

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

Tribunal's orders

Date : 19.06.2023

O.A.No.1008 of 2017

R. D. Satpute

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The Applicant has filed this O.A. for promotion to the post of PSI w.e.f. 10.10.2013 with consequential service benefits. During the pendency of O.A., the Applicant is promoted to the post of PSI by order dated 10.10.2018²⁰¹⁸. Thus, the grievance for the post of PSI is already redressed. What remains is the claim for deemed date of promotion w.e.f. 10.10.2013.

3. Learned Counsel for the Applicant submits that Applicant has already made representation on 10.12.2018 for claiming deemed date of promotion with pay and allowances from 10.10.2013 and O.A. be disposed of with directions to decide his representation. Thus, the grievance of the Applicant is partly redressed. What remains is the claim of deemed date of promotion w.e.f. 10.10.2013 which needs to be decided by the Respondent No.2 first and if Applicant is aggrieved by the decision, he could avail further legal remedy.

4. In view of above, the O.A. is disposed of with directions to Respondent No.2 to decide the representation dated 10.12.2018 made by the Applicant for deemed date of promotion w.e.f. 10.10.2013 within three months from today in accordance to law. The decision as the case may be shall be communicated to the Applicant within two weeks thereafter.

5. No order as to costs.

Sd/-

Sd/-

(Debashish Chakrabarty)
Member (A)

(A.P. Kurhekar)
Member(J)

**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 19.06.2023
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O.A 668/2023

Dr P.P Kende ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.
2. The applicant Associate Professor in Government Dental College, challenges the order of suspension dated 10.10.2022.
3. Pursuant to the order dated 15.6.2023, learned P.O informs that she would like to place the report of the Internal Committee established under the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013, as the applicant is facing serious charges of sexual harassment at work place. She submits that as per the complaints received from the victim, there was threat given to one of the victims by the applicant that they would fail in the subject, if they don't succumb to the demand made by the applicant.
4. Under such circumstances, the Respondents are directed to file detail affidavit in reply.
5. S.O to 10.7.2023

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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Original Application No.

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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
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Date : 19.06.2023

O.A.No.537/2023

D.T. ChaudhariApplicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Learned Advocate has submitted that in this matter Interim Relief was granted on 12.05.2023 and accordingly the applicant who was sent for training, Respondent found that he is a selected candidate. Hence, nothing remains in the matter. Learned Advocate prays that the interim relief is to be made absolute.

3. In view that Applicant is already sent for training, interim relief is made absolute.

4. In view of above, O.A. stands disposed of.

Sd/-

(Medha Gadgil
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

pk

**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	<u>19.06.2023</u> Tribunal's orders M.A 273/2023 in O.A 35/2023 <u>(For intervention)</u>
	<p>Netaji A.Chechare ... Applicant And K.R Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri L.S Deshmukh, learned counsel for the applicant/intervenor and Ms Swati Manchekar, learned C.P.O for the Respondents. Shri K.R Patil, original applicant present in person.</p> <p>2. Shri K.R Patil, original applicant, is present and submits that learned counsel Mr S.T Yaseen, is not keeping well. However, he admits that copy of the Misc Application is served on the him on 13.6.2023. The applicant submits that he has discussed with his learned counsel and states that he does not want to file reply.</p> <p>3. Learned counsel Mr Deshmukh submits that the applicant is the only candidate selected from SEBC for the post of Talathi and if the G.R dated 31.5.2021 is held unconstitutional and the select list dated 27.12.2022 is quashed and set aside, then the applicant is going to be affected. Hence, he prays that he should be allowed to intervene in the matter.</p> <p>4. Learned C.P.O submits to the order of the Court.</p> <p>5. In view of the above, Misc Application is allowed and the Original Applicant is directed to add the applicant/intervenor as party Respondent in the Original Application and copy to be served on the proposed Respondents within two weeks. The newly added Respondent may file affidavit in reply within one week thereafter.</p> <p>6. O.A 35/2023 to be kept on Board on 24.7.2023 under the caption of 'Due admission'.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</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.....)

<p style="text-align: center;">Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: center;"><u>19.06.2023</u> Tribunal's orders</p> <hr/> <p style="text-align: center;"><u>O.A 625/2021</u></p> <p>Shri K.D Binner & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Ms Archana Walzade, Under Secretary, Public Health Department, Mantralaya, Mumbai is present.</p> <p>3. We are informed by Mr P.D Jadhav, Assistant Superintendent, Civil Hospital, Thane, Respondent no. 2, that from 22.2.2019 the salary of the Drivers on contractual basis is increased from Rs. 6000/- to Rs. 14900/-.</p> <p>4. We direct the Respondent-State to make statement on oath on the following queries.</p> <p>(i) Whether the Drivers are given Rs. 6000/- by applying the principles of Minimum Wages.</p> <p>(ii) Whether the Drivers of the Ambulance are skilled or unskilled holding learning license or permanent license.</p> <p>5. It is informed that the applicants are 'कालपणीक कुशल'. We would like to know what is meant by 'कालपणीक कुशल'</p> <p>6. We direct Shri Atram, Joint Secretary, Public Health Department and Dr Hemant K. Borse, Deputy Director, Public Health Department to remain present with the notings about increase in the pay scale as per G.R dated 22.2.2019.</p> <p>7. S.O to 26.6.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">Akn</p>
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.06.2023</p> <p align="center">O.A.No.1023/2016</p> <p>S.K. Kapare & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Ms. Archana B.K., learned Presenting Officer for the Respondents and Mr. C.T. Chandratre, learned Advocate for the Respondents No.3 to 5.</p> <p>2. Learned Advocate has tendered promotion orders dated 04.02.2022, 31.07.2020 and 07.03.2022 promoting Applicants No.1, 2 and 3 respectively. As far as issue of deemed date is concerned the applicants made representation before Respondent No.1 and the same should be decided within three months from today. The decision as may be is to be communicated to the Applicants within two weeks thereafter.</p> <p>3. With above, direction O.A. stands disposed of.</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>prk</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.352 of 2023</u></p> <p>N.A. Katti & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks two weeks time to file reply.</p> <p>3. S.O. to 3.7.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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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>O.A. No.289 of 2023</u></p> <p>Y.R. Gayakwad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The subject-matter of this OA is transfer and the said subject is before Hon'ble Chairperson. Hence, this matter may be placed before Hon'ble Chairperson.</p> <p align="right">Sd/- (Medha Gadgi) Member (A) 19.6.2023</p> <p>(sgj)</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 align="center"><u>O.A. No.14 of 2023</u></p> <p>S.S. Wagh, since deceased by LRs. L.S. Wagh & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 3.7.2023 for final hearing</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</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 align="center"><u>O.A. No.641 of 2023</u></p> <p>S.S. Rawle ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for release of regular pension and other retirement benefits by passing final order in the outstanding DE initiated by charge sheet dated 28.2.2004.</p> <p>3. Ld. PO seeks two weeks time to file reply.</p> <p>4. We direct that concerned Deputy Secretary, Revenue & Forest Department should file reply.</p> <p>5. S.O. to 3.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</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.397 of 2023</u></p> <p>A.B. Jagtap ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle holding for Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that reply will be filed during the course of the day.</p> <p>3. S.O. to 26.6.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</p>

**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 align="center"><u>O.A. No.477 of 2023</u></p> <p>G.S. Ghube ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The subject-matter of this OA is transfer and the said subject is before Hon'ble Chairperson. Hence, this matter may be placed before Hon'ble Chairperson.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sg)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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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.390 of 2022</u></p> <p>M.K. Waghela & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 4 and Shri U.V. Bhosle, Ld. Advocate for Respondent No.5</p> <ol style="list-style-type: none"> 2. Applicants and their advocate are absent. 3. Ld. Advocate for respondent no.5 files reply. 4. Applicants are directed to remain present. 5. Registry is directed to issue notice to the applicants. 6. S.O. to 3.7.2023. <p align="right">Sd/- (Medha Gadgi) Member (A) 19.6.2023</p> <p>(sgj)</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"><u>O.A. No.1140 of 2022</u></p> <p>R.B. Sathe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.B. Solanke, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks time to file additional affidavit regarding date of birth of his brothers.</p> <p>3. S.O. to 3.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</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"><u>O.A. No.1280 of 2022</u></p> <p>P.S. Kale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Om M. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The subject-matter of this OA is transfer and the said subject is before Hon'ble Chairperson. Hence, this matter may be placed before Hon'ble Chairperson.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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. No.41 of 2023</u></p> <p>N.S. Bhise & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Admit.</p> <p>3. S.O. to 3.7.2023 for final hearing.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sg)</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 align="center"><u>O.A. No.139 of 2023</u></p> <p>R.S. Mane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 3.7.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Ga^vgil) Member (A) 19.6.2023</p> <p>(sgj)</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.488 of 2023</u></p> <p>S.K. Sane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kirana Upasani, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply and the same is taken on record.</p> <p>3. Admit.</p> <p>4. The applicant retired on 3.4.2017 from the post of Senior Office Superintendent in the office of respondent no.1. He was paid pensionary benefits as per 6th Pay Commission. As per GR dated 1.3.2019 a decision was taken by the State to revise the pension of employees who retired after 1.1.2016. The decision was taken by Finance Department on 24.5.2019 regarding granting leave encashment difference in terms of 7th Pay Commission. The applicant's pay was revised. On 5.9.2022 a proposal was sent to the Accountant General for granting difference in DCRG, Commutation of Pension, revised pay as per 7th Pay Commission. He further states that on 2.5.2023 the applicant was given only difference in DCRG. He states that he has not been given difference in commutation of pension and leave encashment. He further states that difference in revised pension was granted only in January 2023. Therefore he prays for grant of interest on delayed payment. He relies on Rule 129 and 129-B of MCS (Pension) Rules, 1982. He therefore prays that interest should be granted on delayed payment.</p> <p>5. Ld. PO on instructions submits that leave encashment will be paid within two days. Regarding commutation of pension a proposal has been sent on 4.5.2023 to the Accountant General. He further states that he has made number of representation to respondent no.1 but did not get reply. Ld. PO is directed to give explanation for delay and file affidavit.</p> <p>6. S.O. to 10.7.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgi) Member (A) 19.6.2023</p> <p>(sgj)</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 align="center"><u>M.A. No.222 of 2023 in O.A. No.251 of 2023</u></p> <p>A.D. Veer ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Purva Pradhan holding for Shri D.B. Khaire, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to amend the period of delay.</p> <p>3. Leave granted. Amendment be carried out within one week and amended copy be served on all concerned.</p> <p>4. S.O. to 26.6.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p>(sgj)</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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><u>19.06.2023</u> Tribunal's orders</p> <hr/> <p><u>O.A 15, 105, 106, 129, 145, 165, 172, 181, 182, 191, 194, 207, 215, 265 and 312/2023</u></p> <p>Smt S.K Kuklare & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri O.M Lonkar, Shri B.A Bandiwadekar, learned advocate for the applicants and Smt K.S Gaikwad, Ms Archana B.K and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that in some of the matters, respondents have filed reply and in some matters reply is not filed.</p> <p>3. Learned counsel for the applicants challenges the affidavit in reply filed by Ms Tejaswini Satpute, D.C.P, Mumbai, that the facts and figures mentioned in the said affidavit in reply about recruitment of Police Constable and the vacancies shown therein are incorrect. Learned counsel for the applicants states that he would like to file affidavit bringing on record the correct facts and figure on record. He seeks time to file the same. Further learned counsel Mr Bandiwadekar states that O.A 326/2023 be de-tagged from the present group of matters.</p> <p>4. O.A 326/2023 be de-tagged from the present group of matters.</p> <p>5. S.O to 3.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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versus

The State of Maharashtra and others

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	19.06.2023 Tribunal's orders O.A 517/2023
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Shri R.S Chendke ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.M Kolge, learned advocate for the applicant and Ms Archana B.K holding for Shri A.J Chougule, learned P.O for the Respondents.
2. Learned P.O files by the Respondents.
3. At the request of learned counsel for the applicant to file rejoinder, matter adjourned to 26.6.2023.

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

Akn

**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.....)

19.06.2023

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders <u>O.A 872/2023</u>
	<p>Shri C.M Kharatmal ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.B Kadam, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant retired in the year 2013 and he is not paid regular pension and gratuity.</p> <p>3. Learned P.O seeks time to file reply.</p> <p>4. S.O to 3.7.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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	19.06.2023 Tribunal's orders <u>O.A 458/2023 with M.A 276/2023 with M.A 277/2023</u>
	<p>D.S Ghadigaonkar & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicants pray that the Respondents be directed to fix due date of promotion to the post of Assistant Sub Inspector after completion of 12 years of continuous service as Police Naik and also pray for benefits of 7th Pay Commission to the higher posts.</p> <p>3. Issue notice before admission returnable on 17.7.2023.</p> <p>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 O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>8. S.O to 17.7.2023. sh U</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.690 OF 2023

S.D. DoiphadeApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

Mr. Arvind V. Bandiwadekar, learned Advocate for the Applicant
Ms. Archana B.K., learned Presenting Officer for the Respondents

CORAM : Justice Mridula Bhatkar (Chairperson)

DATE : 19.06.2023

O R D E R

1. Applicant was transferred by order dated 17.09.2021. She is due for transfer in the year 2024. Learned Advocate has not served the copy of O.A. on Respondent No.3. Applicant challenges order dated 16.06.2023 wherein Respondent No.2 is transferred in the place of the Applicant. Learned Advocate Mr. Bandiwadekar has submitted that transfer is challenged on the following grounds.

- (i) The transfer order is mid-term, mid-tenure transfer.
- (ii) The transfer order is issued in violation of Section 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.
- (iii) No special reason is mentioned in the impugned transfer order.
- (iv) No prior approval of the Civil Services Board is taken.
- (v) The transfer order of the Applicant is not issued.

2. Learned P.O. seeks time to file reply.

3. In support of her contentions, Learned counsel for the applicant has relied on the decision of the Hon'ble Bombay High

Court in the case of S.B Bhagwat Vs. State of Maharashtra & Ors, 2012 (3) Mh.L.J 197.

4. In case of Shri S.B Bhagwat (supra), it is observed as under:-

“Merely calling a case a special case does not constitute a sufficient reason. The rationale why the legislature has required that reasons be recorded in writing for transferring an employee even before completing his tenure is to bring objectivity and transparency to the process of transfers. Indeed, the matter of transfers has been brought within a regulatory framework laid down in the statute enacted by the State legislature. Section 4(5) permits as an exceptional situation, a transfer to be carried out, notwithstanding anything contained in section 3 or in section 4. The exceptional power must be exercised strictly in accordance with sub-section (5) of section 4. It is settled position in law that when a statutory power is conferred upon an authority to do a particular thing, that exercise has to be carried out in the manner prescribed by the statute.”

5. Considering the submissions made by learned Advocate applicant has, prima facie, made out the case to grant Interim Relief. Applicant is directed to serve Respondent no.2 today itself. Applicant is hereby directed to start working from tomorrow on her post as Tahsildar, Pen Raigad.

6. Adjourned to 17.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.691 OF 2023

A.V. KurhadeApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

Mr. Arvind V. Bandiwadekar, learned Advocate for the Applicant
Ms. Archana B.K., learned Presenting Officer for the Respondents

CORAM : Justice Mridula Bhatkar (Chairperson)

DATE : 19.06.2023

O R D E R

1. Learned Advocate Mr. Chandratre has submitted that he has received instructions to appear on behalf of Private Respondent No.2.

2. Learned Advocate Mr. Bandiwadekar is directed to serve the copy of O.A. to learned Advocate Mr. Chandratre and to concern Respondent.

3. Applicant challenges order dated 16.06.2023. Learned Advocate Mr. Bandiwadekar has submitted that transfer is challenged on the following grounds :

- (i) The transfer order is mid-term, mid-tenure transfer.
- (ii) The transfer order is issued in violation of Section 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred as Transfer Act for brevity).
- (iii) No special reason is mentioned in the impugned transfer order.



- (iv) No prior approval of the Civil Services Board is taken.
- (v) The transfer order of the Applicant is not issued.

4. At present Applicant is working in the office of Collector, Pune and the Applicant was transferred from December, 2020, so he will complete the period of three years in the month of December, 2020.

5. Learned Advocate has submitted that the Applicant is due to retire on 30.06.2024. Further submits that under Section 5(1)(a) of the Transfer Act the applicant is not to be transferred as he is going to retire on 30.06.2024.

6. Considering the submissions made by learned P.O. has submitted that the order is passed by the Hon'ble the Minister Revenue and the Transfer of the Applicant is approved by the competent authority.

7. In support of her contentions, Learned counsel for the applicant has relied on the decision of the Hon'ble Bombay High Court in the case of S.B Bhagwat Vs. State of Maharashtra & Ors, 2012 (3) Mh.L.J 197.

8. In case of Shri S.B Bhagwat (supra), it is observed as under:-

“Merely calling a case a special case does not constitute a sufficient reason. The rationale why the legislature has required that reasons be recorded in writing for transferring an employee even before completing his tenure is to bring objectivity and transparency to the process of transfers. Indeed, the matter of transfers has been brought within a regulatory framework laid down in the statute enacted by the State legislature. Section 4(5) permits as an exceptional situation, a transfer to be carried out, notwithstanding anything contained in section 3 or in section 4. The exceptional power must be exercised strictly in accordance with sub-section (5) of section 4. It is settled position in law that when a statutory power is conferred upon an authority to do a particular thing, that exercise has to be carried out in the manner prescribed by the statute.”

9. In such circumstances, prima facie, the case is made out by the learned Advocate to grant Interim Relief. Applicant is hereby directed to start working from tomorrow on her post

10. Adjourned to 17.07.2023;

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

**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>Date : 19.06.2023</p> <p align="center">O.A.No.360 of 2022</p> <p>N. R. PakhareApplicant</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. Learned Counsel for the Applicant as well as learned P.O. requested for grant of time to go through the enquiry papers and to make submission.</p> <p>3. S.O. to 03.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar)</p> <p align="center">Member (A) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 687 OF 2023

DISTRICT : THANE

Shri Revan R. Lembhe)...**Applicant**

Versus

The State of Maharashtra & Ors)...**Respondents**

Smt Punam Mahajan, learned advocate for the Applicant.

Smt K.S Gaikwad, learned Presenting Officer for the Respondent no. 1.

Shri B.A Bandiwadekar, learned counsel for Respondent no. 2.

CORAM : Justice Mridula Bhatkar (Chairperson)

DATE : 19.06.2023

ORDER

1. The applicant is aggrieved by the mid-term and mid-tenure order dated 16.6.2023 by which Respondent no. 2 is transferred in place of the applicant.

2. Learned counsel for the applicant submits that the applicant is neither due for transfer as the applicant is posted as Tahsildar at Court Naka, Thane since 12.4.2023 from Bhandup. Learned counsel for the applicant further submitted that Respondent no. 2 was transferred by order dated 9.3.2023 from Shahapur, Thane to Bhandara. In support of her contentions, Learned counsel for the applicant has relied on the decision of the

Hon'ble Bombay High Court in the case of S.B Bhagwat Vs. State of Maharashtra & Ors, 2012 (3) Mh.L.J 197.

3. Learned counsel for the applicant challenges the transfer order on following grounds:-

- (i) The transfer order is mid-term, mid-tenure transfer.
- (ii) The transfer order is issued in violation of Section 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.
- (iii) No special reason is mentioned in the impugned transfer order.
- (iv) No prior approval of the Civil Services Board is taken.
- (v) The transfer order of the applicant is not issued.

4. Learned Presenting Officer is called upon to show the reasons under which the Respondent-State has issued the transfer order. The file is produced before the Tribunal. On perusal of the file, it reveals that the Hon'ble Revenue Minister has signed the proposal and it has approval of the Hon'ble Chief Minister without giving any reason and following the procedure of law.

5. In case of Shri S.B Bhagwat (supra), it is observed as under:-

“Merely calling a case a special case does not constitute a sufficient reason. The rationale why the legislature has required that reasons be recorded in writing for transferring an employee even before completing his tenure is to bring objectivity and transparency to the process of transfers. Indeed, the matter of transfers has been brought within a regulatory framework laid down in the statute enacted by the State legislature. Section 4(5) permits as an exceptional situation, a transfer to be carried out, notwithstanding anything contained in section 3 or in section 4. The

exceptional power must be exercised strictly in accordance with sub-section (5) of section 4. It is settled position in law that when a statutory power is conferred upon an authority to do a particular thing, that exercise has to be carried out in the manner prescribed by the statute.”

6. Tribunal has come across other three O.As wherein similar orders are passed by the Hon'ble Minister for Revenue and Hon'ble Chief Minister on the same day and the orders are violative of the entire procedure prescribed under ROT Act. At this juncture Tribunal points out that the Respondent-State to take note of the ratio laid down in the case of T.S.R Subramanian & Ors Vs. Union of India & Ors, W.P (Civil) 82/2011 & Ors, is always to be kept in mind.

7. Considered the submissions. Learned counsel for the applicant has made out a case for grant of urgent interim relief.

8. In view of the above the impugned order dated 16.6.2023 is stayed until further orders and the applicant is hereby directed to join as Tahsildar, Collector Office, Court Naka, Thane, from where he is transferred.

9. S.O to 17.7.2023. Hamdast.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Place : Mumbai
Date : 19.06.2023
Dictation taken by : A.K. Nair.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION NO 688 OF 2023

DISTRICT : THANE

Smt Vaishali Y. Waghmare)...**Applicant**

Versus

The State of Maharashtra & Ors)...**Respondents**

Smt Punam Mahajan, learned advocate for the Applicant.

Smt K.S Gaikwad, learned Presenting Officer for the Respondents no. 1 & 2.

Shri B.A Bandiwadekar, learned counsel for Respondent no. 3.

CORAM : Justice Mridula Bhatkar (Chairperson)

DATE : 19.06.2023

ORDER

1. The applicant is aggrieved by the mid-term and mid-tenure order dated 16.6.2023 by which Respondent no. 3 is transferred in place of the applicant, even though applicant is not due for transfer.

2. Learned counsel for the applicant submits that the applicant is transferred as Tahsildar, Pandharpur to Tahsildar, Khed by order dated 18.12.2020. Learned counsel for the applicant further submitted that Respondent no. 3 was transferred by order dated 17.3.2021 to Solapur. Hence, both the applicant as well as Respondent no. 3 have not completed the normal tenure of 3 years at their present place of posting and they are not due for transfer. In support of her contentions, learned counsel for the applicant has relied on the decision of the Hon'ble Bombay High Court in the

case of S.B Bhagwat Vs. State of Maharashtra & Ors, 2012 (3) Mh.L.J 197.

3. Learned counsel for the applicant challenges the transfer order on following grounds:-

- (i) The transfer order is mid-term, mid-tenure transfer.
- (ii) The transfer order is issued in violation of Section 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.
- (iii) No special reason is mentioned in the impugned transfer order.
- (iv) No prior approval of the Civil Services Board is taken.
- (v) The transfer order of the applicant is not issued.

4. Learned Presenting Officer is called upon to show the reasons under which the Respondent-State has issued the transfer order. The file is produced before the Tribunal. On perusal of the file, it reveals that the Hon'ble Revenue Minister has signed the proposal and it has approval of the Hon'ble Chief Minister without giving any reason and following the procedure of law. Learned P.O for the Respondents while defending the transfer order has submitted that the competent authority, that is the Hon'ble Chief Minister has approved the order and therefore the transfer order is valid.

5. In case of Shri S.B Bhagwat (supra), it is observed as under:-

“Merely calling a case a special case does not constitute a sufficient reason. The rationale why the legislature has required that reasons be recorded in writing for transferring an employee even before completing his tenure is to bring



objectivity and transparency to the process of transfers. Indeed, the matter of transfers has been brought within a regulatory framework laid down in the statute enacted by the State legislature. Section 4(5) permits as an exceptional situation, a transfer to be carried out, notwithstanding anything contained in section 3 or in section 4. The exceptional power must be exercised strictly in accordance with sub-section (5) of section 4. It is settled position in law that when a statutory power is conferred upon an authority to do a particular thing, that exercise has to be carried out in the manner prescribed by the statute.”

6. Tribunal has come across other three O.As wherein similar orders are passed by the Hon'ble Minister for Revenue and Hon'ble Chief Minister on the same day and the orders are violative of the entire procedure prescribed under ROT Act. At this juncture Tribunal points out that the Respondent-State to take note of the ratio laid down in the case of T.S.R Subramanian & Ors Vs. Union of India & Ors, W.P (Civil) 82/2011 & Ors, is always to be kept in mind.

7. Considered the submissions. Learned counsel for the applicant has made out a case for grant of urgent interim relief.

8. In view of the above the impugned order dated 16.6.2023 is stayed until further orders and the applicant is hereby directed to join as Tahsildar, Collector Office, Court Naka, Thane, from where he is transferred.

9. S.O to 17.7.2023. Hamdast.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Place : Mumbai
Date : 19.06.2023
Dictation taken by : A.K. Nair.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.06.2023</p> <p style="text-align: right;">O.A.No.384 of 2022</p> <p>R. K. SangleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In O.A., the Applicant has challenged the communication dated 31.12.2021 whereby his request to consider temporary service for all consequential service benefits is rejected.</p> <p>3. However, at the same time, in prayer clause 'b' and 'c', he also claimed seniority on the basis of temporary service.</p> <p>4. When the matter is taken up for hearing, learned Counsel for the Applicant sought permission to delete the claim of seniority and restricted his claim to challenge communication dated 31.12.2021.</p> <p>5. Allowed to delete the claim of seniority. Necessary corrections be made in prayer clause 'b' and 'c'. After deletion the claim of seniority, what remains is the challenge to communication dated 31.12.2021 to consider temporary service for other consequential service benefits which pertains to single bench.</p> <p>6. O.A., be therefore listed before the Single Bench for hearing.</p> <p>7. The Registrar is directed to place the matter before Single Bench.</p> <p>8. S.O. to 07.07.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Debashish Chakrabarty)</p> <p>Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.P. Kurhekar)</p> <p>Member(J)</p> </div> </div>

**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
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Date : 19.06.2023

O.A.Nos.963/2022 with 980/2022 with O.A.1005/2022 with
O.A. No.1010 of 2022

S. S. Mahajan & Ors.Applicants

Versus

The State of Maharashtra & Ors. ...Respondents.

1. The Applicant and his Counsel are absent. Shri S. S. Dere, learned Counsel for the Applicant has sent leave note. Ms S. P. Manchekar, learned C.P. O. holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. The perusal of record reveals that the Applicants are relying upon the decision of this tribunal passed in O.A. Nos.557 & 676/2021 , decided on 29.09.2022 and claims to be similarly situated person.

3. Learned P.O. submits that the Respondents have filed W.P. against the order passed by the Tribunal in O.A. Nos. 557 & 676/2021 and the matter is subjuice before the Hon'ble High Court. She further submits that hopefully W. P. will be decided within four weeks.

4. In view of above, the matter is adjourned to 21.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

**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
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Date : 19.06.2023

O.A.No.855 of 2022

V. S. NaikApplicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. The Applicant and his Counsel are absent. Smt. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Since the Applicant and his Counsel are absent, in the interest of justice to give opportunity of hearing.

3. O.A. be kept for final hearing.

4. S.O. to 10.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

vsm

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
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Date : 19.06.2023

O.A.No.391 of 2022

D. C. Ghoderao & Ors.

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. The Applicant and his Counsel are absent. Shri Dere, learned Counsel for the Applicant has sent leave note. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. In view of leave note of learned Counsel for the Applicant, the matter is adjourned for hearing.

3. S.O. to 03.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.



of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 19.06.2023</p> <p align="center">C.A. No.45 of 2022 in O.A. No.65 of 2020</p> <p>S.P. KapdneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Applicant and his Advocate both are absent.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. Learned P.O. requested for one week time to file Reply on behalf of the contemnor to the Show Cause Notice issued by the Tribunal as to why Contempt proceeding should not be initiated against them. Though Respondents seems to have filed the Writ Petition, order of the Tribunal is not stayed.</p> <p>4. In view of above, one week time is granted to the contemnor to file Affidavit-in-Reply without fail.</p> <p>5. S.O. to 26.06.2023.</p> <p align="center">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/-  (A.P. Kurhekar) Member (J)</p>

**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
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Date : 19.06.2023

O.A.No.59 of 2017

Y. A DesaiApplicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. The matter is heard for some time but during the course of hearing, it is noticed that the Respondents have not placed on record the order of exemption passed by them as well as the order of cancellation at the level of Government.

These documents are important for adjudication of the O.A.

3. On request of learned P.O., one day time is granted to file necessary documents with copy to other side.

4. S.O. to 20.06.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>19.06.2023</u></p> <p><u>O.A 151 & 155/2023</u></p> <p>Shri H.C Dasade & Ors N.B Waghela Vs. ... Applicants The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.M Kakade, learned advocate for the applicants in O.A 151/2023, Shri B.A Bandiwadekar, learned counsel for the applicant in O.A 155/2023 and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Under Secretary, Home Department, Mantralaya, Mumbai is directed to remain present tomorrow with the necessary record and instructions as to why the Heads of the District did not follow clause 4 and 5 of G.R dated 12.5.2021.</p> <p>3. S.O to 20.6.2023 at 2.30 pm.</p> <p style="text-align: right;">Sd/- / v v (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>19.06.2023</u></p> <p><u>M.A 387/2023 in O.A 597/2023</u></p> <p>Shri R.N Andhale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Archana B.K, holding for Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Place the matter under the caption 'for dismissal'.</p> <p>3. S.O to 20.6.2023.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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
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Date : 19.06.2023

O.A.No.96/2023

Dr. N.P. MahajanApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Adjourned to 28.06.2023. Interim relief, if any, to be continued till next date.

Sd/-
(Medha Gadgil
Member (A)

prk

Sd/-
(Mridula Bhatkar, J.)
Chairperson

**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
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Date : 19.06.2023

O.A.No.861/2016

D.T. KarcheApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Ms. Pooja Mankoji, learned Advocate holding for Mr. S.S. Dere, learned Advocate for the Respondents No.3 & 4.

2. O.A. disposed of with liberty to file fresh application after decision in the Criminal Case.

Sd/-

(Signature)
**(Medha Gadgil
Member (A)**

prk

11 12 11
Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

**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
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19.06.2023

M.A 209/2023 in O.A 1203/2022

N.N Mukhydal ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Misc Application is filed seeking stay to the written exams scheduled on 2nd April, 2023 pending hearing and final adjudication in O.A 1203/2022.

3. Learned C.P.O submits that the Misc Application has become infructuous.

4. Misc Application stands disposed of as infructuous.

5. O.A No. 1203/2022 to be placed on Board on 17.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**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
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Date : 19.06.2023

O.A.No.94/2022

S.S. ZadeApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has submitted that Respondent No.2 Mr. Sonkamble is present today.

3. Adjourned to 22.06.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**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 Date : 19.06.2023
	<p align="center">O.A.No.390/2016</p> <p>M.K. SurvaseApplicant, Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant working as Police Inspector in SRPF retired on 30.04.2016. O.A. was filed on 27.04.2016. Applicant has expressed his grievance for non promotion of the Applicant to the post of Deputy Superintendent of Police/ Assistant Commandant though he was overdue from 2023-2014.</p> <p>3. Learned Advocate for the Applicant seeks direction against Respondent Nos.2 and 3 to issue promotion order to the Applicant to the post of Deputy Superintendent of Police/ Assistant Commandant and consequential relief.</p> <p>4. Learned C.P.O. for the Respondents at the outset has relied on the affidavit-in-reply dated 16.08.2016 on behalf of Respondent No.3, through Mr. Sanjay N. Nikam, Desk Officer in the office of Director General of Police. She relied on paragraph 5.2 of the said affidavit. She has submitted that the Combined Gradation List of Armed Police Inspectors and Reserve Police Inspectors as on 01.01.2009 is prepared and the name of Mr. Bramhanand R. Mishra is at Sr. No.134 and the Applicant is at Sr. No.155 from Open Category. She has submitted that Mr. Mishra was promoted and thereafter no other persons or any junior to the Applicant has</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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been promoted. Learned C.P.O. has stated that in view of above, there is no issue of granting promotion to the Applicant. She further stated that no junior to the Applicant was promoted at any time before he was retired and hence nothing remains in the matter.

5. Learned Advocate seeks time to furnish the copy of Recruitment Rules by way of amendment.

6. Permission granted to file M.A. to furnish copy of Recruitment Rules by way of amendment.

7. Adjourned to 03.07.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 19.06.2023</p> <p style="text-align: center;">O.A. No.65 of 2022</p> <p>P.P. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>3. S.O. to 10.07.2023.</p> <p style="text-align: center;">Sd/- Sd/- (Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

**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>Date: 19.06.2023</p> <p align="center">O.A. No.850 of 2017</p> <p>L.Y. LanjeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Shri A.V. Bandiwadekar, learned Advocate for the Applicant submits that he has no instruction from the Applicant, and further fairly concedes that O.A. has become infructuous and to be disposed of.</p> <p>3. The perusal of record reveals that the Applicant was appointed purely on temporary basis for 364 days on bond period by ^{04/12/2016} 21.07.2016 on the post of Medical Officer. After expiration of temporary employment she came to be terminated. Therefore she filed present O.A. seeking appointment.</p> <p>4. Perusal of appointment order itself makes it quite clear that appointment was purely on temporary for 364 days and there is a further stipulation in the order that her services can be terminated at any point of time even without giving notices. As such, the Applicant had no legally vested right to claim continuation in appointment.</p> <p>5. In view of above, O.A. stands dismissed with no order as to costs.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

**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">Date: 19.06.2023</p> <p align="center">O.A. No.968 of 2017</p> <p>K.G. ShimpiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present. A.V. Sakolkar, learned Advocate for the Respondent No.5 is absent. Strangely, learned P.O. states that she wants time to file Reply. The perusal of record reveals that Respondent Nos.1 to 3 have already filed their Affidavit-in-Reply on 04.06.2018. Thus apparently learned P.O. is not conversant with the matter which is common experience of the Tribunal. Since, today the Applicant and his Counsel is absent, in the interest of justice we inclined to adjourn the matter for Final Hearing to give one opportunity to them. S.O. to 04.07.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

**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>Date: 19.06.2023</p> <p style="text-align: center;">O.A. No.1213 of 2022</p> <p>A.M. RakhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. Since pleading is complete O.A. be kept for Final Hearing.</p> <p>4. S.O. to 13.07.2023.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

NMN

**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>Date: 19.06.2023</p> <p align="center">O.A. No.1169 of 2022</p> <p>K.A. DevkateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.V. Shinde, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Perusal of record reveals that enough time is granted to file Affidavit-in-Reply but the same is not filed. On previous date i.e. 03.04.2023 last chance was granted but no Reply is filed. Thus Respondents seems not interested in filing Affidavit-in-Reply. Matter to proceed without Reply and to be kept for Final Hearing.</p> <p>3. S.O. to 12.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

**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">Date: 19.06.2023</p> <p align="center">O.A. No.1045 of 2022</p> <p>A.S. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Perusal of record reveals that Respondent No.3 had already filed Affidavit-in-Reply and no Rejoinder is filed. 4. Thus the pleading is already complete. 5. O.A. be kept for Final Hearing. 6. S.O. to 14.07.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

NMN

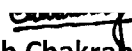
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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>Date: 19.06.2023</p> <p align="center">O.A. No.1036 of 2022</p> <p>B.P. DeokateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.B. Kadam, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record. 3. No separate Reply is filed on behalf of Respondent Nos.1 & 2. 4. On request of learned Advocate for the Applicant two weeks time is granted to file Affidavit-in-Rejoinder. 5. S.O. to 03.07.2023. <p align="center">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**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">Date: 19.06.2023</p> <p align="center">O.A. No.633 of 2022</p> <p>N.U. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Already enough time is granted to file Affidavit-in-Reply but Reply is not filed. However, on request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 03.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>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
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Date : 19.06.2023

O.A.No.348/2023 with O.A.No.353/2023

N.B. Bhonde & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Learned C.P.O. states that during the course of the day reply will be filed.

3. Adjourned to 03.07.2023 for rejoinder.

Sd/-

Sd/-
(Medha Gadgil
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

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>Date : 19.06.2023</p> <p>O.A.No.623/2023 with O.A.No.626/2023 with O.A.No.598/2023 with O.A.No.599/2023 with O.A.No.658/2023</p> <p>Dr. V.N. Dekate & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Gajra, learned Advocate i/b Mr. A.A. Desai, learned Advocate for the Applicants in O.A.No.623/2023, O.A.No.626/2023 and O.A.No.658/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents Learned Advocate Mr. J.S. Deshmukh for the Applicants in O.A.No.598/2023 and O.A.No.599/2023 is absent..</p> <p>2. Learned C.P.O. states that during the course of the day reply will be filed.</p> <p>3. Adjourned to 21.06.2023 at 11.30 a.m. Interim Relief, if any, to be continued till next date.</p> <p style="text-align: center;">Sd/- <i>(Medha Gadgil)</i> (Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/- <i>(Mridula Bhatkar, J.)</i> (Mridula Bhatkar, J.) Chairperson</p>

**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 style="text-align: center;"><u>O.A. No.568 of 2022</u></p> <p>K.N. Dombale & 2 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Arvind G. Ambetkar holding for Shri A.P. Avhad, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 8.6.2023, Ld. Advocate for the applicants submit that all the 3 applicants have appeared and participated in the selection process of LDCE. Though in the advertisement vertical reservations were specified and total 13 posts were reserved and 62 were general. The said reservation was not maintained at the time of declaration of results and so the applicants are challenging the list dated 1.4.2022. The applicants have made representation dated 29.4.2022.</p> <p>3. Ld. Advocate submits that out of 3 applicants, applicant no.1 Shri Khandu Namu Dombale had filed OA No.124 of 2018 which was decided by this Tribunal on 4.10.2018 in group of OAs. and applicant was allowed to appear in the examination. The other two applicants did not approach the Tribunal.</p> <p>4. Ld. PO submits that she has no instructions from the MPSC.</p> <p>5. S.O. to 20.6.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) / Sd/- (Mridula Bhatkar, J.) Member (A) Chairperson 19.6.2023 19.6.2023</p> <p>(sgj)</p>

**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>O.A. No.1259 of 2022</u></p> <p>G.R. Shelar & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Ld. Advocate submits that applicants have successfully gone through the LDCE and their names are appearing in the list dated 1.4.2022. By notification dated 16.6.2023 schedule of the interview is notified for 26th and 27th June, 2023. He further submits that half of the prayer of the applicants is satisfied and interviews and further recommendation is to be completed within a period of two to three months.</p> <p>3. The respondents are directed to complete the remaining process within a period of three months from today i.e. by 18.9.2023, subject to outcome of pending litigation. With these directions the OA is disposed off.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/- (Medha Gadgil) Member (A) 19.6.2023</td> <td align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.6.2023</td> </tr> </table> </p> <p>(sgj)</p>	Sd/- (Medha Gadgil) Member (A) 19.6.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 19.6.2023
Sd/- (Medha Gadgil) Member (A) 19.6.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 19.6.2023		

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>Date : 19.06.2023</p> <p>O.A.No.612/2023</p> <p>A.S. Khade & Ors..Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.V. Shinde, learned Advocate for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to 17.07.2023. Interim Relief, if any, to be continued till next date.</p> <p style="text-align: center;">Sd/- (Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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

Date : 19.06.2023

**O.A.No.546/2023 with
M.A.No.385/2023 in M.A.No.386/2023
with
O.A.No.543/2023**

N.R. Takey & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms, Pooja Mankoji, learned Advocate holding for Mr. S.S. Dere, learned Advocate for the Applicants in O.A.No.546/2023, Mr. Vivek B. Rane i/b. Mr. Ashwin Kapanis, learned Advocate for the Applicants in M.A.Nos.585 & 586/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate Mr. Rane has submitted that the Intervener Application will be served on the Applicants today.

3. Adjourned to 10.07.2023.

Sd/-

(Medha Gadgil
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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>Date : 19.06.2023</p> <p>M.A.No.381/2023 in O.A.No.568/2021</p> <p>D.R. MadaneApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. M.A. is filed for early hearing.</p> <p>3. Matter will be given priority after giving preference to the matters of the year 2016.</p> <p>4. M.A. is allowed. O.A. is Adjourned to 17.07.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

of 20

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Original Application No.

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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>O.A. No.659 of 2022</u></p> <p>Y.M. Savale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents No.1 to 3 and Ms. Jwala Jose i/b. Talekar & Associates, Advocate for Respondents No.8, 10, 12, 17, 22, 25, 28, 29, 31, 34, 35 & 50.</p> <p>2. Ld. Advocate for the applicant is not present.</p> <p>3. Ms. Jwala Jose, Ld. Advocate for private respondents are challenging the amendment, as it is made at a very later stage. Ld. PO also objects to the amendment at this stage.</p> <p>4. S.O. to 20.6.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 19.6.2023</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.6.2023</p> <p>(sgi)</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>Date : 19.06.2023</p> <p>O.A.No.164/2023</p> <p>M.P. BagulApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Ms. Punam Mahajan, learned Advocate for the Respondent No.3.</p> <p>2. Learned C.P.O. states that during the course of the day reply will be filed. Learned Advocate Ms. Mahajan seeks two weeks to file reply.</p> <p>3. Adjourned to 03.07.2023 for rejoinder.</p> <p>Sd/- (Medha Gadgil Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 Date : 19.06.2023
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O.A.No.2/2023

M.K. SirsatApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. states that reply is filed.

3. At the request of learned Advocate adjourned to 03.07.2023 for filing rejoinder.

Sd/-
(Medha Gadgil
Member (A)

prk

Sd/-
(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.94 of 2022</u></p> <p>Subhash S. Zade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, 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 he is challenging the appointment of Respondent no.2 from Home Guard Category on the ground that certificate issued to him was not within the time limit prescribed. The date of advertisement is 3.9.2019. He further contends that respondent no.2 has not completed the requisite 1095 days.</p> <p>3. We, therefore, direct the respondent no.1 to ensure that respondent no.2 has been served and file affidavit of service.</p> <p>4. S.O. to 20.6.2023. FOB.</p> <p align="center"> Sd/- (Medha Gadgil) ✓ Member (A) 19.6.2023 (sgj) </p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson 19.6.2023 </p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

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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 style="text-align: center;"><u>O.A. No.249 of 2022</u></p> <p>Sandesh S. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri K.R. Jagdale, 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 he is challenging the appointment of Respondent no.2 from Home Guard Category on the ground that certificate issued to him was not within the time limit prescribed. The date of advertisement is 3.9.2019. He further contends that respondent no.2 has not completed the requisite 1095 days.</p> <p>3. We, therefore, direct the respondent no.1 to ensure that respondent no.2 has been served and file affidavit of service.</p> <p>4. S.O. to 20.6.2023. FOB.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p><i>(Medha Gadgil)</i></p> <p>Member (A)</p> <p>19.6.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p><i>(Mridula Bhatkar, J.)</i></p> <p>Chairperson</p> <p>19.6.2023</p> </div> </div>

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 style="text-align: center;"><u>19.06.2023</u></p> <p style="text-align: center;"><u>O.A 671/2023</u></p> <p>Shri S.K Sase & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Issue notice before admission returnable on 10.7.2023.</p> <p>3. 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 O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>4. 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>5. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>6. In case notice is not collected within seven days or service report on affidavit in not filed three days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption 'for Dismissal' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>7. S.O to 10.7.2023.</p> <p style="text-align: right; margin-right: 50px;">Sd/-</p> <p style="text-align: right; margin-right: 50px;">Sd/-</p> <p style="text-align: right; margin-right: 50px;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left; margin-left: 50px;">(Medha Gadgil) Member (A)</p> <p style="text-align: left; margin-left: 50px;">Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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
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19.06.2023

M.A 387/2023 in O.A 671/2023

Shri S.K Sase & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.M Kolge, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.

2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.

Sd/-

**(Medha Gadgil)
Member (A)**

Akn

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

**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
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Date : 19.06.2023

O.A.No.813/2023

R.H. Patil & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate states that rejoinder is already filed.

3. Admit. Place for Final hearing on 14.08.2023.

Sd/-

(Medha Gadgil/
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No.

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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>19.06.2023</u></p> <p align="center"><u>C.A 80/2022 in O.A 879/2015</u></p> <p>Shri G.P Wadekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned P.O for the Respondents.</p> <p>2. Learned C.P.O submits that reply is ready and will be filed today.</p> <p>3. S.O to 26.6.2023.</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>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

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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 style="text-align: center;"><u>19.06.2023</u></p> <p style="text-align: center;"><u>C.A 48/2023 in O.A 1097/2022 with M.A 80/2023 in O.A 79/2023</u></p> <p>Shri K.S Tordamal R.N Saykar ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pooja Mankoji i/b Shri S.S Dere, with, Shri B.A Bandiwadekar, learned counsel for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Ms Archana Tamore, Desk Officer, G.A.D, Desk-16B, is present and she states that the Respondent have given opinion and file is sent today to the office of Addl. Chief Secretary, Home that the decision should be taken in consultation with Addl. Chief Secretary, (Services), G.A.D and Addl. Chief Secretary, Finance Department.</p> <p>3. Learned counsel for the applicant Mr Bandiwadekar points out that 30.6.2023 is the last date for sending the candidates for training the applicant Mr R.N Saykar is not sent for training.</p> <p>4. Shri Dinesh Waghmare, Principal Secretary, (Appeals & Security) is directed to look into the matter, otherwise we will be constrained to take strict action.</p> <p>5. S.O to 22.6.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No.

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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>19.06.2023</u></p> <p align="center"><u>C.A 46/2023 in O.A 931/2022</u></p> <p>Shri A.G Dastagiri ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that the file has been sent to the office of the Hon'ble Chief Minister on 12.6.2023 and his approval is awaited.</p> <p>3. Ms Sarita Bandekar, Joint Secretary, is directed to remain present before this Tribunal on 20.6.2023.</p> <p>4. S.O to 20.6.2023.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>Medha Gadgil <i>(Signature)</i> Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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>19.06.2023</u></p> <p align="center"><u>O.A 620/2021</u></p> <p>Shri H.B Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the impugned order dated 24.6.2021, passed by Respondent to conduct a de-novo enquiry is withdrawn by order dated 6.2.2023.</p> <p>3. In view of the above, nothing survives in the Original Application and the same stands disposed of.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>