

**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: 19.08.2024</p> <p style="text-align: center;">O.A. No.815 of 2024</p> <p>K.S. BhaleraoApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.B. Talekar, learned Advocate for Applicant through 'Video Conference' and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. Learned Advocate for Applicant stated that though 'Affidavit-in-Reply' dated 12.08.2024 has been filed on behalf of 'Principal Secretary (A & S), Home Department'; they do not intend to file 'Affidavit-in-Rejoinder'. Instead; learned Advocate for Applicant emphasized on grant of 'Interim Relief' to Applicant.</p> <p>3. Learned Advocate for Applicant further stated that reply submitted by Applicant on 16.10.2023 to the 'Joint Secretary, Home Department' letter dated 25.09.2023 was not taken into due consideration before 'Suspension Order' of Applicant came to be issued on 29.01.2024 by 'Principal Secretary Law & Judiciary Department'.</p> <p>4. Learned Advocate for Applicant argued that 'Interim Relief' is required to be granted to Applicant on basis of facts recorded in 'Para 27' and 'Para 28' of 'Judicial Order' dated 23.04.2024 passed by 'Hon'ble Court of Sessions, Greater Mumbai' in 'ABA No. 475/2024' when 'Anticipatory Bail' came to be granted to Applicant.</p>

Office Notes, Office Memoranda of Coram,
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5. Learned Advocate for Applicant then drew attention to fact that 'Suspension Order' dated 29.01.2024 of Applicant was issued by 'Principal Secretary Law & Judiciary Department' in contemplation of 'Departmental Enquiry' much prior to grant of 'Anticipatory Bail' on 23.04.2024 to Applicant.

6. Learned Advocate for Applicant thereupon stated that 'Memorandum of Charges' for conduct of 'Departmental Enquiry' has still not been served on Applicant.

7. Learned Advocate for Applicant emphasized that Applicant had submitted representations on 07.02.2024 and 15.05.2024 for revocation of 'Suspension Order' issued on 29.01.2024; but these are still pending for due consideration of 'Competent Authority'.

8. Learned CPO on the other hand contends that as 'Affidavit-in-Reply' dated 12.08.2024 has been filed on behalf of the 'Principal Secretary (A & S) Home Department'; therefore instead of hearing case of Applicant for grant of 'Interim Relief'; it may be kept for 'Final Hearing'.

9. The 'Law & Judiciary Department' is 'Cadre Controlling Authority' of Applicant who was last serving on post 'Joint Secretary (Legal)' in 'Rural Development Department'. The 'Suspension Order' dated 12.08.2024 of Applicant was accordingly issued by 'Principal Secretary of Law and Judiciary' under 'Rule 4(1)(a)' of the 'Maharashtra Civil Services (Discipline & Appeal) Rules, 1979' upon approval from 'Hon'ble Chief Minister Maharashtra' who is 'Appointing Authority' of Applicant. However as observations recorded in 'Para 27' and 'Para 28' of 'Judicial Order' dated 23.04.2024 at time of grant of 'Anticipatory Bail' to Applicant by 'Hon'ble Session Court, Greater Mumbai' has altered backdrop of facts which had been considered earlier by 'Appointing Authority' when 'Suspension Order' came to be issued on 29.01.2024, and as then 'Hon'ble Home Minister' of 'Government of Maharashtra' has specifically written to 'Chief Secretary Government of Maharashtra' soon thereafter on 31.01.2024 to confirm having given certain 'Oral Instructions' to Applicant. Further as 'Additional Chief Secretary (Home) Home Department' has made certain endorsements on the letter written by Applicant on 07.02.2024 to suggest course of action that may be taken against Applicant

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with regard to conduct of 'Departmental Enquiry' and because guidelines in GAD GR dated 09.07.2019 based upon 'Judgment' dated 16.02.2015 of 'Hon'ble Superior Court of India' in 'Civil Appeal No. 1912/2015' in 'Ajay Kumar Choudhary Vs. Union of India' are required to be diligently implemented by 'Cadre Controlling Authority', therefore in the above stated context; it would be fair to direct 'Principal Secretary Law & Judiciary Department' to evaluate impact of the developments which have occurred subsequent to issue of 'Suspension Order' dated 10.01.2024 of Applicant against the backdrop of affirmations made especially in 'Para 20', 'Para 21' & 'Para 22' of the 'Affidavit-in-Reply' filed on 12.08.2024 on behalf of 'Principal Secretary (A & S) Home Department'.

10. The 'Suspension Order' dated 10.01.2024 of Applicant thereafter may be reviewed with an 'Open Mind' based on observations made above through comprehensive re-assessment of all facts within 'Four Weeks' and then appropriate decision be taken by 'Appointing Authority' in accordance provisions of 'Rule 4(5)' of 'Maharashtra Civil Services (Discipline & Appeal) Rules, 1979'.

11. The prayer of Applicant for grant of 'Interim Relief' stands rejected based on affirmations made by way of 'Affidavit-in-Reply' filed on 12.08.2024 on behalf of 'Principal Secretary (A & S) Home Department' and directions given above for appropriate decision be taken by 'Appointing Authority' in accordance provisions of 'Rule 4(5)' of 'Maharashtra Civil Services (Discipline & Appeal) Rules, 1979'. However; as per appropriate decision taken by 'Appointing Authority' under 'Rule 4(5)' of 'Maharashtra Civil Services (Discipline & Appeal) Rules, 1979'; the case of Applicant will be taken up for 'Final Hearing'.

12. S.O. to 19.09.2024

Sd/-

(**Debashish Chakrabarty**)
Member (A)

**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.....)

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

Date: 19.08.2024

O.A. No.634 of 2024

M.S. NagarkarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for Applicant and Shri A.D. Gugale, learned Presenting Officer for Respondents.

2. Learned PO presents copy of 'Joint Commissioner of GST (Headquarter- 4) Mumbai' letter dated 14.08.2024 where in it has been stated that '27 Additional Posts' of 'Assistant Commissioner GST' would be available in Pune upon completion of ongoing implementation 'Revised Staffing Pattern' as per Finance Department GR dated 15.03.2024.

3. The Applicant has certain 'Personal Hardships' and for long time has been seeking transfer to post of 'Assistant Commissioner GST' in Pune. Thus 'Commissioner GST Maharashtra State Mumbai' was informed by 'Order' dated 10.07.2024 to keep '1 Post' of 'Assistant Commissioner GST' vacant in Pune.

4. The 'Joint Commissioner of GST (Headquarter - 4) Mumbai' letter dated 14.08.2024 confirms that '27 Additional Posts' of 'Assistant Commissioner GST' would soon be available in Pune. So, it can be fairly expected that (i) 'Additional Chief Secretary Finance Department' – Respondent No.1 & (ii) 'Commissioner GST Maharashtra State Mumbai' – Respondent No.2 would sympathetically consider the request of Applicant and transfer her to any of '27 Additional Posts' of 'Assistant Commissioner GST' in Pune.

5. 'Interim Relief' to continue till 'Next Date'.

6. S.O. to 09.09.2024

Sd/-
(Debashish Chakrabarty)
Member (A)

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Appearance, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

Date: 19.08.2024

O.A. No.1250 of 2023

S.M. ChavanApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.B. Kadam, learned Advocate holding for Ms. Savita Suryawanshi, learned Advocate for Applicant and Shri A.J. Chougule, learned Presenting Officer for Respondents.
2. Learned Advocate for Applicant draws attention to contents of 'Para 9' of 'Affidavit-in-Reply' dated 22.07.2024 filed by 'Tahsildar Haveli, District Pune'.
3. Learned PO also refers to contents of 'Para 9' of 'Affidavit-in-Reply' dated 22.07.2024 filed by 'Tahsildar Haveli, District Pune' and mentions that reasonable time of about '3 Months' be granted to 'District Collector, Pune' to take appropriate decisions about pending issues of Applicant including regularization of 'Absentism Periods' and payment of arrears of 'Salary and Allowances'.
4. Learned Advocate for Applicant then mentions that Applicant desires to file an 'Application' listing all pending issues by way of 'Affidavit-in-Reply' for due consideration of 'District Collector, Pune'.
5. The learned PO may forward this Application if it is filed by Applicant within 'Two Weeks' by way of 'Affidavit-in-Reply' for due consideration of 'District Collector, Pune'.
6. The 'District Collector, Pune' is accordingly informed to take appropriate decisions within about 3 Months in respect of all pending issues of Applicant.
7. S.O. to 25.11.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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..... 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: 19.08.2024</p> <p align="center">O.A. No.87 of 2024</p> <p>B.L. DadgeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents.</p> <p>2. Learned Advocate for Applicant states that O.A. No. 86/2024 be de-tagged from O.A. No. 87/2024 and then kept for 'Final Hearing', as it is only regarding 'Suspension Period' of Applicant.</p> <p>3. The O.A. No. 86/2024 be de-tagged from O.A. No. 87/2024 which is about 'Reduction in Pension'. Accordingly; as O.A. No. 87/2024 is related to order passed against Applicant in 'Departmental Enquiry'; it be placed by 'Registrar' before appropriate 'Division Bench'.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 Date: 19.08.2024
	<p style="text-align: center;">O.A. No.1550 of 2023</p> <p>U.B. KumbharApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri H.A. Sathe, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. places on record letter of 'Chief Conservator of Forest (Territorial), Pune' dated 06.08.2024 addressed to 'Additional Principal Chief Conservator of Forest (Administration-Subordinate Cadres) Maharashtra State, Nagpur'; wherein it has been proposed that Applicant be retained on post of 'Forest Range Surveyor' in the office of 'Deputy Chief Conservator of Forest, Pune Forest Division'.</p> <p>3. Learned P.O. thereupon states that 'Additional Principal Chief Conservator of Forest (Administration-Subordinate Cadres) Maharashtra State, Nagpur' be given time of atleast 'Four Weeks' to decide about the fresh proposal submitted by 'Chief Conservator of Forest (Territorial), Pune' on 06.08.2024 to retain Applicant on post of 'Forest Range Surveyor' in the office of 'Deputy Chief Conservator of Forest, Pune Forest Division'.</p> <p>4. 'Interim Relief' to continue till 'Next Date'.</p> <p>5. S.O. to 07.10.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(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: 19.08.2024</p> <p>O.A. No.259 of 2024</p> <p>A.Y. SayyadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for Applicant and Shri D.R. Patil, learned Presenting Officer for Respondents.</p> <p>2. Learned PO seeks 'Two Weeks' time to file 'Affidavit-in-Reply'. Time as prayed for is granted to learned PO.</p> <p>3. S.O. to 02.09.2024</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

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

Date : 19.08.2024

M.A.468/2024 (Mum) in O.A.307/2024 (N'pur)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.

P.D. Chaware & Anr..Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent) and learned Counsel for the Respondent (Org. Applicant) (through video conference).

2. Learned C.P.O. Ms. Manchekar has informed that by order dated 08.08.2024 passed by M.A.T. Bench Aurangabad, O.A.No.307/2024 has been reserved for orders, hence, M.A.No.468/2024 does not survive.

3. In view of above, M.A.No.468/2024 stands disposed of.

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

Date : 19.08.2024

O.A.No.775/2024

K.A. KambleApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Purva Pradhan, learned Counsel for the Applicant and Mr. A.D. Gugale, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. adjourned to 09.09.2024 for filing affidavit-in-reply.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Date : 19.08.2024

M.A.482/2024 (Mum) in O.A.527/2024 (A'bad)

State of Maharashtra & Ors. .Applicant (Org. Respd.
Vs.

S.M. Shelke & Ors.Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief
Presenting Officer for the Applicant (Org.
Respondent). None for the Respondent (Org. Appli).

2. At the request of learned C.P.O. adjourned to
22.08.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**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: 19.08.2024</p> <p>O.A. No.390 of 2024</p> <p>V.R. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 03.09.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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..... 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: 19.08.2024</p> <p>O.A. No.574 of 2024</p> <p>A.B. PagareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for Applicant and Shri A.D. Gugale, learned Presenting Officer for Respondents.</p> <p>2. Learned PO seeks 'Two Weeks' time to file 'Affidavit-in-Sur Rejoinder'. Time as prayed for is granted to learned PO.</p> <p>3. S.O. to 03.09.2024</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
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(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 : 19.08.2024</p> <p>O.A.No.1427 of 2023</p> <p>S. S. BholaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri Azaruddin Pathan holding for Shri Ramesh Wakade, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant has served the copy of OA to learned PO and seeks time to serve the copies to Respondent Nos.3 to 5. Time granted.</p> <p>3. S.O. to 19.09.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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(Advocate

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	<p>Date : 19.08.2024</p> <p style="text-align: center;">M. A. No.70 of 2023 in O.A.No.123 of 2023</p> <p>G. G. DasarwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant in person absent. Heard Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Perused the earlier order dated 30.07.2024. It seems that Applicant is not attending the matter for hearing purpose. It also appears that order of the Tribunal to serve the copy of OA to office of CPO is also not complied with.</p> <p>3. Perusal of record also reveals that on previous date also the Applicant in Person was absent but the matter was adjourned to give 'one opportunity' of hearing. However, today he is absent. Thus, it appears that Applicant is not interested in the matter.</p> <p>4. In view of above, M.A.70/2023 in O.A. No.123/2023 is dismissed in default.</p> <p>5. No order as to costs.</p> <p style="text-align: right;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**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 : 19.08.2024

O.A.No.626/2024 with O.A.No.627/2024

A.P. Alhat
S.S. VarkhadeApplicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Ameya Tawde holding for Ms, Vaidehi Pradeep, learned Counsel for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Counsel seeks time to file affidavit-in-rejoinder in O.As.

3. Time granted. Adjourned to 10.09.2024. At the request of learned Counsel, O.A.No.626/2024 & O.A.No.627/2024 is to be tagged along with O.A.No.739/2024, O.A.No.680/2024, O.A.No.681/2024 and O.A.No.682/2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

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

O.A. No.586 of 2024

N.S. Dobhal ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Ms. S.P. Manchekar, learned Presenting Officer for the Respondents. Ld. Advocate for the applicant is absent.

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 2.9.2024. The respondents are directed to file reply. Ld. Advocate for the applicant to serve the office of Ld. CPO.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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 OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-
(Debashish Chakrabarty)
Member (A)
19.8.2024

Sd/-
(Mridula Bhatkar, J.)
Chairperson
19.8.2024

(sgj)

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

O.A. No.938 of 2024

S.A. Bharmal ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ld. Advocate for the applicant is absent.

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 2.9.2024. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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 OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-
(Debashish Chakrabarty)
Member (A)
19.8.2024

Sd/-
(Mridula Bhatkar, J.)
Chairperson
19.8.2024

(sgj)

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Tribunal's orders

O.A. No.990 of 2024

S.K. Jadhav ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer 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 26.8.2024. The respondents are directed to file reply. To be shown under the caption of 'Urgent Admission'.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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 OA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the OA shall stand dismissed.

Sd/-
(Debashish Chakrabarty)
Member (A)
19.8.2024

Sd/-
(Mridula Bhatkar, J.)
Chairperson
19.8.2024

(sgj)

**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>C.A. No.41 of 2023 in O.A. No.297 of 2015</u> <u>With O.A. No.106 of 2017</u></p> <p>U.N. Yadav R.V. Pawar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant in CA.41/2023 and Shri K.R. Jagdale, learned Advocate for Applicants in OA.106/2017 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that GR dated 16.8.2024 is issued in compliance of the order dated 8.8.2022 passed by this Tribunal in the above OA No.297/2015.</p> <p>3. Hence, CA is disposed off.</p> <p>4. Shri K.R. Jagdale, Ld. Advocate for Applicants in OA No.106/2017 submits that CA No.41/2023 was filed for implementation of order dated 8.8.2022 in OA No.297/2015. The issue in OA No.106/2017 is the same and prayers are identical. 14 applicants in OA No.106/2017 are the beneficiaries of this GR dated 16.8.2024 and therefore the grievance made by the applicants in OA No.106/2017 is redressed.</p> <p>5. The issue of seniority is different point and applicants may make representation to the concerned department.</p> <p>6. OA No.106/2017 is disposed off accordingly.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 19.8.2024 19.8.2024 (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><u>C.A. No.47 of 2024 in O.A. No.1395 of 2023</u> <u>C.A. No.57 of 2024 in O.A. No.1395 of 2023</u></p> <p>S.B. Chavan & Ors. D.M. Bhoir & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.S. Jadhav h/f Shri R.G. Panchal, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Shri Tushar Ramchandra Chavan, Deputy Conservator of Forest, Wildlife Division, Pune is present in the Court. Ld. PO states that she is filing reply today and the State is filing writ petition today in the Hon'ble High Court.</p> <p>3. S.O. to 2.9.2024.</p> <p>Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 19.8.2024 19.8.2024 (sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.66 of 2024 in O.A. No.918 of 2023</u></p> <p>N.K. More ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that enquiry is completed on 11.7.2024 and the report is submitted to the Home Department.</p> <p>3. The disciplinary authority of the Home Department shall take decision within three weeks. Reply be filed why there is delay for implementation of the order.</p> <p>4. S.O. to 9.9.2024.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 19.8.2024 19.8.2024 (sgj)</p>

**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>M.A. No.386 of 2024 in O.A. No.209 of 2024</u></p> <p>K.W. Waghmare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Sakshi Thombre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant has filed this MA for adding Akshay Narendra Baviskar as private respondent in the array of respondents in OA No.209 of 2024.</p> <p>3. MA is allowed. Amendment be carried out within two weeks and amended copy be served on all respondents.</p> <p>4. In between the respondents may decide the appeal of the applicant.</p> <p>5. OA is adjourned to 17.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</p>

**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>C.A. No.52 of 2022 in O.A. No.52 of 2021</u></p> <p>A.D. Nagane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.K. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that the W.P. No.11994 of 2022 filed by the State against the applicant is dismissed by the Hon'ble High Court by order dated 23.7.2024.</p> <p>3. The respondents are directed to comply the order dated 27.8.2021 passed by this Tribunal in the above OA within four weeks.</p> <p>4. S.O. to 2.9.2024 to monitor the case.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.956 of 2017</u> with <u>MA.337/2023 in OA.971/2019</u> <u>MA.338/2023 in OA.973/2019</u> <u>MA.339/2023 in OA.1022/2019</u></p> <p>S.D. Jadhav & Ors. R.P. Gaikwad M.V. Sontakke D.N. Lone Vs. The State of Maharashtra & Ors.</p> <p align="right">..Applicants ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants in OANo.956/2017, Shri K.R. Jagdale, learned Advocate for Applicants in MA.337/2023 in OA.971/2019, MA.338/2023 in OA.973/2019, MA.339/2023 in OA.1022/2019 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri K.R. Jagdale, Ld. Advocate for Applicants objects for tagging his matters along with OA No.956/2017.</p> <p>3. MA.337/2023 in OA.971/2019, MA.338/2023 in OA.973/2019 & MA.339/2023 in OA.1022/2019 are de-tagged.</p> <p>4. S.O. to 9.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</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.956 of 2017</u></p> <p>S.D. Jadhav & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants seeks time.</p> <p>3. S.O. to 22.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</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.739 of 2024</u></p> <p>A.A. Gosavi & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji h/f Shri S.S. Dere, 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 23.9.2024 for final hearing with liberty to file rejoinder. Interim relief, if any, to continue.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson 19.8.2024 19.8.2024</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.776 of 2024</u></p> <p>D.R. Dawane & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, 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 files rejoinder.</p> <p>3. S.O. to 9.9.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</p>

**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>MA.450/2024 in OA.828/24 (OA.328/23-Nagpur)</u></p> <p>S.V. Kakade & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Shri S.B. Talekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to get instructions from Washim.</p> <p>3. S.O. to 20.8.2024.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A) 19.8.2024 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

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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 : 19.08.2024**M.A.No.20/2019 in O.A.No.54/2019**

G.A. Tilekar

.....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S. Suryawanshi, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Applicant challenges termination order dated 10.10.1997 by filing O.A. on 14.01.2019. M.A. is filed seeking condonation of delay of 22 years.

3. Learned Counsel has submitted that she has a very good case on merits that after her termination in the year 1997 Applicant was again appointed in the year 2008, however it should have been mentioned as reappointment, but the same is not mentioned in the order.

4. No good reason is mentioned in the M.A. for condonation of delay of 22 years. The submissions made by learned Counsel are not found reasonable for which delay can be condoned.

5. In view of above, M.A and O.A., both stands dismissed.

Sd/-

SD/-

(Debashish Chakrabarty)
Member (A)

(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 : 19.08.2024

**O.A.No.1301/2022 with O.A.No.1302/2022 with
O.A.No.1303/2022 with O.A.No.259/2023**

A.A. Wanve
S.B. Bhapkar
S.N. Bangar
R.D. SanapApplicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. At the request of learned Counsel adjourned to 02.09.2024.

Sd/-

**(Debashish Chakrabarty)
Member (A)**

Sd/-

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 19.08.2024

M.A.482/2024 (Mum) in O.A.527/2024 (A'bad)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.

S.M. Shelke & Ors.Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Appli).

2. At the request of learned C.P.O. adjourned to 22.08.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk.

**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
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Date : 19.08.2024

O.A.No.775/2024

K.A. KambleApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Purva Pradhan, learned Counsel for the Applicant and Mr. A.D. Gugale, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. adjourned to 09.09.2024 for filing affidavit-in-reply.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**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
	<p>LATER ON:</p> <p align="center"><u>O.A. No.1006 of 2024</u></p> <p>S.S. Mali ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for Respondents No.1 & 3 and Shri M.D. Lonkar, learned Advocate with Shri A.D. Deshpande, learned Advocate for Respondent No.2.</p> <p>2. Ld. PO submits that after enquiry with the Yavatmal office it is informed that private respondent no.2 was absent from duty since 12.8.2024 at Yavatmal. The higher authority i.e. Chief Engineer Shri Girish Joshi has given memo to respondent no.2 as to why he did not remain present on 15.8.2024 for flag hoisting without any permission and so also his explanation is called for absence from 1.8.2024.</p> <p>3. S.O. to 20.8.2024 under the caption of 'Urgent Admission'.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 19.8.2024</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

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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 : 19.08.2024</p> <p style="text-align: center;">O.A.No.754 of 2024 With O.A.No.804 of 2024</p> <p>P. V. Gade V. G. KhandaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge and Shri A. V. Bandiwadekar, learned Advocates for the Applicants and Shri A. D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. Shri A. V. Bandiwadekar, learned Advocate for Applicant in O.A.No.804/2024 submits that the Respondent No.3 in O.A.No.754/2024 is not served with the notice.</p> <p>3. Shri R. M. Kolge, learned Advocate for Applicant in O.A.No.754/2024 submits that he has received instructions from the concerned Advocate that notice is served to Respondent No.3. He wants to clarify and file 'Affidavit' in this regard.</p> <p>4. S.O. to 20.08.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

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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 : 19.08.2024

O.A.No.349 of 2023

S. P. Kalgutkar

....Applicant

Versus

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

1. Heard Ms Samiksha Gawde holding for Shri A. S. Dhannawat, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. Today, learned Advocate for Applicant has filed Affidavit in Rejoinder. It is taken on record.
3. The learned PO seeks time to file Sur-Rejoinder, if any.
4. S.O. to 05.09.2024.

Sd/-

**(A. N. Karmarkar)
Member (J)**

vsm

**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 : 19.08.2024

O.A.No.1305 of 2023

S. S. DhainjeApplicant

Versus

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

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

2. The matter is admitted and kept for final hearing with liberty to file Sur-Rejoinder, if any.

3. S.O. to 19.09.2024.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

**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 : 19.08.2024

O.A.No.1356 of 2023

S. R. Musale

....Applicant

Versus

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

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

2. The matter is admitted and kept for final hearing with liberty to file Sur-Rejoinder, if any.

3. S.O. to 19.09.2024.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

**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 : 19.08.2024

M. A. No.441 of 2024 in O.A.No.755 of 2024

S. N. SurvaseApplicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. D. Gugale, learned Presenting Officer for the Respondents.

2. The learned PO seeks time to file Affidavit in Reply.

3. S.O. to 02.09.2024.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 19.08.2024</p> <p>M. A. No.394 of 2024 in O.A.No.831 of 2024</p> <p>P. U. Motibane & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned PO seeks time to file Affidavit in Reply.</p> <p>3. S.O. to 03.09.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 19.08.2024</p> <p>O.A.No.654 of 2023</p> <p>A. K. BhosleApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Ms A. M. Lonkar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned PO submits that Affidavit in Reply is under preparation and seeks short time to file the same.</p> <p>3. S.O. to 29.08.2024.</p> <p style="text-align: center;">^ Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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..... 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 : 19.08.2024</p> <p>O.A.No.728 of 2024 with O.A.No.745 of 2024 with O.A.No.749 of 2024</p> <p>S. N. Thakur R. V. Giri M. V. MundeApplicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicants and Shri A. J. Chougule with Shri A. D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for Applicants submits that as the same issue is involved in all the OAs, it be tagged together for hearing.</p> <p>3. Today, learned PO has filed Affidavit in Reply in O.A.No.745/2024 and O.A.No.749/2024. It is taken on record.</p> <p>4. S.O. to 28.08.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**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 : 19.08.2024</p> <p>O.A.No.659 of 2024</p> <p>S. M. MundheApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent Nos.1 & 2. It is taken on record.</p> <p>3. Three weeks' time is granted to learned Advocate for filing Rejoinder, if any.</p> <p>4. S.O. to 09.09.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p>

vsm

**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 : 19.08.2024</p> <p>O.A.No.723 of 2024</p> <p>R. M. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate submits that he will file Affidavit in Rejoinder during the course of the day. The statement is accepted. It be taken on record.</p> <p>3. The matter is admitted and kept for final hearing with liberty to file Sur-Rejoinder, if any.</p> <p>4. S.O. to 19.09.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

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

Tribunal's orders

Date : 19.08.2024

O.A.No.379 of 2024

D. B. Borse

....Applicant

Versus

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

1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents.
2. The learned PO submits that the copy of OA has not served to Respondents. The officer from the concerned department is present before the court and he orally informed that retirement benefits are given to Applicant.
3. The learned PO also submits that concerned department is not served with the notice.
4. The Applicant is directed to take necessary steps immediately.
5. S.O. to 09.09.2024.

Sd/-

(A. N. Karmarkar)
Member (J)

L.O.

6. Shri D. D. Ranaware, learned Advocate for the Applicant is present before the court and tendered the copy of 'Affidavit of Service'. It is taken on record.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

**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 : 19.08.2024</p> <p>O.A.No.355 of 2024</p> <p>S. J. DeshpandeApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Shri A. D. Gugale, learned Presenting Officer for the Respondents is present. Shri A. Misal, learned Counsel for Respondent No.10 is absent.</p> <p>2. The learned PO seeks time for filing Affidavit in Reply.</p> <p>3. S.O. to 30.08.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

**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 : 19.08.2024</p> <p>O.A.No.326 of 2024</p> <p>A. A. Renake & Anr.Applicants</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned PO has filed Affidavit in Reply on behalf of Respondent No.2. It is taken on record.</p> <p>3. Two weeks' time is granted to learned Advocate for filing Rejoinder, if any.</p> <p>4. S.O. to 02.09.2024.</p> <p style="text-align: center;">^ Sd/-</p> <p style="text-align: center;">(A. N. Karmarkar) Member (J)</p>

vsm

**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 : 19.08.2024</p> <p>O.A.No.210 of 2024</p> <p>G. D. MeshramApplicant</p> <p>Versus</p> <p>The State of Maharashtra &Ors. ...Respondents.</p> <p>1. The Applicant in person is absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Registry is directed to verify whether Applicant has received 'Notice' through speed post.</p> <p>3. The learned PO seeks time to file Reply.</p> <p>4. S.O. to 02.09.2024.</p> <p style="text-align: center;">Sd/- (A. N. Karmarkar) Member (J)</p>

vsm

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

Tribunal's orders

Date : 19.08.2024.

M.A. No.337 of 2024 in O.A. No.1037 of 2019 to
M.A. No.434 of 2024 in O.A. No.1241 of 2019

- | | |
|--------------------------|-----------------|
| 1. Dr. G.B. Taware | (O.A.1037/2019) |
| 2. Dr. V.A. Nadimath | (O.A.1039/2019) |
| 3. Dr. P.M. Sharebkausar | (O.A.1040/2019) |
| 4. Dr. N.B. Masaram | (O.A.1041/2019) |
| 5. Dr. V.P. Doijad | (O.A.1042/2019) |
| 6. C.G. Patil | (O.A.1237/2019) |
| 7. Dr. M.M. Pawar | (O.A.1238/2019) |
| 8. Dr. P.R. Dhumal | (O.A.1239/2019) |
| 9. Dr. P.N. Rathi | (O.A.1240/2019) |
| 10. Dr. A.B. Panda | (O.A.1241/2019) |
| |Applicants |

Versus

The State of Maharashtra & Ors. Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for Applicant In Sr. No. 1 to 5, Ms Savita Suryavanshi, learned Advocate holding for Shri K.B. Bhise, learned Advocate for Applicant in Sr. No.6 to 10 and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The learned CPO seeks time to file Affidavit in Reply.

3. 'Interim Relief' to continue till 'Next Date' in O.A.No,1037/2019, O.A. No.1039/2019, O.A. No.1040/2019, O.A. No.1041/2019 & O.A.No.1042/2019.

4. S.O. to 03.09.2024.

Sd/-

(A. N. Karmarkar)
Member (J)

vsm

**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 : 19.08.2024

O.A.No.1600 of 2023

P. B. IngleApplicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The learned PO seeks time to file Affidavit in Reply by way of last chance.
3. S.O. to 02.09.2024.

Sd/-

**(A. N. Karmarkar)
Member (J)**

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.1017 OF 2024 (S.B.)

K.N. Gaikwad **....Applicant**
Vs.
The State of Maharashtra & Ors. **....Respondents.**

Mr. U.V. Bhosle, learned Counsel for the Applicant

Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

CORAM **: Justice Mridula Bhatkar (Chairperson)**

DATE **: 19.08.2024**

O R D E R

1. Applicant prays to quash and set aside transfer order dated 15.08.2024 issued by the Respondent No.2, the Collector, Ratnagiri, qua the Applicant and Private Respondent No.3. Further the Applicant prays to direct Respondents No.1 and 2 to allow the Applicant to complete his tenure of three years on the present post i.e. Circle Officer Satvali, Tehsildar Office, Tal. Lanja, District. Ratnagiri.

2. Learned Counsel has submitted that the Applicant was working on the present post of Circle Officer, Satvali, Tehsildar Office, Tal. Lanja, District Ratnagiri since 01.11.2022. The Applicant is transferred by order dated 15.08.2024. Thus, the Applicant has completed only 1 year and eight months at Lanja District, Ratnagiri. Hence, this is mid-term and mid-tenure transfer passed in contravention of Sections 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 (hereinafter referred as 'ROTA 2005' for brevity). Learned Counsel has submitted that the Private Respondent No.3, Mr. Pandurang Shamrao Shid is transferred on the post of Applicant. Learned Counsel has pointed out order dated 15.08.2024 wherein it is mentioned by the Deputy Collector that the Applicant and Respondent No.3 will be



unilaterally relieved on 20.08.2024 and are directed to take charge of the respective transferred posts.

3. Learned P.O. has opposed the stay and submitted that the transfer order was passed by conducting the CSB meeting and there were complaints were received against the applicant. Learned P.O. seeks time to file affidavit-in-reply.

4. Learned Counsel has submitted that till today the applicant has not received the single memo while he was working at Lanja District, Ratnagiri.

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

6. Issue notice before admission returnable on 21.08.2024.

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.

8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

9. 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.

10. 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.

11. Adjourned to 21.08.2024. Hamdast. Respondent No.3 and Applicant is not to be relieved unilaterally. Learned P.O. is directed to inform the Deputy Collector not to release the Applicant unilaterally.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.1016 OF 2024 (S.B.)

N.H. Khamgal **....Applicant**
Vs.
The State of Maharashtra & Ors. **....Respondents.**

Ms. Punam Mahajan, learned Counsel for the Applicant
Ms. Archana B.K., learned Presenting Officer for the Respondents.

CORAM : **Justice Mridula Bhatkar (Chairperson)**

DATE : **19.08.2024**

O R D E R

1. Applicant challenges transfer order dated 12.08.2024, qua the Applicant by which the Applicant is transferred from the post of Officer-in-Charge of Velha Police Station, Pune Rural to Khed Police Station and further direct the Respondents to allow the Applicant to continue to work as Assistant Police Inspector, Officer-in-Charge of Velha Police Station, Pune Rural with all consequential service benefits.

2. Learned Counsel has submitted that on 27.09.2021 the Applicant was transferred from Pune Rural (Control Room) to Rajgad Police Station (Sub Division Bhor) and thereafter on 31.01.2024 the Applicant was transferred from Rajgad Police Station (Sub Division Bhor) to Velha Police Station (Sub Division Haveli) as Officer-in-Charge on 31.01.2024. Velha Police Station comes under Sub Division Haveli and Rajgad Police Station comes under Sub Division Bhor, so the Applicant has not completed three years in a particular Sub Division.



3. Learned Counsel challenges the order on the following grounds :

(a) Applicant has not completed the tenure of 3 years in a particular Sub Division. Hence, it is a mid-tenure transfer order and also mid-term as the transfer order is not issued in the month of April-May when the general transfer orders are issued as per Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 (hereinafter referred as 'ROTA 2005' for brevity).

(b) The transfer order is in violation of sub-clause (ii) of the Clause 5.3 of the guidelines of Election Commission of India dated 31.07.2024.

3. Hence, prima facie, the Applicant has made out the case to stay the transfer order qua the applicant. Sub-clause (ii) of the Clause 5.3 of the guidelines of Election Commission of India dated 31.07.2024 reads as below :

"5.3 (ii) If a Police Sub-Inspector has completed or would be completing a tenure of 3 years out of four years on or before the cutoff date in the police sub-division, then he should be transferred out to a police sub-division which does not fall in the same AC. If that is not possible due to small size of district, then he/she should be transferred out of the district."

4. Learned P.O. seeks time to file affidavit-in-reply.

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

6. Issue notice before admission returnable on 02.09.2024.

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.

8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

9. 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.

10. 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.

11. Adjourned to 02.09.2024. Hamdast. Transfer order dated 12.08.2024, qua the Applicant is hereby stayed till next date.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.1015 OF 2024 (S.B.)

K.K. Bhalekar **....Applicant**
Vs.
The State of Maharashtra & Ors. **....Respondents.**

Ms. Punam Mahajan, learned Counsel for the Applicant

Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

CORAM : **Justice Mridula Bhatkar (Chairperson)**

DATE : **19.08.2024**

O R D E R

1. Applicant challenges transfer order dated 12.08.2024, qua the Applicant by which the Applicant is transferred from the post of Assistant Police Inspector, Incharge of Ghodegaon Police Station to the post of Assistant Police Inspector, Alephata Police Station .

2. Learned Counsel has submitted that the Applicant was earlier transferred to Ghodegaon Police Station as API on 13.07.2023. Learned Counsel has submitted that the guidelines for the post of PSI are applicable for the post of API because only in the State of Maharashtra there is post of API. Learned Counsel challenges the order on the following grounds :

(a) Applicant has not completed the tenure of 2 years on the present post as his tenure will be completed on 12.07.2025. Hence, it is a mid-tenure transfer order and also mid-term as the transfer order is not issued in the month of April-May when the general transfer orders are issued as per Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 (hereinafter referred as 'ROTA 2005' for brevity).

(b) The transfer order is in violation of sub-clause (ii) of the Clause 5.3 of the guidelines of Election Commission of India dated 31.07.2024.

(c) As per Police Establishment Board minutes, Police Officers to be transferred should have completed three years in one Sub Division. Applicant has admittedly not completed three years in that Sub Division.

3. Applicant has been transferred to Manchar i.e., same Assembly Constituency in the year July, 2022 and thereafter in the year 2023 he was transferred to Ghodegaon from Manchar. so the Applicant completed two years in the same constituency. Sub-clause (ii) of the Clause 5.3 of the guidelines of Election Commission of India dated 31.07.2024 reads as below :

“5.3 (ii) If a Police Sub-Inspector has completed or would be completing a tenure of 3 years out of four years on or before the cutoff date in the police sub-division, then he should be transferred out to a police sub-division which does not fall in the same AC. If that is not possible due to small size of district, then he/she should be transferred out of the district.”

4. Hence, prima facie, the case is made out to stay the transfer order qua the applicant.


5. Learned P.O. seeks time to file affidavit-in-reply.

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

7. Issue notice before admission returnable on 02.09.2024.

8. 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.

9. 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.



10. 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.

11. 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.

12. Adjourned to 02.09.2024. Hamdast. Transfer order dated 12.08.2024, qua the Applicant is hereby stayed till next date.

Sd/-

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO.1020 OF 2024 (S.B.)

R.R. Suryawanshi

....Applicant

Vs.

The State of Maharashtra & Ors.

....Respondents.

Mr. M.D. Lonkar, learned Counsel for the Applicant

Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

CORAM : **Justice Mridula Bhatkar (Chairperson)**

DATE : **19.08.2024**

O R D E R

1. Applicant prays to quash the set aside the impugned order dated 15.08.2024 issued by the Respondent no.3, the Collector, Thane, qua the Applicant and Private Respondent no.5. Further the Applicant prays to pass an interim order staying the order dated 15.08.2024 issued by the Respondent No.3 directing the Respondents to permit the Applicant to continue to work as Talathi, Saza Bhinar, Tahsil Office, Bhiwandi.

2. Learned Counsel has submitted that the Applicant was transferred and posted as Talathi, Saza Bhinar, Tal Bhiwandi on 06.08.2021 and he reported for duty on 09.08.2021. The applicant has not completed the normal tenure of three years, so the transfer order dated 15.08.2024 is passed in contravention of Section 4(4) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties, Act, 2005 (hereinafter referred as 'ROTA 2005' for brevity). Learned Counsel has pointed out the letter dated 01.08.2024 (Exhibit-G) issued by the Respondent No.3 wherein certain information is collected with a view to consider transfer of Group अ, क and ३ employees during the Transfer

Season of 2024 from the Revenue and Forest Department by exercising powers under Section 4(4) of ROTA 2005. Learned Counsel has raised question about the competency of the authority who issued the order of transfer. Learned Counsel has submitted that the competent authority to transfer is the Collector. As per Exhibit-A, the CSB meeting was held by the Divisional Commissioner on 14.08.2024 which is the higher authority than the Collector. Learned Counsel has submitted that thus as per Section 4(4) of ROTA 2005 read with guidelines of Election Commissioner of India dated 31.07.2024 the competent authority to transfer Group-C employees is the Collector. In order to invoke Section 4(4) of ROTA 2005 the authority to transfer is the Secretary of Revenue Department in consultation with the Hon'ble Minister.

3. Learned Counsel has submitted that the appointment of Private Respondent No.5 is challenged on the ground that he has completed 12 years in the Taluka Bhiwandi and yet to retain. However, the Applicant has completed eight years.

4. Learned P.O. seeks time to file affidavit-in-reply.

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

6. Issue notice before admission returnable on 21.08.2024.

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.

8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.



9. 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.

10. 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.

11. Learned Counsel is directed to serve Private Respondent No.5. On the point of competency of the authority who has issued the transfer order dated 15.08.2024, the said order is hereby stayed. Respondent-State is directed to satisfy on the point of competency while invoking the powers under Section 4(4) of the ROTA 2005. Till then the Applicant is not to be relieved.

12. Adjourned to 21.08.2024. Hamdast.

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

Date : 19.08.2024

R.A.No.14/2023 in O.A.No.43/2023

State of Maharashtra & Ors.Appli (Org. Respd)
Vs.
S.B. MosamkarRespd (Org. Appl)

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Applicant (Org. Respondent) and Mr. R.L. Kulkarni, learned Counsel for the Respondents (Org. Applicant)

2. R.A. is filed by the State to review order dated 17.07.2023 passed by this Tribunal in O.A.No.43/2023.

3. The order dated 17.07.2023 is very clear giving directions to the Respondent-State to implement G.R. dated 28.06.2023. Learned P.O. Ms. Gaikwad has submitted that the Rule 10 Maharashtra Civil Services (Pay) Rules, 2009 is different and which was not placed before the Tribunal when the Group matters were decided by this Tribunal by order dated 17.07.2023. Therefore, on this point the Respondent-State wants to point out this particular Rule 10 of MSC (Pay) Rules, 2009 on the background of the judgment of the Hon'ble Supreme Court in S.P. No.33383/2018 dated 23.07.2018.

4. Learned Counsel Mr. Kulkarni challenges this Review on the ground that it is not the case which can be fitted under Section 114 of Order 47 of CPC.

5. Considered submissions. There is no discovery or no importance document placed on record in this R.A. The fact of Rule 10 of MSC (Pay) Rules, 2009 was within the knowledge of the Respondent. Under such circumstances, it is not a fit case to grant review.

6. In view of above, Review Application stands dismissed.

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 : 19.08.2024</p> <p>M.A.468/2024 (Mum) in O.A.307/2024 (N'pur)</p> <p>State of Maharashtra & Ors. Applicant (Org. Respd. Vs. P.D. Chaware & Anr..Respondents (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent) and learned Counsel for the Respondent (Org. Applicant) (through video conference).</p> <p>2. Learned C.P.O. Ms. Manchekar has informed that by order dated 08.08.2024 passed by M.A.T. Bench Aurangabad, O.A.No.307/2024 has been reserved for orders, hence, M.A.No.468/2024 does not survive.</p> <p>3. In view of above, M.A.No.468/2024 stands disposed of.</p> <p style="text-align: right;">Sd/- (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
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Date : 19.08.2024

M.A.467/2024 (Mum) in O.A.63/2024 (N'pur)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.
S.G. Umap & Anr..Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Applicant.

2. At the request of learned C.P.O. adjourned to 20.08.2024.

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
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Date : 19.08.2024

M.A.466/2024 (Mum) in O.A.1048/2023 (N'pur)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.

R.P. Varhade & Ors.Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Applicant.

2. At the request of learned C.P.O. adjourned to 20.08.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**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
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Date : 19.08.2024

M.A.465/2024 (Mum) in O.A.922/2024 (A'bad)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.
V.V. Nakhate & Ors.Respondents (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent) and learned Counsel for the Respondent (Org. Applicant) (through video conference).

2. At the request of learned C.P.O. adjourned to 20.08.2024.

Sd/-

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

prk

**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 : 19.08.2024</p> <p>M.A.483/2024 (Mum) in O.A.576/2024 (A'bad)</p> <p>State of Maharashtra & Ors. .Applicant (Org. Respd. Vs. S.S. Bhalshankar & Ors.Respodts (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Appli).</p> <p>2. At the request of learned C.P.O. adjourned to 22.08.2024.</p> <p style="text-align: right;">Sd/- (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>Date : 19.08.2024</p> <p>M.A.484/2024 (Mum) in O.A.995/2023 (N'pur)</p> <p>State of Maharashtra & Ors. .Applicant (Org. Respd. Vs. P.S. Ahire & Ors.Respodts (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Appli).</p> <p>2. At the request of learned C.P.O. adjourned to 22.08.2024.</p> <p style="text-align: right;">Sd/- (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
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Date : 19.08.2024

M.A.485/2024 (Mum) in O.A.996/2023 (N'pur)

State of Maharashtra & Ors. Applicant (Org. Respd.
Vs.

D.D. Pimple & Ors.Respodts (Org. Appli)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Appli).

2. At the request of learned C.P.O. adiourned to 22.08.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**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 : 19.08.2024</p> <p>M.A.486/2024 (Mum) in O.A.1024/2023 (N'pur)</p> <p>State of Maharashtra & Ors. .Applicant (Org. Respd. Vs. M.B. Chavhan & Ors.Respodts (Org. Appli)</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent). None for the Respondent (Org. Appli).</p> <p>2. At the request of learned C.P.O. adjourned to 22.08.2024.</p> <p style="text-align: right;">Sd/- / (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>Date : 19.08.2024</p> <p>O.A.No.687/2024</p> <p>S.D. SalunkheApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the REspodnent.</p> <p>2. Mr. R.V. Dighe, learned Counsel for Respondent No.2 is absent.</p> <p>3. Learned P.O has submitted that affidavit-in-reply is filed.</p> <p>4. Learned Counsel seeks time to file rejoinder.</p> <p>5. Time granted. Adjourned to 09.09.2024.</p> <p style="text-align: right;">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>