

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

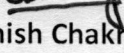
of 20

IN

Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 20.03.2024</p> <p align="center">O.A. No.1250 of 2023</p> <p>S.M. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate holding for Ms. Savita Suryavanshi, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states 'District Collector, Pune' was informed to file Short Affidavit indicating time frame for redressal of grievances of Applicant in 'Para C' and 'Para D' of relief sought by this O.A. No. 1250 of 2023 which are in respect to payment of past (i) 'Salary and Allowances' and (ii) 'Subsistence Allowance' and whether for this any proposal was required to be submitted for prior approval of 'State Government'.</p> <p>3. Learned P.O. is informed to promptly seek information about the time frame for redressal of grievances of Applicant in 'Para C' and 'Para D' of relief sought by this O.A. No. 1250 of 2023 which are regarding payment to Applicant of past (i) 'Salary and Allowances' and (ii) 'Subsistence Allowance'.</p> <p>4. S.O. to 05.04.2024.</p> <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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	Date: 20.03.2024 Tribunal's orders O.A. No.708 of 2023
	<p>M.S. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. R.S. Sinhasane, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for Applicant states that certain directions were issued to then 'District Collector, Kolhapur' on 13.12.2023 with regard to the request submitted by Applicant on 04.07.2023. However, the request of Applicant was not considered with an 'Open Mind' by then 'District Collector, Kolhapur' and certain observations were even recorded about this in 'Para 3' and 'Para 4' of the Order dated 17.01.2024.</p> <p>3. The 'District Collector, Kolhapur' to thus inform in about 'One Week'; as to whether the request of Applicant can now be considered when larger number of posts of 'Awal Karkoon' or 'Circle Officer' become available during 'General Transfer 2024' and if it were to be considered on differentiated grounds of 'Husband and Wife' to be posted together as per guidelines in GAD GR dated 09.04.2018.</p> <p>4. S.O. to 02.04.2024.</p> <p>5. Hamdast Granted.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">AGR</p> <p align="right">[P.T.O.]</p>

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	<p align="center">Date: 20.03.2024</p> <p align="center">O.A. No.1350 of 2023</p> <p>T.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.A. Tambe, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents. Shri R.A.Agashe, learned Advocate on behalf of Respondent No.2 is absent.</p> <p>2. Learned Advocate for Applicant presents copy of the 'Transfer Order' dated 11.03.2024 of 'Rural Development Department' by which the Applicant has now been transferred as per request to 'Vacant Post' of 'B.D.O., Panchayat Samiti, Rajapur, District Ratnagiri'.</p> <p>3. Learned Advocate for Applicant further states that Applicant will soon join on the 'Vacant Post' of 'B.D.O., Panchayat Samiti, Rajapur, District Ratnagiri' and thus seeks adjournment by 'Three Weeks'.</p> <p>4. S.O. to 12.04.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

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DISTRICT

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..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: right;">Tribunal's orders Date : 20.03.2024</p>
	<p style="text-align: center;">O.A 1253/2023</p> <p>M.G Nikam ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors ...Respondents</p> <p>1. Heard Ms Purva Pradhan i/b Shri M.V Rawool, learned advocate for the applicant and Smt K.S. Gaikwad, learned P.O for the Respondents.</p> <p>2. The Registry is directed to place the matter before Single Bench as the issue pertains to 'Pensionary Benefits' as per order passed by Division Bench - II on 19.10.2023.</p> <p>3. S.O to 27.03.2024.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div>

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FARAD CONTINUATION SHEET NO.

Memoranda of Coram, Tribunal's orders or Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.1226/2023</u></p> <p>Dr. A.S. Chandanwale ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for Applicant, Ms. S.P. Manchekar, learned CPO for Respondent No.1 and Shri M.D. Lonkar, learned Advocate for Respondent No.2.</p> <p>2. S.O. to 21st March, 2024. 'Interim Relief' to continue.</p> <p style="text-align: center;"> <i>Sd/-</i> (Debashish Chakrabarty) Member-A 20.03.2024 <i>Sd/-</i> (Mridula Bhatkar, J) Chairperson 20.03.2024 </p> <p>(skw)</p>

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

Tribunal's orders

Date : 20.03.2024

**C.A.No.112/2023 in O.A.No.214/2022 with
O.A.No.215/20222 with O.A.No.216/2022**

S.T. Motkari

.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. This Tribunal by order dated 02.03.2024 disposed of O.A.No.214/2022 with O.A.No.215/2016 with O.A.No.216/2022. Paragraph 10 of the same is as below :

"10. The O.A. is disposed of with directions to Respondent No.2 to take final decision in respect of proposal dated 31.01.2022 forwarded by Chief Conservator of Forest, Nagpur within four months from today in accordance to law and the decision as the case may be, shall be communicated to the Applicants. If they felt aggrieved, they may avail further legal remedy in accordance to law."

3. In view of the above directions, the period granted by the Tribunal for compliance of order is over on 03.06.2023 and hence Contempt notice under Contempt of Courts Act is issued to the Contemnors.

4. Learned P.O. has submitted that today affidavit-in-reply dated 18.03.2024 on behalf of Respondent through Mr. Rishikesh Ranjan working as Chief Conservator of Forest is filed. He has pointed out to paragraph 12 of the said affidavit.

5. In view of the said affidavit we direct the concerned Respondent to comply with the order finally within three weeks from today. This is final chance granted to the Contemnors, otherwise we will take contempt action against the Contemnors.

6. Adjourned to 10.04.2024.

Sd/-

Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>M.A.No.200/2024 in O.A.No.1426/2023</p> <p>A.B. Mesare & Ors .Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Hrishikesh Chitale (through video conference) along with Mr. Hitesh B. Sangle, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned Counsel Mr. Akshay B. Jadhav has submitted that he has filed Caveat on behalf of Ms. Deepali Bandkar who is appointed candidate in the recruitment for the post of Assistant Commissioner of Fisheries. However, it is necessary for the Caveator to serve the copy on the learned Counsel for the Applicant and the concern.</p> <p>3. Learned C.P.O. has submitted that copy of O.A. is not served to the office of Respondents. Learned C.P.O. has further submitted that the Respondents adopt the same affidavit-in-reply in M.A. (seeking interim relief), which is filed in O.A.</p> <p>4. Learned Counsel for the Applicant is directed to serve the copy of O.A. to all the concern Respondents.</p> <p>5. Learned Counsel for the Caveator has submitted that by order dated 24.11.2023 passed in O.A.No.1426/2023 the Tribunal directed the Government that the appointment orders, if any, are issued, the same will be subject to outcome of this O.A.</p> <p>6. Adjourned to 03.04.2024.⁴</p> <p>Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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	<p>Date : 20.03.2024</p> <p align="center">M.A.No.704/2023 in M.A.No.340/2023 in O.A.No.1072/2022</p> <p>S.G. Ramugade .Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Mr. V. Kolekar, learned Counsel for the Applicant is absent.</p> <p>3. Learned P.O. has submitted that copy of M.A. is not served to the office of Chief Presenting Officer.</p> <p>4. Learned Counsel is directed to serve the copy of M.A. to the office of C.P.O. and also to all the concern Respondents.</p> <p>5. Adjourned to 10.04.2024.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Date : 20.03.2024

M.A.No.706/2023 in O.A.No.1521/2023

S.D. Rajguru .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant (through video conference) and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. adjourned to 27.03.2024 for filing reply.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>C.A.No.34/2024 in O.A.No.653/2023</p> <p>K.P. Jagtap .Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. We have gone through the order dated 06.03.2024 passed by the Collector, Satara. We are of the view that the Collector is required to look into his order and is required to review his order in view of the order dated 15.12.2023 passed by this Tribunal in O.A.No.653/2023 especially paragraph 20.</p> <p>3. Adjourned to 27.03.2024.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

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Tribunal's orders

Date: 20.03.2024

O.A. No.1475 of 2023

R.A. Patil

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri M.D. Lonkar, learned 'Special Counsel' for the Respondent No.1 and Shri U.V. Bhosale, learned Advocate for the Respondent No.2.

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

3. S.O. to 28.03.2024.

Sd/-

(Debasish Chakrabarty)
Member (A)

AGR

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	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 983/2017</u></p> <p>K.J Shinde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants seek time.</p> <p>3. S.O to 26.3.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>20.03.2024</u></p> <p><u>O.A 1102/2017</u></p> <p>Dr A.S Yadav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that the applicants have submitted application dated 12.2.2024 & 13.2.2024 seeking permission to withdraw the Original Application. Same is taken on record.</p> <p>3. Permission granted. Original Application stands disposed of as withdrawn.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 376/2023</u></p> <p>Dr A.S Kudale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant working as Assistant Director, Group-A in the Mini Forensic Science Laboratory, Solapur, prays that the Respondents be directed to declare the applicant eligible for interview for the post of Deputy Director.</p> <p>3. Learned counsel has submitted that the interview for the said post was held on 12.12.2022 and the name of five candidates were recommended on 16.12.2022 and the applicant is not considered even though he has adequate experience. Therefore, he prays that the applicant be declared eligible and called for interview.</p> <p>4. As the interview for the said post has already been held on 12.12.2022 and the Original Application is filed on 6.4.2023, nothing remains in the Original Application and the same is hereby dismissed.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 650/2023</u></p> <p>R.R Gire ... 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 informs that pursuant to the order of this Tribunal dated 21.2.2024 the High Power Committee was constituted and H.P.C held its meeting on 29.2.2024 and the Committee considered the criminal antecedents of Mr L.R Kudiya in view of the judgment passed by the Hon'ble Supreme Court in the case of Avtar Singh Vs. Union of India & Ors, (2016) 8 SCC 471, and finally took decision that selection of Mr L.R Kudiya is maintained. Copy of the Minutes of the Meeting of the High Power Committee are furnished to the Tribunal and copy given to the learned counsel for the applicant.</p> <p>3. The order passed by the Respondents is not acceptable as it is not in compliance of the order of this Tribunal. There should be specific mention as to why the criminal antecedents and suppression of facts was not considered as an adverse factor against Mr L.R Kudiya. In the order the facts of the present case so also the consideration of the case of the Hon'ble Supreme Court in the ratio laid down in the case of Avta Singh are to be reflected.</p> <p>4. We remit back the matter to the High Power Committee and the Committee should go through the order of this Tribunal dated 21.2.2024 and pass proper order.</p> <p>5. Learned counsel for the applicant seeks permission to add Mr L.R Kudiya as Respondent No. 2 in the array of the Original Application.</p> <p>6. Permission granted. Mr L.R Kudiya should be added as Respondent No. 2 in the array of the Original Application and copy be served on him.</p> <p>7. S.O to 10.4.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p style="text-align: center;"><u>20.03.2024</u></p> <p style="text-align: center;"><u>C.A 41/2021 in O.A 1052/2016 with M.A 7002/2019 in R.A 23/20129 in O.A 1052/2016 with R.A 23/2019 in O.A 1052/2016</u></p> <p>V.S Patil V.S Kalekar ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. As Writ Petition is pending before the Hon'ble High Court, matter adjourned to 5.6.2024.</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>

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	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 361/2022 & Ors</u></p> <p>L.K Shinde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 22.4.2024. Interim relief to continue.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p 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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: right;">Tribunal's orders Date : 20.03.2024</p>
	<p style="text-align: center;">O.A.No.370 of 2024</p> <p>R. Y. BhosaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere, learned Counsel for Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. At request of learned Counsel for Applicant, the matter is adjourned to 27.03.2024. 3. S.O. to 27.03.2024 under the caption of 'Urgent Admission'. <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p style="margin-top: 20px;">vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>O.A.No.403 of 2024</p> <p>M. S. KedarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present. 2. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 17.04.2024. 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/ 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 Application shall stand dismissed. 8. S.O. to 17.04.2024. <p style="text-align: center;">Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>

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

Tribunal's orders

Date : 20.03.2024

O.A.No.327 of 2024

Dr. M. S. JamdarApplicant
Versus

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

1. Heard Smt K. H. Rajani, learned Counsel for Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.
2. As the subject matter of O.A. pertains to 'Additional Charge', it is to be placed before 'Single Bench'.
3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 10.04.2024.
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 seven days or service report on affidavit is 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~~ Application shall stand dismissed.

9. S.O. to 10.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>O.A.No.397 of 2024</p> <p>A. U. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant has his Counsel are absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>2. Learned PO requests for time to verify the position of appeal pending before His Excellency the Governor of Maharashtra.</p> <p>3. S.O. to 26.03.2024.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

MHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

of 20

n No.

of 20

FARAD CONTINUATION SHEET NO.

Memoranda of Coram, Tribunal's orders or Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.1226/2023</u></p> <p>Dr. A.S. Chandanwale ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for Applicant, Ms. S.P. Manchekar, learned CPO for Respondent No.1 and Shri M.D. Lonkar, learned Advocate for Respondent No.2.</p> <p>2. S.O. to 21st March, 2024. 'Interim Relief' to continue.</p> <p style="text-align: center;"> <i>Sd/-</i> (Debashish Chakrabarty) Member-A 20.03.2024 <i>Sd/-</i> (Mridula Bhatkar, J) Chairperson 20.03.2024 </p> <p>(skw)</p>

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

Tribunal's orders

Date : 20.03.2024

**C.A.No.112/2023 in O.A.No.214/2022 with
O.A.No.215/20222 with O.A.No.216/2022**

S.T. Motkari

.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. This Tribunal by order dated 02.03.2024 disposed of O.A.No.214/2022 with O.A.No.215/2016 with O.A.No.216/2022. Paragraph 10 of the same is as below :

"10. The O.A. is disposed of with directions to Respondent No.2 to take final decision in respect of proposal dated 31.01.2022 forwarded by Chief Conservator of Forest, Nagpur within four months from today in accordance to law and the decision as the case may be, shall be communicated to the Applicants. If they felt aggrieved, they may avail further legal remedy in accordance to law."

3. In view of the above directions, the period granted by the Tribunal for compliance of order is over on 03.06.2023 and hence Contempt notice under Contempt of Courts Act is issued to the Contemnors.

4. Learned P.O. has submitted that today affidavit-in-reply dated 18.03.2024 on behalf of Respondent through Mr. Rishikesh Ranjan working as Chief Conservator of Forest is filed. He has pointed out to paragraph 12 of the said affidavit.

5. In view of the said affidavit we direct the concerned Respondent to comply with the order finally within three weeks from today. This is final chance granted to the Contemnors, otherwise we will take contempt action against the Contemnors.

6. Adjourned to 10.04.2024.

Sd/-

Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>M.A.No.200/2024 in O.A.No.1426/2023</p> <p>A.B. Mesare & Ors .Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Hrishikesh Chitale (through video conference) along with Mr. Hitesh B. Sangle, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned Counsel Mr. Akshay B. Jadhav has submitted that he has filed Caveat on behalf of Ms. Deepali Bandkar who is appointed candidate in the recruitment for the post of Assistant Commissioner of Fisheries. However, it is necessary for the Caveator to serve the copy on the learned Counsel for the Applicant and the concern.</p> <p>3. Learned C.P.O. has submitted that copy of O.A. is not served to the office of Respondents. Learned C.P.O. has further submitted that the Respondents adopt the same affidavit-in-reply in M.A. (seeking interim relief), which is filed in O.A.</p> <p>4. Learned Counsel for the Applicant is directed to serve the copy of O.A. to all the concern Respondents.</p> <p>5. Learned Counsel for the Caveator has submitted that by order dated 24.11.2023 passed in O.A.No.1426/2023 the Tribunal directed the Government that the appointment orders, if any, are issued, the same will be subject to outcome of this O.A.</p> <p>6. Adjourned to 03.04.2024⁴</p> <p>Sd/- Sd/- [^] ^.</p> <p>(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 : 20.03.2024</p> <p align="center">M.A.No.704/2023 in M.A.No.340/2023 in O.A.No.1072/2022</p> <p>S.G. Ramugade .Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Mr. V. Kolekar, learned Counsel for the Applicant is absent.</p> <p>3. Learned P.O. has submitted that copy of M.A. is not served to the office of Chief Presenting Officer.</p> <p>4. Learned Counsel is directed to serve the copy of M.A. to the office of C.P.O. and also to all the concern Respondents.</p> <p>5. Adjourned to 10.04.2024.</p> <p>Sd/- _____ Sd/- _____ (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
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Date : 20.03.2024

M.A.No.706/2023 in O.A.No.1521/2023

S.D. Rajguru .Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Punam Mahajan, learned Counsel for the Applicant (through video conference) and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. adjourned to 27.03.2024 for filing reply.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>C.A.No.34/2024 in O.A.No.653/2023</p> <p>K.P. Jagtap .Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Counsel for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. We have gone through the order dated 06.03.2024 passed by the Collector, Satara. We are of the view that the Collector is required to look into his order and is required to review his order in view of the order dated 15.12.2023 passed by this Tribunal in O.A.No.653/2023 especially paragraph 20.</p> <p>3. Adjourned to 27.03.2024.</p> <p>Sd/- Sd/-</p> <p>(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 _____

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date: 20.03.2024

O.A. No.1475 of 2023

R.A. Patil

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri M.D. Lonkar, learned 'Special Counsel' for the Respondent No.1 and Shri U.V. Bhosale, learned Advocate for the Respondent No.2.

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

3. S.O. to 28.03.2024.

Sd/-

(Debasish Chakrabarty)
Member (A)

AGR

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 983/2017</u></p> <p>K.J Shinde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants seek time.</p> <p>3. S.O to 26.3.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>20.03.2024</u></p> <p><u>O.A 1102/2017</u></p> <p>Dr A.S Yadav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that the applicants have submitted application dated 12.2.2024 & 13.2.2024 seeking permission to withdraw the Original Application. Same is taken on record.</p> <p>3. Permission granted. Original Application stands disposed of as withdrawn.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>O.A 376/2023</u></p> <p>Dr A.S Kudale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant working as Assistant Director, Group-A in the Mini Forensic Science Laboratory, Solapur, prays that the Respondents be directed to declare the applicant eligible for interview for the post of Deputy Director.</p> <p>3. Learned counsel has submitted that the interview for the said post was held on 12.12.2022 and the name of five candidates were recommended on 16.12.2022 and the applicant is not considered even though he has adequate experience. Therefore, he prays that the applicant be declared eligible and called for interview.</p> <p>4. As the interview for the said post has already been held on 12.12.2022 and the Original Application is filed on 6.4.2023, nothing remains in the Original Application and the same is hereby dismissed.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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
	<u>20.03.2024</u>
	<u>O.A 650/2023</u>
	<p>R.R Gire ... Applicant</p> <p style="text-align: center;">Vs.</p> <p>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 informs that pursuant to the order of this Tribunal dated 21.2.2024 the High Power Committee was constituted and H.P.C held its meeting on 29.2.2024 and the Committee considered the criminal antecedents of Mr L.R Kudiya in view of the judgment passed by the Hon'ble Supreme Court in the case of Avtar Singh Vs. Union of India & Ors, (2016) 8 SCC 471, and finally took decision that selection of Mr L.R Kudiya is maintained. Copy of the Minutes of the Meeting of the High Power Committee are furnished to the Tribunal and copy given to the learned counsel for the applicant.</p> <p>3. The order passed by the Respondents is not acceptable as it is not in compliance of the order of this Tribunal. There should be specific mention as to why the criminal antecedents and suppression of facts was not considered as an adverse factor against Mr L.R Kudiya. In the order the facts of the present case so also the consideration of the case of the Hon'ble Supreme Court in the ratio laid down in the case of Avta Singh are to be reflected.</p> <p>4. We remit back the matter to the High Power Committee and the Committee should go through the order of this Tribunal dated 21.2.2024 and pass proper order.</p> <p>5. Learned counsel for the applicant seeks permission to add Mr L.R Kudiya as Respondent No. 2 in the array of the Original Application.</p> <p>6. Permission granted. Mr L.R Kudiya should be added as Respondent No. 2 in the array of the Original Application and copy be served on him.</p> <p>7. S.O to 10.4.2024.</p>
	<p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p>
	[P.T.O.]

**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>20.03.2024</u></p> <p align="center"><u>C.A 41/2021 in O.A 1052/2016 with M.A 7002/2019 in R.A 23/20129 in O.A 1052/2016 with R.A 23/2019 in O.A 1052/2016</u></p> <p>V.S Patil V.S Kalekar ... Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. As Writ Petition is pending before the Hon'ble High Court, matter adjourned to 5.6.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>C.A 40/2022 in O.A 733/2021</u></p> <p>S.P Kolte ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. As Writ Petition is pending before the Hon'ble High Court, matter adjourned to 24.4.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>20.03.2024</u></p> <p align="center"><u>C.A 52/2022 in O.A 52/2021</u></p> <p>A.D Nagane ... 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. As Writ Petition is pending before the Hon'ble High Court, matter adjourned to 5.6.2024.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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>20.03.2024</u></p> <p align="center"><u>C.A 88/2023 in O.A 110/2020</u></p> <p>A.S Azami @ S. Nadeem ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Sonali Humne holding for Ms Ranjana Todankar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that the order of this Tribunal has been complied with.</p> <p>3. In view of the above, nothing remains in the Contempt Application and the same stands disposed of.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>20.03.2024</u></p> <p style="text-align: center;"><u>C.A 108/2023 in O.A 623/2017</u></p> <p>S.G Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the persons who were appointed on ad hoc basis and have retired, their pay is fixed and they are paid the pension. However, the applicant should be paid pension after counting his service from 1987 to 2008. However, that is not done.</p> <p>3. We direct the Accounts officer from the Department should remain present on the next date.</p> <p>4. S.O to 3.4.2024.</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
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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>20.03.2024</u></p> <p align="center"><u>O.A 361/2022 & Ors</u></p> <p>L.K Shinde & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 22.4.2024. Interim relief to continue.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p 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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders Date : 20.03.2024</p>
	<p>O.A.No.370 of 2024</p> <p>R. Y. BhosaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At request of learned Counsel for Applicant, the matter is adjourned to 27.03.2024.</p> <p>3. S.O. to 27.03.2024 under the caption of 'Urgent Admission'.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 20.03.2024
	<p align="center">O.A.No.368 of 2024</p> <p>R. Y. BhosaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At request of learned Counsel for Applicant, the matter is adjourned to 27.03.2024.</p> <p>3. S.O. to 27.03.2024 under the caption of 'Urgent Admission'.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>O.A.No.403 of 2024</p> <p>M. S. KedarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present. 2. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 17.04.2024. 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/ 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 Application shall stand dismissed. 8. S.O. to 17.04.2024. <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>

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

Tribunal's orders

Date : 20.03.2024

O.A.No.327 of 2024

Dr. M. S. JamdarApplicant
Versus

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

1. Heard Smt K. H. Rajani, learned Counsel for Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.
2. As the subject matter of O.A. pertains to 'Additional Charge', it is to be placed before 'Single Bench'.
3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 10.04.2024.
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 seven days or service report on affidavit is 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~~ Application shall stand dismissed.

9. S.O. to 10.04.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.03.2024</p> <p>O.A.No.397 of 2024</p> <p>A. U. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant has his Counsel are absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>2. Learned PO requests for time to verify the position of appeal pending before His Excellency the Governor of Maharashtra.</p> <p>3. S.O. to 26.03.2024.</p> <p>Sd/- Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 20.03.2024.</p> <p align="center">O.A. No.1407 of 2023</p> <p>Dr. L.G. BhalshankarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougale, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 10.04.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 20.03.2024</p> <p style="text-align: center;">M.A. No.154 of 2024 in O.A. No.282 of 2024</p> <p>Dr. K.A. JuikarApplicant (Intervention)</p> <p>And</p> <p>Dr. R.S. SatputeOrg. Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant (Intervention), Shri A.V. Bandiwadekar, learned Advocate for Original Applicant and Shri A.J. Chougule, learned Presenting Officer for the Original Respondent.</p> <p>2. Learned P.O. produces copy of 'Under Secretary (Technical), Directorate of Information Technology' letter dated 18.03.2024 addressed to 'Under Secretary, Rural Development Department' with which is attached copy of 'email' sent on 23.02.2024 by one Shri Vipul Kothawade working in 'Directorate of Information Technology' to Shri Ajinkar Narkar serving in 'Rural Development Department'.</p> <p>3. The 'e-mail' sent on 23.02.2024 conveys that 'Transfer Order' dated 23.02.2024 of 'Rural Development Department' about posting of 'Dr. Smt. Karuna Juikar' as 'Additional C.E.O., Z.P., Thane' had been uploaded on 'Government Website'. The 'e-mail' only conveys this by cryptic words 'It's Done'. However, as the issue regarding actual 'Time and Date' of uploading of 'Transfer Order' dated 23.02.2024 of 'Rural Development Department' at this stage is being emphatically contended by Applicant and soundly defended by 'Dr. Smt. Karuna Juikar' who has filed M.A. No.154/2024 to be impleaded as 'Respondent No.5'; and as this particular issue has now got related to 'Suppression of Facts'; the information which was expected to be received from 'Under Secretary[P.T.O.]</p>

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

Tribunal's orders

(Technical), Directorate of Information Technology' was with regard to exact 'Time and Date' when 'Transfer Order' dated 23.02.2024 of 'Rural Development Department' to post Dr. Smt. Karuna Juikar as 'Additional C.E.O., Z.P., Thane' had got uploaded on 'Government Website'. The sufficient evidence of this electronic occurrence would not be the 'email' dated 23.02.2024 sent by 'Shri Vipul Kothawade' working in 'Directorate of Information Technology' to 'Shri Ajinkar Narkar serving in 'Rural Development Department' but what has been recorded by way of 'Storage of Data' in 'High End Servers' of 'National Informatics Centre (NIC)'. Thus against the backdrop mentioned above it has now become imperative to exercise powers under 'Section 22(3)(b) of the 'Administrative Tribunals Act, 1985' which relate to 'Discovery and Production of Documents'. Hence, 'Director of Information Technology, GOM' is informed to depute 'Competent Technical Officer' to submit the information which was stored in 'High End Servers' of 'National Informatics Centre (NIC)' about the exact 'Time and Date' of uploading on 'Website' of the 'Transfer Order' dated 23.02.2024 of 'Rural Development Department' to post Dr. Smt. Karuna Juikar as 'Additional C.E.O., Z.P., Thane'.

4. S.O. to 26.03.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 20.03.2024</p> <p align="center">O.A. No.335 of 2024</p> <p>A.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant through Video-Conference, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri A.V. Bandiwadekar, learned Advocate for Respondent No.4.</p> <p>2. Learned Advocate for Respondent No.4 has filed 'Affidavit-in-Reply' on behalf of Respondent No.4. It is taken on record.</p> <p>3. 'Interim Relief' to continue till 'Next Date'.</p> <p>4. S.O. to 21.03.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

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Appearance, Tribunal's orders or
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Tribunal's orders

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

Tribunal's orders

Date: 20.03.2024

O.A. No.24 of 2024

A.G. JamdarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri S.S. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned PO has filed 'Affidavit-in-Reply' on behalf of Respondent No.4. It is taken on record.
3. S.O. to 03.04.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

AGR


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 20.03.2024</p> <p align="center">O.A. No.309 of 2024</p> <p>V.D. SapleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Gaikar holding for Shri S.N. Biradar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 10.04.2024.</p> <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">AGR</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	Date : 20.03.2024 Tribunal's orders O.A.No.225 of 2024
	<p>R. S. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 10.04.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 20.03.2024</p> <p>O.A.No.16 of 2024</p> <p>B. P. GiriApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. Raktate, learned Counsel for Applicant and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Counsel for Applicant seeks time to file Rejoinder.</p> <p>3. S.O. to 17.04.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 20.03.2024</p> <p>O.A.No.159 of 2024</p> <p>S. V. Mote & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned CPO seeks time to file reply.</p> <p>3. S.O. to 03.04.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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 : 20.03.2024</p> <p>O.A.No.36 of 2024</p> <p>R. S. NagpureApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Siddhant Sawai holding for Shir Mendadkar, learned Counsel for Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned PO seeks time to file reply.</p> <p>3. S.O. to 10.04.2024.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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 : 20.03.2024</p> <p>O.A.No.322 of 2024</p> <p>Dr. D. B. OwhalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. D. Patil, learned Counsel for Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for Respondent Nos.1 to 3 and Shri A. Raktade, learned Counsel for Respondent No.4.</p> <p>2. S.O. to 04.04.2024.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>20.03.2024</u></p> <p>M.A 187/2024 in O.A 363/2024 with M.A 188/2024 in O.A 364/2024 with M.A 189/2024 in O.A 365/2024 with M.A 190/2024 in O.A 366/2024 with M.A 191/2024 in O.A 360/2024 with M.A 192/2024 in O.A 361/2024 with M.A 193/2024 in O.A 362/2024</p> <p>S.V Deshmukh & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadekar, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The Misc Applications is filed by the applicants to grant leave to the applicants to retain the aforesaid Original Applications No. 363/2024 and others pending before the M.A.T, Principal Bench at Mumbai and to hear the same along with the other cognate matters involving identical issue relating to transfer on account of Lok Sabha Election Transfer.</p> <p>3. Learned counsel for the applicants has submitted that all the applicants have challenged order of their respective transfer by a common order dated 23.2.2024. Learned counsel has referred to the earlier order of the then Chairman dated 22.4.2016 in M.A 192/2016 & Ors Shri H.J Nairkar Vs. Addl. Chief Secretary, G.A.D & Ors, wherein the applicant has sought leave to file O.A at the Principal Seat of this Tribunal at Mumbai, though place of ordinary posting of applicant was in Amravati impugned order is passed transferring to Mumbai. The Misc Applications were allowed and the applicant was granted permission to file Original Application at the Principal Bench at Mumbai.</p> <p>4. Learned P.O opposes all the Misc Applications made for retaining the Original Application to be heard at the Principal Bench at Mumbai.</p> <p>5. The submissions of Mr Bandiwadekar cannot be accepted. With all humility, I hold the order of the Tribunal dated 22.4.2016 in M.A 192/2016 & Ors cannot be applied to the facts of the present cases. The residence of all these applicants is out of territorial jurisdiction of the Principal Bench. Moreover in Nagpur & Aurangabad Single Bench is available. I have passed the orders of allowing transfer under Sec 25 of the Administrative Tribunals Act, 1985, wherein in one Original Application more applicants are residents within the jurisdiction of the Principal Bench and some of them are out of it. The transfer of territorial jurisdiction of such matters is allowed with a view to curtail multiplicity of the litigation. It is not the case in the present matters. All the applicants have filed filed</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>separate Original Application and their territorial jurisdiction thus cannot be brought within the territorial jurisdiction of the Principal Bench.</p> <p>6. Hence, the Original Applications should not have been accepted at Mumbai Bench. I inquired with the concerned Research Officer before whom the filing is done. She informs that 30 to 35 matters were filed at a time on the same issue and therefore few matters went unnoticed by her to raise objection of maintainability on the ground of territorial jurisdiction. The Original Applications are to be filed at Nagpur Bench and the learned court can appear through Video Conference.</p> <p>7. Accordingly, the Misc Applications seeking to retain the Original Applications at the Principal Bench at Mumbai are rejected. The record and proceedings of the Original Applications are returned to the applicants and the same may be filed at M.A.T, Nagpur Bench.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>