

**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 : 19.07.2023</p> <p>M.A.No.93/2023 in O.A.No.691/2021</p> <p>Dr. S.B. Chavan & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. M.A. is filed seeking condonation of delay of 1 year and 4 months.</p> <p>3. Learned C.P.O. seeks time to file reply.</p> <p>4. Time granted by way of last chance to file reply. If reply is not file on the next date, matter will proceed without reply.</p> <p>5. Adjourned to 02.08.2023.</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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.856/2023</p> <p>Dr. P.N. Joshi & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicants working as Assistant Professor in prays for direction to Respondent No.4 to consider the Applicants for promotion to the post of Associate Professor with all consequential service benefits along with deemed date of 23.02.2023.</p> <p>3. Learned Advocate relies on the Notification dated 01.04.2015 issued by the Medical Education and Drugs Department.</p> <p>4. Member (A) has issued this Notification and therefore it is disclosed to the parties. However, both the parties have consent to proceed with the matter.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 09.08.2023.</p> <p>7. 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>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.</p> <p>9. 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>10. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>11. Adjourned to 09.08.2023 under the caption 'For Urgent Admission'.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.857/2023</p> <p>M.N. Hakim & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicants working as Talathi in the office of Revenue Department are seeking the benefit of G.R. dated 31.03.2021.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 21.07.2023.</p> <p>5. 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>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.</p> <p>7. 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>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>9. Adjourned to 21.07.2023 under the caption 'For Urgent Admission'. Learned P.O. to take instructions when the DPC meeting for promotion to the post of Talathi will be conducted.</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>prk</p>

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Original Application No.

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(Advocate

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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 : 19.07.2023</p> <p>M.A.No.454/2023 in O.A.No.857/2023</p> <p>M.N. Hakim & Ors.Applicants 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. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 19.07.2023
	<p>M.A.No.450/2023 in O.A.No.837/2023</p> <p>A.S. Waghmode & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

Date : 19.07.2023

O.A.No.837/2023

A.S. Waghmode & Ors.Applicants
Vs.

The State of Maharashtra & Ors.Respondents.

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

2. Applicants working as Revenue Assistant in the office of Tahasil Office Mohal, Dist. Solapur seek direction to quash and set aside the order dated 18.05.2023 and further directions to the Respondents to consider the Applicants for promotion to the post of Awal Karkoon on the basis of their date of appointment in the cadre of Revenue Assistant with all consequential service benefits.

3. Learned Advocate has submitted that these applicants could not clear the Departmental Enquiry within the stipulated time i.e. 4 years and 3 choices and they all want to take the benefit of G.R. dated 31.03.2021.

4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.

5. Issue notice before admission returnable on 21.07.2023.

6. 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.

7. 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.

8. 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.

9. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.

9. Adjourned to 21.07.2023 under the caption 'For Urgent Admission'.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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	<p>Dr. P.N. Joshi & Ors.Applicants 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. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</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>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>M.A.No.335/2023 in O.A.No.379/2021</p> <p>M.N. GujarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. D.V. Sutar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. M.A. is moved for interim prayers to stay the execution and implementation of order dated 21.03.2023 issued by the office of Respondent No.2. Respondents are directed to consider the order dated 10.03.2017 passed in O.A.No.749/2015. According to the Applicant he is similarly situated. Respondent, Collector Sangli is directed to consider this issue immediately and inform the Tribunal within two weeks.</p> <p>3. Matter fixed on 02.08.2023. Learned C.P.O. is directed to communicate this order to Collector, Sangli.</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>

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	<p>Date : 19.07.2023</p> <p>M.A.No.456/2023 in O.A.No.611/2019 with O.A.No.610/2019</p> <p>S.R. Gharat & Anr.Applicant 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. M.A. is filed seeking early hearing of O.A. We are dealing with the matters of 2016 along with matters of appointment and selection and as these matters are pertaining to promotion, hence, we keep this matter on 30.08.2023.</p> <p>3. In view of above, M.A. stands disposed of. O.As adjourned to 30.08.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p><u>19.07.2023</u></p> <p style="text-align: center;"><u>O.A 96/2023</u></p> <p>Dr N.P Mahajan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file reply and copy to be given one day in advance.</p> <p>3. S.O to 27.7.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p><u>O.A 322/2023 & Ors</u></p> <p>Dr M.M Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Gite, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents 1 & 2. Shri Hammurabi & Solomon Partner for Respondent no. 3.</p> <p>2. Learned counsel or Respondent no. 3 submits that he wants to file reply. Last chance is given to the Respondents to file reply.</p> <p>3. S.O to 26.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p align="center"><u>19.07.2023</u></p> <p align="center"><u>O.A 327 & 328/2023</u></p> <p>Shri R.A Marathe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply by way of last chance.</p> <p>3. S.O to 9.8.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p style="text-align: center;"><u>O.A 511/2023</u></p> <p>Smt J.M Kawade ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Matter adjourned to 18.8.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) <small>Akn</small></p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p><u>O.A 526/2021</u></p> <p>Shri D.S Deulkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Shri R.M Kolge, learned counsel files Vakalatnama on behalf of Respondent no. 4.</p> <p>3. S.O to 9.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p><u>O.A 574/2023</u></p> <p>Shri S.I Bhosale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant is directed to serve copy to the office of learned C.P.O.</p> <p>3. S.O to 26.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p style="text-align: center;"><u>O.A 108/2023</u></p> <p>Shri S.D Londhe & Ors ... Applicants 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 P.O for the Respondents.</p> <p>2. Admit. Place for final hearing on 9.8.2023.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>19.07.2023</u></p> <p><u>O.A 565/2023</u></p> <p>Shri P.B Sakate ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms A.Chavare, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply on behalf of Respondent no. 1. She further states that the interview which were scheduled on 20.7.2023 are now postponed. Learned C.P.O further seeks time to file reply.</p> <p>3. S.O to 26.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>19.07.2023</u></p> <p><u>O.A 80/2023</u></p> <p>Shri S.V Patil & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Admit with liberty to file rejoinder.</p> <p>3. Place for final hearing on 9.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.478/2023</p> <p>A.B. SuryawanshiApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <ol style="list-style-type: none"> 1. Heard Mr. Siddhesh Pilankar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officers for the Respondents. 2. Applicant challenges the order dated 02.03.2023 passed by the Respondent. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 09.08.2023. 5. 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. 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. 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. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed. 9. Adjourned to 09.08.2023. For hearing on interim relief. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.681/2023</p> <p>A.S. AllewarApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Mr. Kunal Tilak, learned Advocate holding for Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officers for the Respondents.</p> <p>2. Applicant working as Talathi challenges seniority list dated 01.11.2022 and further he challenges order dated 03.04.2023 passed by the Respondent No.2, thereby rejecting objections filed by the Applicant to the seniority list of Talathi.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 02.08.2023.</p> <p>5. 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>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.</p> <p>7. 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>8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>9. Adjourned to 02.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.812/2023</p> <p>S.B. PawarApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <ol style="list-style-type: none"> 1. Heard Mr. Bhushan A. Bandiwadka learned Advocate for the Applicant and Ms. K. Gaikwad, learned Presenting Officers for the Respondents. 2. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 18.08.2023. 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. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. 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. 7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed. 8. Adjourned to 18.08.2023. <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J) Member (A) Chairperson</p> <p>prk</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: 19.07.2023</p> <p align="center">O.A. No.893 of 2022</p> <p>N.S. Khandare & Ors.,Applicant 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. 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 26.07.2023.</p> <p align="right">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>Date: 19.07.2023</p> <p>O.A. No.15 of 2023 with O.A. No.105 of 2023 with O.A. No.106 of 2023 with O.A. No.129 of 2023 with O.A. No.145 of 2023 with O.A. No.165 of 2023 with O.A. No.172 of 2023 with O.A. No.181 of 2023 with O.A. No.182 of 2023 with O.A. No.191 of 2023 with O.A. No.194 of 2023 with O.A. No.207 of 2023 with O.A. No.215 of 2023 with O.A. No.265 of 2023 with O.A. No.312 of 2023</p> <p>S.K. Kuklare D.S. Chavan & Ors., S.P. Pulate & Ors., S.A. Shendge M.B. Barmate B.B. Rane K.K. Pawar D.A. Potbhare & Ors., G.S. Revgade & Anrs., A.R. Roman & Anrs., S.M. Gosavi K.M. Ihswardkar & Ors., S.J. Shendre & Ors., T.I. Mujawar & Ors., K.M. Hirave & Anrs.,</p> <p align="right">.....Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, Shri A.V. Bandiwadekar, & Ms. Pooja Mankoja, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicants and Smt. Archana B.K. alongwith Shri A.J. Chougule, learned Presenting Officer for the Respondent – The Commissioner of Police.</p> <p>2. In all these Original Applications the Applicants serving in the establishment of Mumbai are seeking Inter District Transfer to other district in terms of G.R. dated 26.10.2017.</p> <p>3. When the matter is taken up for hearing, learned P.O. requested to adjourn the matter on the ground that order passed by the Tribunal earlier in O.A. directing the Commissioner of Police, Mumbai to relieve</p>

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

Tribunal's orders

the Police Constable to other District is under challenged before Hon'ble High Court and the Writ Petition is fixed on 26.07.2023. She submits to keep the matter on 27.07.2023 for hearing.

4. Perusal of record reveals that counter part of the Commissioner of Police, Mumbai i.e. Head of the concerned District has given NOC to accommodate the Applicant on other establishment. However, NOC given in O.A. No.129/23 & 191/23 was upto 30.06.2022, NOC given in O.A. No.207/23 was for 7 days and NOC in O.A. No.312/23 was upto 15.07.2022. Whereas, in O.A. No.15/23 there is no NOC by the Commissioner of Police, Aurangabad. On the contrary, the Commissioner of Police, Aurangabad in his Affidavit-in-Reply states that there is no vacancy of NT (C) category to which the Applicant belong.

5. Insofar as O.A. No.15/23 is concerned, learned ~~the~~ ^{Council for Applicant} sought time to take instruction on the point of NOC.

6. That apart, it is necessary to know whether the NOC given in O.A. No.129/23, 191/23, 207/23 & 312/23 is still valid and there are vacancies to accommodate the Applicants.

7. Learned P.O. is therefore directed to take instruction in these four O.As about the present vacancy position.

8. It is in O.A. No.15/23 only common Affidavit is filed by the Commissioner of Police, Mumbai opposing O.A. on the ground of shortage of man power.

9. In view of above, all these O.As needs to be decided by common order.

10. Learned P.O. is therefore directed to apprise the Tribunal about the vacancy position in O.A. mentioned above (whether NOC was for limited period) and also to apprise the decision or order of Hon'ble High Court in Writ Petition.

11. S.O. to 27.07.2023.

Sd/-

(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
	<p><u>19.07.2023</u></p> <p><u>C.A 67/2023 in O.A 993/2019 with C.A 68/2023 in O.A 995/2019</u></p> <p>Shri Vijay D. Kalsait Shri S.Y Raypure Applicants Vs. The State of Maharashtra & Ors Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the order of this Tribunal dated 12.8.2022 is partly complied with and she seeks three weeks' time to comply with the remaining part of the order.</p> <p>3. S.O to 9.8.2023</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>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
	<p><u>19.07.2023</u></p> <p><u>C.A 69/2023 in O.A 1021/2019</u></p> <p>Shri Sachin K. Lolage ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that Shri Maheshkumar Shinde, Deputy Land Records, Nasik, Respondent no. 2 is present and he states that he has submitted proposal to the Government on 22.2.2022 and 28.4.2022. He further submits that he was not holding regular charge of the post and therefore, he is not a proper party. Mr Vilas Shirolkar, Deputy Director, Land Records, Nasik is holding the regular charge of the said post and he is the proper party.</p> <p>3. Learned counsel for the applicant is directed to amend the Contempt Application by adding the name of Mr Vilas Shirolkar, Deputy Director, Land Records, Nasik and delete the name of Shri Maheshkumar Shinde, Deputy Land Records, Nasik, Respondent no. 2, who is holding additional charge.</p> <p>4. Amendment to be carried out forthwith.</p> <p>5. We direct that a responsible officer from G.A.D and Mr Vilas Shirolkar, Deputy Director, Land Records, Nasik, to remain present on the next date.</p> <p>6. S.O to 9.8.2023</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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19.07.2023

C.A 58/2023 in O.A 834/2022 with C.A 59/2023 in O.A 878/2022

Dr V.N.Waghmare & Ors

Dr R.R Rajput

... Applicants

Vs.

The State of Maharashtra & Ors

... Respondents

1. Heard Shri K. Gajra, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Issue notice before admission returnable on 18.8.2023.

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.

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.

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.

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."

7. Learned C.P.O submits that the Respondent-State has filed appeal before the Hon'ble Bombay High Court challenging the order of this Tribunal, bearing Writ Petition St.No. 19034/2023 & W.P St. No. 17034/2023.

8. In view of the above, matter stands adjourned to 18.8.2023.

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
	<p><u>19.07.2023</u></p> <p><u>C.A 54/2023 in O.A 257/2019 with C.A 55/2023 in O.A 256/2019</u></p> <p>Dr P.D Shendge & Ors Dr S.D Kulkarni ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks one weeks' time to file reply.</p> <p>3. S.O to 28.7.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s


(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>19.07.2023</u></p> <p><u>M.A 607/2022 in O.A 465/2020</u></p> <p>Shri G.Y Deshpande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri D.B Khaire, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the applicant who is working as Deputy Commissioner, Animal Husbandry, his name is to be considered for promotion to the post of Joint Commissioner, Animal Husbandry as per the judgment delivered in O.A 342/1992, C.P Meshram Vs. Animal Husbandry and O.A 968/2019, Shri Rameshwar Pawar & Ors Vs. State of Maharashtra.</p> <p>3. Learned C.P.O submits that these rulings are not applicable to the facts of the present case as he is not similarly situated.</p> <p>4. S.O to 9.8.2023. H.O.B.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>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
	<p><u>19.07.2023</u></p> <p><u>C.A 43/2023 in O.A 32/2023 with M.A 364/2023 in O.A 619/2023</u></p> <p>Shri A.D Nargude & Ors [O.A 32/2023]. Shri R.D Pardhi & Ors [O.A 619/2023] ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant, Smt K.S Gaikwd, learned P.O for the Respondents in M.A 364/2023 and Smt Punam Mahajan, learned counsel for the applicant in O.A 619/2023.</p> <p>2. Learned P.O submits that in O.A 619/2023 this Tribunal by order dated 30.5.2023 has granted status quo and unless that order is vacated, it is not possible for the Respondent-State to implement the order dated 11.1.2023 passed in O.A 32/2023. Thus, there is a tie. Learned P.O further submitted that Misc Application No. 364/2023 is filed by the Respondents for vacating the status quo dated 30.5.2023 granted by this Tribunal in O.A 619/2023. She further submitted that some of the officers are going to retire in the month of August, 2023.</p> <p>3. Learned counsel Ms Punam Mahajan files affidavit in rejoinder in O.A 619/2023. Learned counsel Ms Mahajan also submitted that she has filed affidavit in reply to the Misc Application No. 364/2023 on 6.6.2023.</p> <p>4. Hence, matter is fixed for arguments.</p> <p>5. S.O to 21.7.2023. Interim relief, if any to continue.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (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 style="text-align: center;"><u>O.A. No.82 of 2023</u></p> <p>B.M. Makwana & 3 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Amar Bodke holding for Shri M.V. Thorat, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that he wants to file rejoinder.</p> <p>3. S.O. to 2.8.2023. Interim relief to continue.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 19.7.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 19.7.2023</p> </div> </div>

Office Notes, Office-Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="824 453 1414 486">M.A. No.440 of 2023 in O.A. No.814 of 2023</p> <p data-bbox="729 524 1446 563">R.A. Kulkarni ..Applicant</p> <p data-bbox="824 563 867 593">Vs.</p> <p data-bbox="729 596 1484 634">The State of Maharashtra & Ors. ..Respondents</p> <p data-bbox="729 672 1511 779">Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p data-bbox="729 817 1511 891">2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p data-bbox="729 930 1511 1003">3. Issue notice before admission returnable on 9.8.2023. The respondents are directed to file reply.</p> <p data-bbox="729 1042 1511 1256">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 M.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 data-bbox="729 1294 1511 1437">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 data-bbox="729 1475 1511 1653">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 data-bbox="729 1691 1511 1905">7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the MA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the MA shall stand dismissed.</p> <p data-bbox="1203 1969 1409 2122" style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 19.7.2023</p> <p data-bbox="729 2130 786 2168">(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
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Date : 19.07.2023

O.A.No.245 of 2023

S. D. Mohite ...Applicant

Versus

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

1. Heard Shri C.T. Chandratre, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Today, the matter is fixed for hearing without reply since Respondents failed to file the same within time granted by the Tribunal.

3. When the matter is taken up for hearing, learned P.O. tendered reply on behalf of Respondent No.2 and sought permission to take it on record.

4. In 1st play, there is no explanation for not filing reply within time provided by the Tribunal.

5. However, in the interest of justice, reply is taken on record.

6. O.A. be kept tomorrow for hearing at the stage of admission as Part-Heard.

7. S.O. to 20.07.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 : 19.07.2023</p> <p align="center">O.A.No.214 of 2023</p> <p>P. B. Bhoite & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed additional Affidavit on behalf of the Petitioners along with annexures in respect of anonymous compliant which is set to be the ground for transfer.</p> <p>3. Learned P. O. sought time for hearing.</p> <p>4. S.O. to 02.08.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

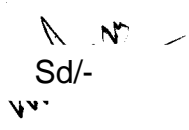
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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: 19.07.2023</p> <p align="center">O.A. No.1212 of 2022</p> <p>Dr. S.F. DeshmukhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri D.B. Khaire, learned Advocate for the Respondent No.3.</p> <p>2. The Applicant has filed this O.A. challenging the order dated 11.11.2022 issued by Government whereby Respondent No.3 was posted as Civil Surgeon, District Hospital – Kolhapur. According to the Applicant as per Seniority he was entitled to the post of Civil Surgeon, Kolhapur, and therefore challenged the order of Respondent No.3 by filing this O.A.</p> <p>3. When the matter is taken up for hearing today learned Advocate for the Applicant has tendered order dated 13.06.2023 issued by Government whereby the Applicant is posted as Civil Surgeon, Kolhapur in place of Respondent No.3. Order dated 13.06.2023 is taken on record and marked as letter 'X' for identification.</p> <p>4. Thus the grievance of the Applicant is redressed.</p> <p>5. In view of above, O.A. is disposed of being infructuous.</p> <p>6. No order as to costs.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) [P.T.O.] </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 align="center"><u>O.A. No.990 of 2020</u></p> <p>S.G. Zagade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for Respondent No.1; Shri M.D. Lonkar, learned Advocate for Respondent No.2 and Shri U.V. Bhosle, learned Advocate for Respondent No.3.</p> <p>2. One of the Members of the Division Bench is unwell.</p> <p>3. By consent the matter is adjourned to 24.7.2023 at 2.30 p.m.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 19.7.2023</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.....)

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>19.07.2023</u></p> <p style="text-align: center;"><u>O.A 729/2021</u></p> <p>Shri S.G Kulkarni ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that affidavit in reply is filed today.</p> <p>3. Admit. Place for final hearing on 17.8.2023.</p> <p style="text-align: right;">Sd/-</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">/ - (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
	<p><u>19.07.2023</u></p> <p style="text-align: center;"><u>O.A 681/2021</u></p> <p>Shri A.S Ailewar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kunal Tilak, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that he wants to amend the prayer clause (d) by substituting the word 'Circle Officer' in place of the word 'Awal Karkun'. He further prays that in the order dated 5.7.2023, in para 3 the Respondents are directed to keep one post of Awal Karkun vacant. Therefore, in view of the amendment, the word 'Awal Karkun' is to be replaced by the word 'Circle Officer' and to that extent the para 3 of the order be modified.</p> <p>3. Amendment carried out forthwith. In para 3 of the order dated 5.7.2023, the word 'Awal Karkun' is to be read as 'Circle Officer'.</p> <p>4. Learned C.P.O seeks time to file reply.</p> <p>5. S.O to 2.8.2023.</p> <p style="text-align: center;">Sd/- _____</p> <p style="text-align: center;">Sd/- _____</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>19.07.2023</u></p> <p><u>O.A 1254/2022</u></p> <p>P.R Ughade ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Ms P.R Ughade, applicant present in person. Herd Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Applicant submits application for withdrawal of the Original Application. Same is taken on record and marked as Exh. 1.</p> <p>3. Permission granted.</p> <p>4. Application disposed of as withdrawn.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 19.07.2023

O.A.No.877/2023

P.S. PatilApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

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

2. Learned Advocate challenges order dated 18.06.2023 transferring from the post of Education Officer (Secondary) Zilla Parishad Nashik to the post of Education Officer (Scheme) Zilla Parishad, Ahmednagar. Learned Advocate prays that he be allowed to continue to hold the same post at Nashik. Learned Advocate has submitted that the Applicant could not serve the Respondents. Learned Advocate challenges the order on the ground that the Applicant has taken charge of the post at Nashik by order dated 02.11.2022 and only nine months have passed.

3. Applicant to continue to work on the same post till tomorrow i.e. 20.07.2023.

4. Adjourned to 20.07.2023.

Sd/-

√ (Mridula Bhatkar, J.)
Chairperson

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 19.07.2023

M.A.No.457/2023 in O.A.No.828/2023

S.S. KhotApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. G.G. Nankar, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. Rahul Shinde, learned Advocate for the Respondent No.4

2. Learned Advocate Mr. Nankar moves the M.A. for amendment as per Schedules I, II, III and IV.

3. Learned P.O. submits to the orders of the court.

4. Learned Advocate has submitted that he will carry out the amendment by tomorrow.

5. Amended copy is to be served upon the concerned.

6. Learned Advocate. Mr. Shinde has submitted that he has instructions to appear for Respondent No.4.

7. M.A. stands disposed of as allowed. O.A. Adjourned to 24.07.2023.



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

prk

Sd/-

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.07.2023</p> <p>O.A.No.855/2023 with O.A.No.860/2023</p> <p>S.M. Jadhav & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. Applicant in O.A.No.855/2023 is Constable transferred from West Division, Yerawada Jail, Pune to East Division, Chandrapur District Jail, Chadrapur as Jail Constable and Applicant in O.A.No.860/2023 is Constable transferred from West Division, Yerawada Jail, Pune to West Division, Kolhapur District Prison, Kolhapur as Jail Constable. Both the Applicants are transferred by order dated 30.06.2023.</p> <p>3. Learned Advocate has submitted that it was Group of 9 Police Constables who were transferred by the same order at various places by way of punishment. This Tribunal in the group of 9 personnel by order dated 12.07.2023 passed in O.A.No.773/2023 with O.A.No.781 /2023 has granted interim relief. Learned Advocate has submitted that in view of the said order, similar relief is to be granted to the Applicants in these O.As</p> <p>4. In view of above, order dated 30.06.2023 is hereby stayed till further orders. However, liberty is granted to the Respondents to transfer the Applicants by availing legal course in consonance of law afresh if so desire.</p> <p>5. Adjourned to 02.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">/ (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
	<p>Date : 19.07.2023</p> <p>O.A.No.852/2023</p> <p>R.A. GalpilleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant working as Talathi challenges order dated 06.03.2023 passed by Respondent No.1 by which she was given additional charge of the post at Talathi, Saza Charoli Budruk, Tal. Haveli thereby withdrawing her charge and handing over to one Mr. Atul Gite. Applicant also prays that order dated 09.05.2023 of some additional charge and subsequent order dated 08.06.2023 issued by Respondent No.1 directing the Applicant to report for duties at headquarters and also challenges further order dated 21.06.2023 directing her to join the post of Sanjay Gandhi Yojana.</p> <p>3. Learned Advocate for the Applicant prays for interim relief.</p> <p>4. This matter cannot be decided without reply of respondents.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Issue notice before admission returnable on 02.08.2023.</p> <p>7. 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>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.</p> <p>9. 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>10. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>11. Adjourned to 02.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">/ (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
	<p>Date : 19.07.2023</p> <p style="text-align: center;">O.A.NO.853/2023 with O.A.NO.854/2023</p> <p>Dr. V.S. Patil & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. These two Applicants are husband and wife. Dr. Viraj Anandrao Wagh Applicant in O.A.No.854/2023 and Dr. Varsharani Suryakant Patil, Applicant in O.A.No.853/2022. Both are Veterinary Doctors in Veterinary Dispensary. Applicant in O.A.No.854/2022 is transferred from Hasurchampu, Tal. Gadhinglaj to Kasbavalwe, Tal. Radhanagari, Dist. Kolhapur and Applicant in O.A.No.854/2023 is transferred from Harali Bk, Tal. Gadhinglaj, Dist. Kolhapur to the post of Veterinary Doctors in Veterinary Dispensary, Thipkurali, Tal. Radhanagari, Dist. Kolhapur.</p> <p>3. Learned Advocate has submitted that the Applicants were due for transfer and they have not given 10 preferences, but 3 preferences. She has submitted that none of the preferences of the Applicants were considered. Hence, O.As. are filed.</p> <p>4. Learned Advocate has submitted that the Applicants are Veterinary Doctors, Group-A are Masters in Veterinary Science, seeking transfers to their preference near Baramati on the ground that the old father of the Applicant in O.A.No.854/2023 is staying at Baramati. Therefore, the Applicants made representation dated 16.05.2023 requesting for posting at nearby places in Baramati.</p> <p>5. Learned P.O. has submitted that the Applicants are Class-I (Group-A) Officers so the G.R. dated 09.04.2018 is not applicable as the said G.R. is applicable to only Groups of B, C, and D category. Further learned P.O. has submitted that the Applicants were both earlier posted at Gadhinglaj in different villages at Kasbavalwe and Thipkurali are now posted at Radhanagari.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Learned Advocate has submitted that the Applicants are seeking posting as per their educational qualifications as per G.R. dated 09.02.2023 which is regarding placement of Government Officers on a specialized post. This G.R. was issued by the Agriculture, Dairy Development and Fisheries.</p> <p>7. Learned P.O. has submitted that in Kolhapur the vacancy is 49% and in Pune District the vacancy is 14%.</p> <p>8. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>9. Issue notice before admission returnable on 25.07.2023.</p> <p>10. 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>11. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>12. 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>13. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>14. Adjourned to 25.07.2023. To be shown under the caption For Urgent Admission.</p> <p style="text-align: center;">^</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

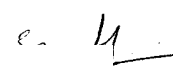
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 style="text-align: center;"><u>O.A. No.304 of 2016</u></p> <p>P.N. Dalal ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that Review DPC was held on 16.9.2014. Ld. PO further submits that from 17.11.2011 i.e. the date of the order passed by this Tribunal in OA No.1524 of 2009 filed by the applicant for expunging the adverse remarks made in his ACRs for the year 2005-06, no DPC was conducted till 16.9.2014.</p> <p>3. Ld. PO seeks time to take instructions for confirming the above submissions.</p> <p>4. S.O. to 20.7.2023. Part heard.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 19.7.2023 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-  (Mridula Bhatkar, J.) Chairperson 19.7.2023</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>O.A. No.723, 724, 726 & 782 of 2016</u></p> <p>S.V. Thakurdesai E.J. Barshinge V.S. Dhainje S.P. Kamble Vs. The State of Maharashtra & Ors.</p> <p style="text-align: right;">..Applicants ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants has produced GR dated 22.4.1996 and submits that no conscious decision was taken by the competent authority not to promote the applicant Shri S.V. Thakurdesai as contemplated in clause (a) of said GR.</p> <p>3. We call upon the Ld. CPO to file minutes of the DPC in detail where the conscious decision was taken by competent authority as per this GR. It is specifically directed to Ld. CPO to file one sentence affidavit along with GR.</p> <p>4. Ld. CPO submits that she has brought minutes of the meeting. That is to be filed on affidavit. Copy of the said DPC is handed over in the Court to the Ld. Advocate for the applicants.</p> <p>5. Ld. Advocate for the applicants rely on GR dated 2.4.1976 about procedure to be followed in the case of promotion where the DE is pending against the Govt. officer.</p> <p>6. S.O. to 20.7.2023. Part heard.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 19.7.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 19.7.2023</p> </div> </div>

**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>O.A. No.618 of 2023 with O.A. No.676 of 2023</u></p> <p>S.B. Gene ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kunal Tilak holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 25.7.2023. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 19.7.2023</p> <p>(sgj)</p>


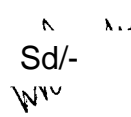
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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">Date: 19.07.2023</p> <p align="center">O.A. No.82 of 2017</p> <p>D.K. KhairnarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri A.S. Gaikwad, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri K.R. Jagdale, learned Advocate for the Respondent Nos.3 to 14.</p> <p>2. As per order passed by the Tribunal on 28.06.2023, learned C.P.O. was to file Affidavit giving details of the candidates subsequently appointed from the waiting list so that they can be implemented in the present O.A. as Respondents.</p> <p>3. On request of learned C.P.O. three days time is granted to file Affidavit.</p> <p>4. S.O. to 24.07.2023.</p> <p align="center">  Sd/- (Debashish Chakrabarty) Member (A) </p> <p align="center">  Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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

Tribunal's orders

Date: 19.07.2023

C.A. No.32 of 2023 in O.A. No.4962 of 2020

A.B. Baviskar & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. As per order passed by the Tribunal on 05.07.2023 two weeks time was granted to implement the order with specific direction that failing which Contemnor would have to remain present to face proceeding of Contempt of Court Act. Today, Contemnor No.2 – Mr. Revati Kulkarni, the Deputy Conservator of Forest is present. However, Contemnor No.1 – Mr. G. Malikarjun, the Conservator of Forest & Director, Sanjay Gandhi National Park is absent. Tribunal decided O.A. by Judgment dated 17.06.2021 with giving direction to absorb both the Applicants in terms of G.R. dated 16.10.2012 with consequential service benefits within period of three months. Writ Petition filed against order of the Tribunal has been dismissed on 20.06.2023. There was no stay to the order passed by the Tribunal in Writ Petition. It being so, Contemnors were required to comply the order within stipulated period in terms of order passed by the Tribunal dated 17.06.2021. Now period of more than two years is over but there is no compliance, thus *prima-facie* there is Contempt of the order passed by the Tribunal.

3. In view of above, Issue notice to the Contemnor to Show Cause as to why action for contempt of order passed by the Tribunal should not be initiated against them as per Contempt of Court Act, 1971.

4. S.O. to 02.08.2023.

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
	<p align="center">Date: 19.07.2023</p> <p align="center">C.A. No.10 of 2023 in O.A. No.367 of 2022</p> <p>P.B. UmraniApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri P.B. Umrani, Applicant-in-Person and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Learned P.O. submits that only interest part remains to comply with and for that purpose matter is in process. 3. He sought one week time. 4. S.O. to 26.07.2023 for remaining compliance. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

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

Tribunal's orders

Date: 19.07.2023

C.A. No.08 of 2023 in O.A. No.287 of 2020

Dr. P.N. KakadeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri N.Y. Ukey, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. On 21.06.2023 Tribunal had issued Show Cause Notice to the Contemnors as to why proceeding under the Contempt of Court Act should not be initiated against them, all are served.

3. Today, Contemnor No.3 – Dr. Swapnil Lale, Director of Public Health, Contemnor No.4 - Dr. (Mrs) Babita Kamalapurkar, Joint Director, Health Services and Contemnor No.5 - Dr. Balasaheb Sonawane, Assistant Director, Health Services are present and filing Reply to the Show Cause Notice on Affidavit.

4. Learned C.P.O. however submit that Contemnor Nos.1 & 2 though not present their Reply will be filed during the course of the day. Statement is accepted. It be taken on record.

5. Learned C.P.O. submits that some of the compliance of the order passed by the Tribunal is already made and remaining is under process.

6. Whereas, learned Advocate for the Applicant raised grievance that the compliance is not as per the order passed by the Tribunal.

7. It is only after taking Affidavit-in-Reply on record and hearing it can be seen whether the compliance is in terms of the order or not.

8. Learned C.P.O. shall ensure that the compliance should be in terms of the order passed by the Tribunal.

9. S.O. to 26.07.2023.

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
	<p>Date: 19.07.2023</p> <p align="center">O.A. No.760 of 2017</p> <p>S.R. YadavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present. On previous date two weeks time was granted as last chance since matter is of 2017. However, today learned C.P.O. again sought four weeks time. Since the matter is quite old, two weeks time is granted as most last chances to file Affidavit-in-Reply with specific direction that no further time will be granted. S.O. to 02.08.2023. <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: 19.07.2023</p> <p align="center">O.A. No.1162 of 2022</p> <p>S.A. PathareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant does not want to file Rejoinder.</p> <p>3. Since pleading is complete, Admit for Final Hearing.</p> <p>4. S.O. to 22.08.2023.</p> <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>Date: 19.07.2023</p> <p align="center">O.A. No.942 of 2022</p> <p>M.G. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Shri A. Sangvikar, learned Advocate for the Caveat is absent.</p> <p>2. Two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 02.08.2023.</p> <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: 19.07.2023</p> <p align="center">O.A. No.762 of 2022</p> <p>S.G. SuryawanshiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Perusal of record reveals that pleading is already complete.</p> <p>3. Admit, adjourned for Final Hearing.</p> <p>4. S.O. to 22.08.2023.</p> <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>Date: 19.07.2023</p> <p>C.A. No.67 of 2022 in O.A. No.76 of 2022</p> <p>B.K. NaraleApplicant 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. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.5 along with P.P.O. order sanctioned by Accountant General on 18.07.2023. Learned P.O. submits that order is complied with by revising Pension.</p> <p>4. Today since the Applicant and his Advocate are absent matter is adjourned for a week so that the Applicant could verify the correctness of the Pension sanctioned to him to know whether it is in terms of the order passed by the Tribunal.</p> <p>5. S.O. to 26.07.2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Debashish Chakrabarty) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p> </div> </div> <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>Date: 19.07.2023</p> <p align="center">C.A. No.01 of 2023 in O.A. No.337 of 2022</p> <p>D.W. PandeApplicant 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. Learned C.P.O. sought one day time to file Affidavit of contemnors. According to her some dues are already paid and remaining are in process. Indeed, as per order passed by the Tribunal on 20.10.2022 in O.A.337/2022 retiral benefits were to be paid within two months failing to which amount shall carry interest at the rate applicable to GPF from the date of default till the date of actual payment. Two months period expired on 20.12.2022 but the order is not complied with. This being so, applicability of interest cannot be avoided, that apart Contemnor has to explain the delay and who is responsible for not complying order within stipulated period since payment of interest would burden Tax payers.</p> <p>3. S.O. to 20.07.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

[P.T.O.]

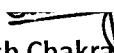

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 : 19.07.2023</p> <p align="center">O.A.No.361 of 2017</p> <p>V.N. ItqyalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Purva Pradhan holding for Shri D. B. Khaire, learned Counsel for the Applicant and Smt. Kranti Gaikwad , learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. is directed to produce the copy of deposition of witnesses examined in D.E.</p> <p>3. S.O. to 03.08.2023.</p> <p align="center">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 19.07.2023</p> <p align="center">O.A.No.291 of 2017</p> <p>Dr. P.D. DalviApplicant</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. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant as well as learned P.O., the matter is adjourned for tomorrow.</p> <p>4. S.O. to 20.07.2023.</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**

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 : 19.07.2023</p> <p align="center">O.A.No.220 of 2017</p> <p>S. S. HingmireApplicant</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. Learned Counsel for the Applicant sought time stating that after long time, the matter is listed for hearing.</p> <p>3. The perusal of record also reveals that matter was not regularly listed.</p> <p>4. S.O. to 02.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 19.07.2023</p> <p align="center">O.A.No.445 of 2017</p> <p>S. P. RanaApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The perusal of record reveals that Applicant is represented by Advocate Shri G. Sadavarte who cannot appear before the Tribunal/Court in view of the order passed against him by Bar Council of Maharashtra & Goa. It is, therefore, necessary to issue notice to Applicant in person to remain present and to engage another Counsel.</p> <p>3. The office is directed to issue notice to Applicant.</p> <p>4. S.O. to 07.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

**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 : 19.07.2023</p> <p align="center">C. A. No.53 of 2023 in O.A.No.472 of 2021</p> <p>P. B. ChaudhariApplicant</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. In the morning session when matter was called out it was kept back on instructions of learned P.O. that contemnor no.1 is on way. However, he has not come though waited up to 1.30 P.M.</p> <p>3. No reply is filed to show cause notice issued to contemnors as to why proceeding for contempt of court Act should not be initiated against them. As such, <i>prima-facie</i>, there is contempt of order passed by the Tribunal on 08.02.2023 in O.A.No.472/2021.</p> <p>4. Learned P.O. is directed to keep both the contemnors present tomorrow to frame the charge for contempt of court.</p> <p>5. S.O. to 20.07.2023.</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> <p align="right">[P.T.O.]</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 : 19.07.2023</p> <p align="center">O.A.No.140 of 2017</p> <p>A.V. Veer & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Ms S. P. Manchekar , learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. sought time on the ground that matter is being handled by Smt. Archana B. K., learned P.O. but she is not available today.</p> <p>3. Learned C.P.O. further tendered Notification issued by the Finance Department dated 03.02.2023 in reference to which she submits that grievance of the Applicants is redressed.</p> <p>4. Whereas, learned Counsel for the Applicants sought time to take instructions from his clients and to verify applicability of G.R. dated 03.02.2023.</p> <p>5. S.O. to 20.07.2023.</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> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.As.1064 & 1306/2022 with O.A.317/2023

Smt. M.S. Jamdade & Ors. ... Applicants
Vs.
The State of Mah. & Ors. ... Respondents

Speaking to Minutes

1. Smt. Punam. Mahajan, learned Advocate for the Applicants in O.A.1064/2022, Shri M.D. Lonkar, learned Advocate for Intervener Nos.6 to 14 in O.A.1064/2022, Shri A.A. Desai, learned Advocate for Applicants in O.A.1306/2022, Smt. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for Applicants in O.A.317/2023 and Smt. S.P. Manchekar, learned Chief Presenting Officer for Respondents.

2. The matter is taken on today's Board for Speaking to Minutes for some inadvertent corrections in the Chart on Page Nos.6 and 7 of the Judgment.

3. On Page Nos.6 and 7 of the Judgment, there is Chart giving details of the Applicants as regard Names, Date of Joining, LCE Merit Number, etc. However, the Chart of O.A.No.1064/2022, there is mistake in the names of Applicant Nos.2, 3 and 4. They are typed as Atul V. Ithape, Mallinath A. Ghongade and Kiran S. Kale mistakenly from O.A.317/2023. Actually, Applicant Nos.2, 3 and 4 in O.A.1064/2022 are Sunil B. Tambe, Smt. Deepali N. Sonavane and Shri Chandrashekhar K. Vade respectively.

4. Likewise, in Chart of O.A.317/2023 at Serial No.1, the name of Applicant is typed as Pokale N. Balu. It should be corrected as Navnath B. Pokale.

5. Corrections accordingly be made in the original Judgment and it be uploaded afresh.

Sd/-

(Debashhish Chakrabarty)
Member-A
19.07.2023

(skw)

Sd/-

(A.P. Kurhekar)
Member-J
19.07.2023

**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: 19.07.2023</p> <p align="center">C.A. No.09 of 2023 in O.A. No.194 of 2021</p> <p>Dr. A.S. BendreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri N.Y. Ukey, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On 21.06.2023 Tribunal has passed an order of issuance of Show Cause Notice to all Contemnors as to why they should not be dealt under the provision of Contempt of Court Act for the disobedience of the order passed by the Tribunal in the O.A. No.194/2021 on 15.06.2022.</p> <p>3. Today, Contemnor No.3 – Dr. Swapnil Lale, Director of Public Health, Contemnor No.4 - Dr. (Mrs) Babita Kamalapurkar, Joint Director, Health Services and Contemnor No.5 - Dr. P. Saranikar, Assistant Director, Health Services are present and all Contemnors are served with the notices.</p> <p>4. Learned C.P.O. submits that Reply to Show Cause Notice on Affidavit on behalf of Contemnor Nos.1 to 5 will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>5. Sofaras Contemnor Nos.6 & 7 is concerned, learned C.P.O. submits that they are not responsible for the non-compliance of the order of the Tribunal and responsibility lies with Respondent No. 5 - Assistant Director, Health Services, Pune.</p> <p align="right">[P.T.O.]</p>

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

Tribunal's orders

6. Learned C.P.O. however submits that steps are been taken to comply the order and some part only remains.

7. Contempt proceeding be kept for hearing on the point of framing of charge if Tribunal come to the conclusion that *prima-facie* Contempt charge will be placed on the same day. ^{is Move out}

8. S.O. to 26.07.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN