of the Hon'ble Supreme Court in <u>Vijay Singh Vs. State of U.P. & Ors. Civil Appeal No.3550 of 2012.</u></p> <p>3. Ld. Advocate for the applicant submits that in the present case also the applicant is given the punishment of 'strict warning' and this punishment is not provided in the MCS (Discipline & Appeal) Rules, 1979 and therefore he prays for interim relief at this stage.</p> <p>4. We have gone through paras 23, 24 & 25 of the judgment of this Tribunal in <u>V.V. Harne (supra)</u>. According to us the ratio laid down in <u>V.V. Harne (supra)</u> is different than the present case because in <u>Vijay Singh (supra)</u> U.P. Police Officers of the subordinate ranks (Punishment and Appeal) Rules were applicable and punishment of withholding of integrity certificate was imposed.</p>

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	<p>5. In the present case the language used and the word which is synonym or which can explain the word 'censure' is used. The Single Bench held 'warning' does not cover the word 'strict warning'. We have different interpretation. 'तकीद / सक्त ताकीद' these two words are generally used for minor punishment, warning, strict warning and censure.</p> <p>6. Ld. Advocate for the applicant is called upon to show and interpret the words. तकीद / सक्त ताकीद / ठपका ठेवणे.</p> <p>7. S.O. to 21.4.2022.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">19.4.2022 19.4.2022</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.04.2022</p> <p>O.A.No.284 of 2020</p> <p>A.B. GadhaveApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has applied for the post of Police Sub Inspector in Group-B category pursuant to the Advertisement dated 09.01.2019. He applied in the Sports NT Category. Applicant has played Soft Ball competition at National Level. However, he was not selected because the cut-off marks for NT Sports category in common is shown as 73 marks and the Applicant has secured 67 marks.</p> <p>3. The learned Advocate Mr. Khaire has submitted that only one major point in this matter is that the Respondent-State while fixing the cut-off marks for NT sports category ignored the Group-wise category as A, B, C, D. Keeping in view this category it is necessary for the Respondent-M.P.S.C. to fix the cut-off marks as per Rule 8 of the M.P.S.C. Rules of Procedure, 2014. Mr. Khaire, learned Advocate submits that the policy of the State by the M.P.S.C. is erroneously interpreted.</p> <p>4. As the persons from NT Sports Category who had applied for Group C and D category where the eligibility of the sportsman is low i.e. State level and District Level player can apply for Group C and Group D, Sport reserved category the cut off marks is fixed treating all A, B, C D, groups as common cut-off marks is erroneously fixed as 73 marks and therefore the Applicant could not compete said cut-off marks as he has secured 6 marks less than the fixed cut off marks. The learned Advocate thus had challenged the procedure of fixing cut-off marks of Group-B Sports NT Category for purpose of the said advertisement.</p> <p>5. Adjourned to 21.04.2022.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p>Date : 19.04.2022</p> <p align="center">M. A. No.446 of 2021 in O.A.No.821 of 2021</p> <p>P. J. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Smt. Punam Mahajan, learned Counsel for the Applicant has sent leave note. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, learned P.O. has filed reply to M.A. It is taken on record.</p> <p>3. S.O. to 06.05.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.779 of 2021</p> <p>S. S. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter is adjourned to give one opportunity to Applicant and his Counsel.</p> <p>3. S.O. to 06.05.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.194 of 2022</p> <p>S. A. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission since very short issue is involved in the matter.</p> <p>4. S.O. to 20.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.1003 of 2021</p> <p>E. A. PardhiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter is adjourned to give one opportunity to the Applicant and his Counsel.</p> <p>3. S.O. to 06.06.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.340 of 2022</p> <p>P. A. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed for direction to Respondent No.1- Government to consider and decide the proposal dated 27.11.2020 forwarded by Respondent No.2- Commissioner of Police, Mumbai within reasonable period.</p> <p>3. Perusal of record reveals that the Applicant by his representation dated 22.03.2021 requested Commissioner of Police to grant him Time Bound Promotion for the post of Police Naik. However, he was informed that the proposal in that behalf about merger of cadre of Police Constable Writer is already forwarded to the Government on 27.11.2020 and after the decision thereon by the Government further steps will be taken. The proposal dated 27.11.2020 reveals that the matter is under consideration of Government.</p> <p>4. In view of above, learned P.O. is directed to take instructions and apprise the Tribunal about proposal dated 27.11.2020 since most of the time is over.</p> <p>5. Issue notice before admission returnable on 07.06.2022.</p> <p align="right">[P.T.O.]</p>

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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 O.A.. 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 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
11. S.O. to 07.06.2022.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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	<p>Date: 19.04.2022</p> <p align="center">O.A. No.106 of 2022</p> <p>B.M. BichkuleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri D.K. Chavan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record. 3. Adjourned for hearing at the stage of admission. 4. S.O. to 13.06.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 19.04.2022</p> <p align="center">O.A. No.548 of 2021</p> <p>I.G. ChappalwarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Karan Gajara, learned Advocate holding for Shri A.A. Desai, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Shri Karan Gajara holding for learned Advocate Shri A.A. Desai sought adjournment on the ground that learned Advocate Shri A.A. Desai is busy in other court.</p> <p>3. S.O. to 10.06.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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Date : 19.04.2022

M. A.No.158 of 2022 in O.A.No.282 of 2022

V. S. Sawant

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. This O.A. is filed for direction to Respondent No.1 to appoint the Applicant on Group 'D' post on compassionate ground. Indeed, the Collector by letter dated 20.02.2017 had directed Respondent No.1 Police Surgeon J.J. Post Mortem Centre, Byculla, Mumbai to examine the papers of the Applicant and subject to satisfaction of eligibility criteria shall issue the order of appointment on compassionate ground within 30 days. However, thereafter no further steps were taken, and therefore, Applicant has approached this Tribunal.

3. On 25.03.2022 when the matter was taken for admission, learned P.O. was directed to take instructions from Respondent No.1 as to why no further action was taken in the matter.

4. Today, learned P.O. on instructions from the Respondent No.1 submits that necessary orders in the matter of appointment on compassionate ground will be issued soon.

5. In view of above, M.A. and O.A. are disposed of with direction to Respondent No.1 to take necessary steps for pursuance of the letter of Collector dated 20.02.2017 for appointment on compassionate ground subject to eligibility and shall issue necessary orders within two weeks from today without fail.

6. In view of above, M.A. and O.A. are disposed of with no order as to costs.

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

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	<p align="center"><u>19.04.2022</u></p> <p align="center"><u>O.A 1079/2019</u></p> <p>Ms Madhuri S. Chougule ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant has responded to the advertisement dated 7.3.2018 for the Preliminary Examination for the post of Agriculture Officer, Maharashtra Agricultural Services, Group-B (Junior) for 66 posts. 2 posts were reserved for Open Sports Category. The applicant cleared the Preliminary Examination and duly qualified for the Main Examination. However, as per the advertisement dated 24.7.2018 for the Main Examination, for the post of Agriculture Officer, Maharashtra Agricultural Services, Group-B (Junior), the posts were enhanced from 66 to 299 and two posts of Open Sports Category was increased to 10 posts.</p> <p>3. The applicant has secured 141 marks in the Main Examination. The applicant applied for verification of the Sport Certificate on 25.7.2018 and she received the validation of Sports Certificate on 2.8.2018. The applicant appeared for the interview, but her name was not found in the list of selected candidates declared on 30.9.2019.</p> <p>4. Learned counsel for the applicant has drawn our attention to the result sheet and recommendation dated 30.9.2019 issued by MPSC, wherein the names of only 8 candidates from Open Sports Category are recommended. Therefore, two posts appear to be vacant.</p> <p>5. If it is so, we direct the Respondent Nos 1 & 2 to verify the inform the Tribunal whether any posts are vacant so as to consider the claim of the applicant for appointment to the post of Agriculture Officer, Maharashtra Agricultural Services, Group-B (Junior).</p> <p>6. S.O to 27.4.2022.</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.941 & 942 of 2021</u></p> <p>A.P. Parkhe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that rejoinder will be filed during the course of the day.</p> <p>3. Admit.</p> <p>4. S.O. to 16.6.2022 for final hearing.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 19.4.2022</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.4.2022</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.293 of 2021</u></p> <p>Dr. B.G. Phalke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The respondents may consider to file proper affidavit in reply.</p> <p>3. S.O. to 8.6.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 19.4.2022 19.4.2022</p> <p>(sgl)</p>

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	<p align="center"><u>O.A. No.1057 of 2019</u></p> <p>Ramesh H. Nikumbhe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant as Amicus Curiae and Ms. S.P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. State is directed to furnish copy of proposal which was submitted by Superintendent of Police, Sangli to Home Department and note of the Home Department.</p> <p>3. S.O. to 20.4.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 19.4.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.4.2022</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.339 of 2022</u></p> <p>Shriram V. Mote ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri L.S. Deshmukh, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant prays for direction to respondent no.3 to form a committee of experts and revise the previous answer key. He also seeks permission to provisionally fill the main examination form pursuant to advertisement No.31/22 dated 30.3.2022 as the last date of submission of form is 14.4.2022. The applicant has challenged the answer to Questions No.25 and 34 from 'B' set.</p> <p>3. The cut-off marks for the said preliminary examination is 228 while the applicant has secured 225 marks. Ld. CPO, on instructions from Smt. R.R. Pednekar, Desk Officer, Desk-16, MPSC, submits that as regards question no.25, 112 students raised objection to the answer, which was referred back to expert committee. However, answer was changed from option 3 to option 2 and the reason given is because of separation of Ladakh from the State of Jammu & Kashmir as Union Territory, Siachin is now geographically shown in Kashmir.</p> <p>4. As regards Question No.34, a total of 150 students raised objection, including the applicant about the answer key. The expert committee did not change the answer as they relied on the NCERT Books as the basis and the answer no.2 was maintained for question no.34.</p> <p>5. The results were already declared on 30.3.2022 and the applicant has approached this Tribunal on 11.4.2022. As the matter is pertaining to examination, prima facie we see no reason to disturb the opinion of expert committee. Hence, no relief can be granted.</p> <p>6. As the interim relief is rejected at the admission stage, we see no reason to keep the present matter pending. Hence, OA is disposed off.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar. J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">19.4.2022 19.4.2022</p> <p>(sgi)</p>

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	<p align="center"><u>O.A. No.331 of 2022</u></p> <p>V.G. Gawai ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 7.6.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of 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.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. 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.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 19.4.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.4.2022</p>

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	<p align="center"><u>O.A. No.650 of 2015</u></p> <p>M.R. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 7.6.2022 at the request of Ld. Advocate for the applicant.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Mridula Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 19.4.2022 19.4.2022</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.04.2022</p> <p>O.A.No.175 of 2017</p> <p>S.S. AhireApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 18.04.2022 matter is fixed today. However, learned Advocate for the Applicant is unable to satisfy us on the ground that the Sports Karate Federation of India is approved by the Indian Olympic Association. The certificates which he is showing they are of no use in view of the said impugned G.R. He also relied on the judgment of the Hon'ble Supreme Court in case of Rashmi Metaliks Ltd. Versus Kolkata Metropolitan Development Authority reported in (2013) 10 SCC 95 where it is held that if the administrative authority has given one ground for the rejection then the courts cannot be supplemented by fresh reasons in the shape of the affidavit or otherwise. Therefore the 2nd ground which is raised by the learned C.P.O. in view of the requirement as per G.R. dated 30.04.2005 that the candidate should have participated and played at International Level representing India is not available in view of the judgment of Rashmi Metaliks (supra) as stated by learned Advocate.</p> <p>3. At the request of learned Advocate for the Applicant last opportunity is given to the Applicant to produce the certificate issued by Sports Karate Federation of India which is approved by the Indian Olympic Association.</p> <p>4. Adjourned to ²¹20.04.2022. P.H.</p> <p>Sd/- Sd/-</p> <p><i>(Signature)</i> <i>(Signature)</i></p> <p>(Meena Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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MUMBAI**

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	<p>Date : 19.04.2022</p> <p align="center">M. A.No.171 of 2022 in O.A.No.326 of 2021</p> <p>L. J. KaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for condonation of delay of one month and twenty days or in alternative for condonation of delay of one month and three months caused in filing O.A. challenging denial of companionate appointment.</p> <p>3. The Applicant contends that he received impugned order dated 27.11.2018 on 23.01.2019. He was, therefore, required to file O.A. on or before 23.01.2020 but could not file the same. He further contends that there was lockdown due to Covid-19 pandemic situation from 15.03.2020.</p> <p>4. Learned Counsel for the Applicant has pointed out the order of the Hon'ble Supreme Court in <i>Suo-Motu</i> W.P.No.03/2020 dated 10.01.2022 whereby the period of lockdown starting from 15.03.2020 to 28.02.2022 shall stands excluded for the purpose of limitation. Thus, the Applicant was prevented from filing O.A. within the said period.</p> <p>5. In view of above, the delay caused in filing O.A. is condoned.</p> <p>6. M.A. No.171/2022 is allowed with no order as to costs.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) [P.T.O.] Member(J)</p>

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.268 of 2022</p> <p>Y. A. DeoreApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted to file reply.</p> <p>3. S.O. to 27.04.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">M. A.No.99 of 2022 in O.A.No.164 of 2022</p> <p>D. R. KheratkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply in M.A. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, the matter is adjourned for hearing of M.A.</p> <p>4. S.O. to 05.05.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 19.04.2022</p> <p align="center">M. A.No.219 of 2022 in O.A.No.47 of 2020</p> <p>The State of Maharashtra & Ors.Applicants (Ori. Respondents)</p> <p>Versus</p> <p>S. S. Panindre ...Respondent (Ori. Applicant)</p> <p>1. Heard Shri A. J. Chougule, learned Presenting Officer for the Applicants (Ori. Respondents) and Shri M. B. Kadam, learned Counsel for the Respondent (Ori. Applicant).</p> <p>2. This M.A. is filed for extension of time for compliance of the direction given by the Tribunal by order dated 25.01.2022 passed in O.A.No.47 of 2020.</p> <p>3. The Respondent ^{is} directed to pay interest on belated payment within two months from the date of order.</p> <p>4. Shri M. B. Kadam, learned Counsel for the Applicant submits that his client is already received interest on belated payment and M.A. has become infructuous.</p> <p>5. Learned P.O. also submits that M.A. be disposed of.</p> <p>6. In view of above, M.A. is disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p align="right">[P.T.O.]</p>

vsm

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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: 19.04.2022</p> <p align="center">O.A. No.241 of 2021</p> <p>R.N. ManeApplicant Versus The State of Maharashtra & 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. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 09.06.2022.</p> <p align="right">Sd/- WV (A.P. Kurhekar) Member (J)</p> <p>NMN</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 : 19.04.2022</p> <p align="center">M. A.No.123 of 2022 in O.A.No.816 of 2021</p> <p>K. S. BirajdarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply to M.A. by way of last chance.</p> <p>3. S.O. to 04.05.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

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

Tribunal's orders

Date : 19.04.2022

O.A.No.336 of 2022

K. S. Aher

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. The Applicant has challenged the suspension order dated 28.03.2022 *inter-alia* contending that it is arbitrary exercise of power.
3. Issue notice before admission returnable on 07.06.2022.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. 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.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
7. 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.
8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
9. S.O. to 07.06.2022.

Sd/-

(A.P. Kurhekar)
Member(J)

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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 : 19.04.2022</p> <p align="center">M. A. No.178 of 2021 in O.A.No.490 of 2020</p> <p>S. R. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply to M.A. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, the matter is adjourned for hearing of M.A.</p> <p>4. S.O. to 05.05.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">M.A. No.119 of 2022 in O.A.No.195 of 2022</p> <p>T. S. SableApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply to M.A.</p> <p>3. S.O. to 02.05.2022.</p> <p align="right">Sd/- VVV (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.931 of 2021</p> <p>B. G. Sagare ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. Enough time is granted to file reply but same is not filed. 3. Learned P.O. however submits that reply will be filed by tomorrow. 4. In view of the statement made by learned P.O., reply will be filed in the office and copy be served to other side. 4. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder, if any. 5. S.O. to 09.06.2022. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 19.04.2022</p> <p align="center">O.A.No.261 of 2022</p> <p>S. J. KambleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file reply.</p> <p>3. S.O. to 04.05.2022.</p> <p align="right">Sd/- v~ (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 19.04.2022</p> <p align="center">O.A.No.316 of 2021</p> <p>Dr. R. B. NirmaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. time is granted till 22.04.2022 for filing reply on behalf of the Respondent No.1.</p> <p>3. S.O. to 22.04.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>