

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI**

**MISC. APPLICATION NO.61 OF 2022
IN
ORIGINAL APPLICATION NO.96 OF 2022
WITH
ORIGINAL APPLICATION NO.96 OF 2022**

Shri Sachin Yashwant Kamble,
District Kolhapur, Maharashtra.

).. **Applicant**

Versus

Government of Maharashtra,
The Superintendent,
State Excise Department, Kolhapur.

) ..**Respondents**

Shri Prashant Nayak, learned Advocate for the Applicant.

Smt. Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

**CORAM : SHRI A.P. KURHEKAR, HON'BLE MEMBER (J)
SHRI BIJAY KUMAR, HON'BLE MEMBER (A)**

DATE : 20.06.2022.

PER. : SHRI A.P. KURHEKAR, HON'BLE MEMBER (J)

ORDER

1) Heard Shri Prashant Nayak, learned Advocate for the Applicant and Smt. Kranti S. Gaikwad, learned Presenting Officer for the Respondent.

2) This M.A. is filed for condonation of delay of 2662 days caused in filing O.A. challenging oral order of termination from service.

3) The Applicant contends that from 10.09.2012 to 31.03.2013 he was appointed as Data Entry Operator in the office of Superintendent, State Excise Department, Kolhapur. However, suddenly on 31.03.2013

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he was orally terminated from service. The Applicant seeks to challenge oral termination order i.e. removal from service w.e.f. 31.03.2013.

4) Learned Advocate for the Applicant contends that the Applicant is poor person having no financial support and initially he made various representations to the Department and various authorities and latter approached District Legal Aid Services, Kolhapur for providing legal aid to him. Accordingly, with the assistance of legal aid initially complaint was filed before Labour Court, Kolhapur under the provisions of The Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971 (MRTU & PULP). However, the compliant was not registered since found not maintainable. He was advised to file application before the Maharashtra Administrative Tribunal. He was therefore granted legal aid by High Court, Legal Aid Committee. It is on this background, Advocate was appointed by legal aid committee and present O.A. is filed along with M.A. for condonation of 2662 day (which comes to 8 years and 9 months).

5) Adverting to the fact as stated above, learned Advocate for the Applicant contend that considering hardship of the Applicant, his financial constrain and steps taken by him, delay be condoned to decide O.A. on merit. According to him his client is terminated without due process of law and protection under Article 311 of Constitution of India is denied to him. He placed reliance on ***Hon'ble Supreme Court in 1987 AIR(SC) 1353, Collector, Land Acquisition Vs. Mst. Katiji & Ors.***

6) Per Contra, the learned P.O. submits that there is huge and inordinate delay and no case is made out to condone such huge delay. About merit of the case she submits that the Applicant was appointed purely on temporary basis for very short period as Data Entry Operator and there was no such regular appointment on sanctioned post by the Department and therefore M.A. and O.A. be dismissed.

7) Now the question is whether there are sufficient and reasonable grounds to condone the delay. There is delay of 2662 days in filing this O.A. True, as per the decision of **Hon'ble Supreme Court in 1987 AIR(SC) 1353, Collector, Land Acquisition Vs. Mst. Katiji & Ors.**, Tribunal has to be liberal while considering the Application for condonation of delay and has laid down principles in this behalf which are as follows:-

- “1. Ordinarily a litigant does not stand to benefit by lodging an appeal late.
2. Refusing to condone delay can result in a meritorious matter being thrown out at the very threshold and cause of justice being defeated. As against this when delay is condoned the highest that can happen is that a cause would be decided on merits after hearing the parties.
3. "Every day's delay must be explained" does not mean that a pedantic approach should be made. Why not every hour's delay, every second's delay? The doctrine must be applied in a rational common sense pragmatic manner.
4. When substantial justice and technical considerations are pitted against each other, cause of substantial justice deserves to be preferred for the other side cannot claim to have vested right in injustice being done because of a non-deliberate delay.
5. There is no presumption that delay is occasioned deliberately, or on account of culpable negligence, or on account of mala fides. A litigant does not stand to benefit by resorting to delay. In fact he runs a serious risk.
6. It must be grasped that judiciary is respected not on account of its power to legalize injustice on technical grounds but because it is capable of removing injustice and is expected to do so.”

8) However, in present case there is inordinate delay of 8 years and 9 months. The Applicant claims to be appointed as a Data Entry Operator and orally terminated from services w.e.f. 31.03.2013. As such, cause of action, if any, arisen on 31.03.2013 and the Applicant ought to have availed legal recourse within period of limitation. O.A. therefore ought to have been filed within one year, however it is filed after delay of 8 years and 9 months.

9) The Perusal of record reveals all that the Applicant from time to time was making representations to the Department for getting

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employment. In all these representation he reiterated that he worked from 10.09.2012 to 31.03.2013 and thereafter terminated and requested to provide him job. The cognizance of one of his representation was taken by the Commissioner of State Excise and by order dated 10.01.2016 informed to the Applicant that there could not be appointment without following regular recruitment through competitive examination in Government services and accordingly rejected his Application for employment. However, he continued to make representation to the Government and other various authorities. Lastly, he was provided free legal aid by District Legal Service Authority, Kolhapur in 2021. The complaint was filed before Labour Court with the assistance of free legal aid but the complaint was found not maintainable and thereafter he filed this O.A. with the legal aid by Legal Aid Committee. Only because the Applicant is provided free legal aid that *ipso-facto* will not entitle the Applicant to condone such huge delay of 2662 caused in filing O.A. The Applicant contention is that due to financial constraint he could not file O.A. within limitation does not inspire any confidence. He made various representations for employment and ought to have taken legal recourse within a period of limitation but he slept over his right for years together. It is only in 2021, he approached District legal aid committee, Kolhapur. There is no explanation for such huge delay from the date of termination to the date of approaching District legal service authorities. In **Collector, Land Acquisition's case** (cited supra) there was short delay of 4 days and it came to be condoned to advance substantial justice on merit. Whereas, in present case there is huge delay of 8 years and 9 months and ground shown for condonation of delay are not at all acceptable. It does not inspire any confidence so as to condone such huge delay.

10) As regard, merit also we need to observe that the Applicant was appointed as Data Entry Operator as per availability of work for some period and there is no such regular appointment through due process of law. Indeed, there is no appointment order. As such, he was orally

appointed as Data Entry Operator as per the availability of work and his appointment ceases with the concession of work. Thus it is not the case of stigmatic termination from regular sanctioned post so as to attract Article 311 of Constitution of India.

11) In this view of the matter we are of the considered opinion that delay is not satisfactorily explained and M.A. is liable to be dismissed.

12) M.A. for Condonation of delay as well as O.A. is accordingly dismissed with no order as to costs.

Sd/-
i - u
(BIJAY KUMAR)
MEMBER (A)

Sd/-
v
(A.P. KURHEKAR)
MEMBER (J)

Place: Mumbai
Date: 20.06.2022
Dictation taken by: N.M. Naik.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>20.06.2022</u></p> <p style="text-align: center;"><u>O.A 581/2022</u></p> <p>Shri Neetin P. Mahajan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan , learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. At the outset, on perusal of the matter, I disclosed that in the month of February, 2022, I had a catch in the back and for that I have consulted the Orthopedic Surgeon, J.J Hospital, i.e. Dr Neetin Mahajan. He has recommended certain medicine and exercise.</p> <p>3. I had asked the learned counsel for the applicant and the learned P.O whether either of them has any objection to go ahead with the matter before me. Both the learned counsel have no objection, and hence I proceed.</p> <p>4. The applicant challenges the order dated 10.6.2022 by which the applicant is posted on promotion to the post of Professor to Government Medical College, Baramati.</p> <p>5. Learned counsel for the applicant submits that he can be accommodated as a Professor in Mumbai itself. Learned counsel for the applicant submits that the main ground of challenge to the transfer order is the applicant's family liability for which he is required to be in Mumbai. Learned counsel submits that the applicant is having a elder brother, Mr Kiran P. Mahajan, 62 years old, who is differently abled person and suffering from multiple disability with 90% permanent disability is staying with him and the applicant and his wife are declared as the legal Guardian of his brother Mr Kiran P. Mahajan.</p> <p>6. Learned counsel for the applicant relies on the Certificate issued on 22.6.2018. She further points out the Office Memorandum of the Government of India dated 6.6.2014, which is about posting of Government employees who have differently abled dependents. She also relied on para 3 of the said Office Memorandum.</p> <p>7. Learned counsel further submits that the order of promotion and transfer of the applicant is passed on 10.6.2022 and he is directed to join at Government Medical College, Baramati within 30 days. Learned counsel points out that the applicant has not yet been relieved and therefore she prays stay to the order of transfer, i.e. posting and not promotion.</p> <p>8. Learned P.O seeks time to take instructions in the matter.</p> <p>9. S.O to 22.06.2022.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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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>20.06.2022</u></p> <p style="text-align: center;"><u>O.A 574/2022</u></p> <p>Shri R.A Lokhande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. The applicant has challenged the impugned order dated 11.2.2022 and 11.4.2022 issued by Respondent no. 2, thereby the suspension period running from 8.4.2010 to 20.2.2014 has been treated as such and the period running from 21.2.2014 to 20.6.2021 i.e. from the date of dismissal to the date of reinstatement has been treated for pay and allowances to the extent of 50% and the same arrears of 50% will be due to the applicant preceding to 3 years of his reinstatement.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 18.7.2022.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. S.O to 18.7.2022.</p> <p style="text-align: right; margin-right: 50px;">Sd/-</p> <p style="text-align: right; margin-right: 50px;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right; margin-right: 50px;">[P.T.O.]</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.415 of 2021</u></p> <p>M.R. Mahajan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 11.7.2022 by way of last chance.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) 20.6.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson 20.6.2022</p> </div> </div>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A. No.27 of 2022</u> M.S. Khadse ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents. None for the Applicant. 2. Replies are already filed. 3. Admit. 4. S.O. to 25.7.2022 for final hearing. <div style="display: flex; justify-content: space-around;"> <div style="text-align: center;"> Sd/- (Medha Gadgil) Member (A) 20.6.2022 (sgj) </div> <div style="text-align: center;"> Sd/- (Mridula Bhatkar, J.) Chairperson 20.6.2022 </div> </div>

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

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	<p style="text-align: center;"><u>20.06.2022</u></p> <p style="text-align: center;"><u>O.A 566/2022</u></p> <p>S.A More ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. The applicant challenges the impugned order dated 25.5.2021, passed by Respondent no. 2, thereby imposing the punishment of stoppage of increment for a period of one year without affecting future increments.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 18.7.2022.</p> <p>5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>8. S.O to 18.7.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">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
<p style="text-align: center;"><u>O.A. No.339 of 2016</u></p> <p>H.B. Tanpure ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. None for the Applicant.</p> <p>2. In May, 2021 the Division Bench directed to file reply, if they want. It appears that respondents do not want to file reply.</p> <p>3. S.O. to 4.7.2022 for filing reply.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>20.6.2022</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>20.6.2022</p> </div> </div> <p>(sgj)</p>	

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.06.2022</p> <p>O.A.No.919 of 2018 with O.A.No.1049 of 2018</p> <p>Y.L. Belgiri (O.A.919/2018) M.B. Pandit (O.A.1049/2018)Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer holding for Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the as the brief is not traceable by the office of C.P.O. matter may be adjourned.</p> <p>3. Adjourned to 11.07.2022. Meanwhile, Respondents to reconstruct the brief from the brief of learned Advocate.</p> <p style="text-align: right;">Sd/-</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

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DISTRICT

..... Applicant/s

(Advocate

versus

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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 : 20.06.2022</p> <p>O.A.No.404 of 2015</p> <p>S.V. PatilApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. files affidavit-in-reply. Taken on record.</p> <p>3. Adjourned 11.07.2022.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.06.2022</p> <p>O.A.No.541 of 2022</p> <p>J.R. ChhapriyaApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.V. Dharurkar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate prays for stay of D.E. initiated against the Applicant in pursuance to order dated 28.02.2022. He submits that under Section 7 of the Prevention of Corruption Act, 1988 the offence of acceptance of illegal gratification is registered on 30.07.2021 vide C.R.No.0181/2021 with the NRI Coastal Police Station, Navi Mumbai. Till today charge-sheet is not filed in the Criminal case.</p> <p>3. Learned Advocate relies on the judgment of the Hon'ble Supreme Court in case of State Bank of India and Ors Versus Neelam Nag reported in AIR 2016 SCC 4351 wherein at paragraph 21 the Hon'ble Supreme Court has exercise discretion in favour of the respondent of staying the ongoing disciplinary proceedings until the closure of recording of evidence of prosecution witnesses cited in the criminal trial, and directed the trial court to complete the enquiry within 1 year.</p> <p>4. Learned P.O. seeks time to file reply by next date.</p> <p>5. Adjourned to 27.06.2022. Principal Secretary, Home Department to take note that in this matter the concerned officer should remain present at 10.30 a.m.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.336 of 2019</u></p> <p>Dr. S.S. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that along with present matter, OA No.1129 of 2016 is not listed and it is to be tagged.</p> <p>3. Both the matters are tagged and adjourned to 11.7.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 20.6.2022 20.6.2022</p> <p>(sgj)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date : 20.06.2022

O.A.No.1036 of 2021

S.M. Katkar & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. By way of last chance adjourned to 04.07.2022.

Sd/-

Sd/-

(Medha Gadgil)
Member(A)

(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
	<p style="text-align: center;"><u>O.A. No.1079 of 2019</u></p> <p>M.S. Chougule ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks leave to add private party as party respondent no.3 and he be served by notice.</p> <p>3. Leave granted. Amendment be carried out forthwith and amended copy of OA be served on added respondent and all concerned.</p> <p>4. Issue notice to added respondent no.3. Private notice is also allowed.</p> <p>5. S.O. to 4.7.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 20.6.2022 20.6.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 20.06.2022</p> <p>C.A.No.24 of 2022 in O.A.No.43 of 2022</p> <p>S.P. KalgutkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. In view the Applicant in person is not present, matter is adjourned to 18.07.2022.</p> <p>Sd/- (Medha Gadgil) / Member(A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.06.2022</p> <p>O.A.No.245 of 2018</p> <p>A.Y. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant challenges his reversion order dated 27.11.2017 and also rejecting his representation dated 06.06.2013. It is further prayed to restore his seniority in the cadre of Head Clerk w.e.f. 24.09.2012 with all the consequential benefits. Applicant joined as Clerk and was promoted as Head Clerk on 24.09.2012. Initially the Applicant when appointed as Clerk at Sindhudurg he choose for transfer to Pune and after transfer he was promoted as Head Clerk on 24.09.2012 and thereafter the authority corrected the seniority list which amounted to reversion of the Applicant and subsequently he was promoted as Head Clerk in 2015. Applicant expired on 14.12.2018. His Legal Heirs are brought on record and they are contesting the matter.</p> <p>3. We call upon learned Advocate and learned P.O. to show the Rule on the point of losing the seniority on account of transfer to different District or region.</p> <p>4. Considering the issue matter can be disposed of on next date.</p> <p>5. Adjourned to 27.06.2021.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil)^u (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.06.2022</p> <p style="text-align: center;">O.A.No.546 of 2018</p> <p>S.B. KhemnarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the as the brief is not traceable by the office of C.P.O. matter may be adjourned.</p> <p>3. Adjourned to 11.07.2022. Meanwhile, Respondents to reconstruct the brief from the office of Tribunal.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 20.06.2022</p> <p>O.A.No.107 of 2018</p> <p>D.R. ShindeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that in this case the order of the Tribunal has been substantially complied with and the Applicant has been given promotion to the post of P.I. on 02.02.2022. She produces copy of the said order. Same is taken on record and marked as Exhibit-A for identification.</p> <p>3. Learned P.O. further submits that the issue of grant of deemed date is in process.</p> <p>4. We direct the Respondent to take decision on the point of deemed date of the Applicant on or before 30.08.2022. In view of the fact that this was the only prayer in the O.A., nothing remains in the O.A. and same stands disposed of.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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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>20.06.2022</u></p> <p align="center"><u>O.A 508/2022</u></p> <p>Shri S.V Borhade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. In this matter, it is found that the officers who are present in the Court are unable to satisfy the query made by the Tribunal, especially on the point that why the seniors are not send for training. Though it is denied in the affidavit in reply filed by the Respondents that the applicants are senior, but the fact remains that the applicants are senior as per the seniority list.</p> <p>3. We hereby direct Shri Sunil Ramanand, Additional Director General of Police (Wireless) to remain before this Tribunal on 22.6.2022 at 12.30.</p> <p>4. S.O to 22.6.2022 at 12.30. Hamdast.</p> <p align="right">Sd/-</p> <p align="right">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</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>MA.230/2022 in RA.8/2022 in OA.335/2020</u></p> <p>S.M. Sathe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Received letter dated 20.6.2022 from the Applicant in person stating that he has worked as Under Secretary in Employment and Self Employment Department when I was Principal Secretary in that Department. The said letter dated 20.6.2022 is taken on record and marked Exhibit 'X' for identification.</p> <p>3. Hence, the present matter may not be placed before me.</p> <p>4. S.O. to 11.7.2022.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.6.2022</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.244 of 2022</u></p> <p>D.S. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Satyavrat Joshi holding for Shri S.R. Deshpande, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for Respondents No.1 & 2 and Shri Ajay S. Paianasnodkar, learned Advocate for Respondent No.3.</p> <p>2. Ms. Pragathi B. Malle, Intervener, files an application today in person and submits that being aggrieved by the order dated 2.5.2022 passed by this Tribunal in MA No.229 of 2022 for intervention in the above OA, she has filed W.P. No.7138 of 2022 in the Hon'ble Bombay High Court and the same is listed for hearing on 22.6.2022. She, therefore, seeks adjournment for two weeks. The application is taken on record and marked Exhibit 'X' for identification.</p> <p>3. S.O. to 5.7.2022.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.6.2022</p> <p>(sgj)</p>

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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.1021 of 2021</u></p> <p>M.D. Bhamare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply on behalf of respondent no.1.</p> <p>3. S.O. to 6.7.2022 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.6.2022</p> <p>(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>O.A. No.30 of 2022</u></p> <p>D.V. Wadhel ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks time to file MA for amendment.</p> <p>3. S.O. to 5.7.2022. Interim relief to continue.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.6.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.340 of 2022</u></p> <p>P.A. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for order directing respondent no.1 to dispose of the proposal regarding merger of various cadres in Police Force.</p> <p>3. Ld. PO on telephonic instructions from Smt. Yogita S. Malap, Desk Officer, Home Department submits that time up to three months is needed to decide the matter.</p> <p>4. In view of the above, I direct the Home Department to take a decision as expeditiously as possible and preferably within three months and communicate the same to the applicant within two weeks thereafter. OA disposed off accordingly.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.6.2022</p> <p>(sgj)</p>

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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.1071 of 2021</u></p> <p>S.P. Parsekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.V. Magam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 6.7.2022. Interim relief to continue.</p> <p align="right">Sd/- (Medha/Gadga) Member (A) 20.6.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.359 of 2022</u></p> <p>R.K. Tanpure ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Suryavanshi holding for Ms. Prachi Hendre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 18.7.2022. Interim relief to continue.</p> <p align="right">Sd/- v v v (Medha Gadgil) Member (A) 20.6.2022</p> <p>(sgl)</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>O.A. No.582 of 2022</u></p> <p>S.N. Wankhede ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri P.R. Yadav, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 27.6.2022. The respondents are directed to file reply. Ld. PO to take instructions.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 20.6.2022 20.6.2022</p> <p>(sgj)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI



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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.577 of 2022</u></p> <p>S.S. Bhagat & 6 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. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 27.6.2022. The respondents are directed to file reply. Ld. PO to take instructions.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">20.6.2022 20.6.2022</p> <p>(sgi)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.576 of 2022</u></p> <p>R.R. Patil & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants prays for interim relief in the matter of LCD Examination for the post of PSI, results of which were declared on 9.6.2022 and mains examination are to be held on 30.7.2022. Ld. Advocate takes objection by way of grounds in para 7.3 of the OA wherein questions have been reproduced and answers are also mentioned. Ld. PO to verify the position within a week.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 27.6.2022. The respondents are directed to file reply.</p> <p>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/-  Sd/- </p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 20.6.2022 20.6.2022</p> <p>(sgi)</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>M.A. No.356 of 2022 in O.A. No.576 of 2022</u></p> <p>R.R. Patil & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- 1 Sd/- " 2</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 20.6.2022 20.6.2022</p> <p>(sgj)</p>

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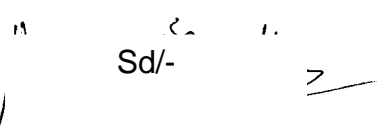

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.28 of 2022 in O.A. No.267 of 2021</u></p> <p>G.N. Tate ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for Respondents No.1 & 2 and Shri Ashok M., learned Advocate for Respondent No.3.</p> <p>2. Ld. Advocate for respondent no.3 states that the order has been complied with by the Zilla Parishad. He states that commutation of pension has been sanctioned but not been disbursed.</p> <p>3. S.O. to 4.7.2022</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Mridula Bhatkar, J.) Member (A) 20.6.2022</p> <p align="center">(Mridula Bhatkar, J.) Chairperson 20.6.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.562 of 2022</u></p> <p>V.W. Hirlekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 11.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="center">Sd/- / Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) / Chairperson 20.6.2022 / 20.6.2022</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.357 of 2022 in O.A. No.577 of 2022</u></p> <p>S.S. Bhagat & 6 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: justify;">Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>20.6.2022</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>20.6.2022</p> </div> </div>

**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.503 of 2022</u></p> <p>S.B. Kanhere ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 18.7.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A) 20.6.2022</p> <p align="center">(sgj)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson 20.6.2022</p>

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

Tribunal's orders

O.A. No.568 of 2022

K.B. Dombale & 2 Ors.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri Deepak Pote & Shri Sandesh V. Kate holding for Shri A.P. Avhad, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. PO submits that copy of OA and MA is not served in the office of CPO. Ld. Advocate to serve the office of Ld. CPO. Ld. Advocate for the applicant prays that the present matter be tagged with OA No.344/2022 Arvind K. Gosavi & 5 Ors. Vs. The State of Maharashtra & Ors. OA be tagged.

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

4. Issue notice before admission returnable on 11.7.2022. The respondents are directed to file reply.

5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. 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.

Sd/-

(Medha Gadgil)
Member (A)
20.6.2022

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
20.6.2022

**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>Date: 20.06.2022</p> <p align="center">C.A. No.22 of 2021 in O.A. No.21 of 2017</p> <p>A.A. PawarApplicant Versus 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 Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to take necessary instructions about the compliance of the order passed by the Tribunal.</p> <p>3. S.O. to 27.06.2022.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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: 20.06.2022</p> <p>C.A. No.19 of 2020 in O.A. No.1158 of 2016 with O.A. No.352 of 2017 with O.A. No.353 of 2017</p> <p>Smt. S.K. Goraksha & 24 Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Short Affidavit in reference to objection raised by A.G. and to clarify why the order passed by the Tribunal could not be implemented.</p> <p>3. S.O. to 27.06.2022.</p> <p style="text-align: center;">Sd/- (Bijay Kumar) Member (A)</p> <p style="text-align: center;">Sd/- vv (A.P. Kurhekar) Member (J)</p> <p>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 _____

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: 20.06.2022</p> <p align="center">C.A. No.26 of 2020 in O.A. No.1125 of 2013</p> <p>P.S. Sakhare & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Advocate holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file short Affidavit along with order of regular appointment as contended in Para 6 of Affidavit-in-Reply.</p> <p>3. S.O. to 27.06.2022.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 20.06.2022</p> <p align="center">M.A. No.163 of 2022 in O.A. No.286 of 2022</p> <p>M.H.I. ShaikhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 27.06.2022.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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: 20.06.2022</p> <p>O.A. No.273 of 2022</p> <p>Y.B. GangurdeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply on behalf of Additional Chief Secretary, Revenue and Forest Department as directed by this Tribunal in order dated 16.06.2022.</p> <p>3. Learned P.O. to take note that no further time will be granted and Affidavit should be filed positively on next date.</p> <p>4. S.O. to 22.06.2022.</p> <p style="text-align: center;">Sd/- (Bijay Kumar) Member (A)</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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>Date: 20.06.2022</p> <p align="center">O.A. No.114 of 2022</p> <p>A.N. DhondeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today matter is for filing Rejoinder but the same is not filed.</p> <p>3. Since, pleading is complete O.A. to be kept for Final Hearing and in the mean time learned Advocate for the Applicant to file Rejoinder, if any.</p> <p>4. S.O. to 20.07.2022.</p> <p align="center">Sd/- (Bijay Kumar) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</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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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 : 20.06.2022</p> <p align="center">O.A.No.291 of 2020</p> <p>S. R. SutarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, one week time is granted.</p> <p>3. S.O. to 29.06.2022.</p> <table style="width:100%; border:none;"> <tr> <td style="width:50%; text-align:center; background-color:#fff9c4;">Sd/-</td> <td style="width:50%; text-align:center; background-color:#fff9c4;">Sd/-</td> </tr> <tr> <td style="text-align:center;">(Bijay Kumar) Member (A)</td> <td style="text-align:center;">(A.P. Kurhekar) Member(J)</td> </tr> </table> <p>vsm</p>	Sd/-	Sd/-	(Bijay Kumar) Member (A)	(A.P. Kurhekar) Member(J)
Sd/-	Sd/-				
(Bijay Kumar) Member (A)	(A.P. Kurhekar) Member(J)				

**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>Date : 20.06.2022</p> <p align="center">O.A.No.165 of 2020</p> <p>N. R. RautApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. The Applicant in person is also present before the Court.</p> <p>2. The Applicant is Head Constable and challenged the order dated 15.01.2019 passed by the Inspector General of Police thereby dismissing him from service. Being aggrieved by it, he had filed appeal before the Director General of Police (Resp.4) which came to be dismissed on 21.01.2020.</p> <p>3. Learned Counsel for the Applicant has pointed out that there was joint inquiry against the Applicant and one Shri Gujare, Head Constable. Both were dismissed from service and the appeal also came to be dismissed.</p> <p>4. However, in the matter of Head Constable Shri Gujare, he filed revision before the Government which was allowed on 11.11.2020 and the order of dismissal was modified into the order of punishment of withholding of increment for two years without cumulative effect. Thus, according to learned Counsel for the Applicant, co-delinquent has got some relief in revision.</p> <p>5. Learned Counsel for the Applicant, therefore, intends to file revision before the Government under Section 27-A of Maharashtra Police Act under the hope that his client would get similar relief. He, therefore, seeks permission to withdraw the O.A. with liberty to file revision before the Government.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. As regard limitation, learned Counsel for the Applicant submits that the Applicant was pursuing the remedy by filing this O.A. under bonafide belief, and therefore, this period in this O.A. needs to be excluded from the period of limitation under Section 14 of the Limitation Act.</p> <p>7. As regard the submission advanced about the limitation, it is for the Competent Authority i.e. Government to consider the issue of limitation in view of the admitted fact that Applicant had initially persuaded the remedy in this O.A. The Appellate Authority may consider this issue while deciding application for condonation of delay.</p> <p>8. Allowed to withdraw the O.A. with liberty to file revision along with application for condonation of delay to the Competent Authority.</p> <p>9. The review application along with application for condonation of delay be filed within two weeks from today.</p> <p>10. If the review along with application for condonation of delay is made within two weeks from today, the Respondent No.1 shall decide the application for condonation of delay within two months from receipt of proceeding and if the delay is condoned, revision be also decided within two months thereafter in accordance to law.</p> <p>11. Accordingly, the O.A. is disposed of with no order as to costs.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"><div style="text-align: center;"><p>Sd/-</p><p>(Bijay Kumar) Member (A)</p><p>vsm</p></div><div style="text-align: center;"><p>Sd/-</p><p>(A.P. Kurhekar) Member(J)</p></div></div>