

**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: 20.07.2021</p> <p align="center">M.A. No.196 of 2021 in O.A. No.41 of 2021</p> <p>E.B. SayyedApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>3. Two weeks time is granted for filing Rejoinder, if any.</p> <p>4. S.O. to 05.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">M.A. No.160 of 2021 in O.A. No.313 of 2021</p> <p>P.S. GhareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Vaishali Agane, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted as last chance for filing Reply to M.A.</p> <p>3. S.O. to 30.07.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.101 of 2021</p> <p>A.Y. SakpalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Rejoinder on behalf of Respondent No.4. It is taken on record. No Reply is filed on behalf of Respondents No.1,2,3 and 5.</p> <p>3. Shri M.D. Lonkar, learned Advocate for the Applicant submits that he does want to file Rejoinder.</p> <p>4. Since, pleading is complete, admitted for Final Hearing.</p> <p>5. S.O. to 24.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.382 of 2021</p> <p>M.N. Salunke-PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>3. Learned Advocate for the Applicant has also filed Affidavit-in-Rejoinder and the same is taken on record.</p> <p>4. S.O. to 03.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.394 of 2021</p> <p>A.H. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 03.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.395 of 2021</p> <p>A.T. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 03.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.398 of 2021</p> <p>Dr. B.M. DahiphaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, 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 for filing Affidavit-in-Reply.</p> <p>3. S.O. to 03.08.2021.</p> <p align="right">Sd/- W (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.397 of 2021</p> <p>N.G. ShaikhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 3. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply. 4. S.O. to 03.08.2021. <p align="right">Sd/- w (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</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">Date : 20.07.2021</p> <p align="center">O.A.No.876 of 2017</p> <p>J. R. SonkavadeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present. 2. The perusal of record reveals that due to continuous absence of the Applicant and his Counsel, O.A. was dismissed in default but it was restored by order dated 28.11.2018. However, thereafter again the Applicant and his Counsel are continuously absent. 3. Thus, the Applicant and his Counsel appear not interested in the matter as explicit from record. 4. In view of above, Original Application is dismissed in default with no order as to costs. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.272 of 2020</p> <p>K.S. DeshpandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Today matter is fixed for hearing at the stage of admission without Reply since no Reply was filed within time granted by the Tribunal. 3. However today learned P.O. sought permission to file Affidavit-in-Reply on behalf of Respondent No.1 & 2. 4. In the interest of justice allowed to file Affidavit-in-Reply. It is taken on record. 5. Adjourned for hearing at the stage of admission. 6. S.O. to 05.08.2021. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</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>Date: 20.07.2021</p> <p>O.A. No.474 of 2021</p> <p>V.B. KambleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 25.03.2021, whereby the period of suspension has been treated as such for all purposes. 3. Issue notice before admission returnable on 17.08.2021. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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 Original Application. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier 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 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 17.08.2021. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 20.07.2021</p> <p style="text-align: center;">M. A. No.259 of 2021 in O.A.No.435 of 2020</p> <p>R. K. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents 1 to 3 and Smt. Punam Mahajan, learned Counsel for Respondent No.4.</p> <p>2. This M.A. is filed to amend O.A. restricted to prayer clause of the O.A. and seeking setting aside the transfer order dated 17.12.2020 which was passed during the pendency of O.A.</p> <p>3. It being subsequent development, the Applicant is allowed to amend prayer clause suitably. Amendment be carried out immediately.</p> <p>4. M.A. is accordingly disposed of with no order as to costs.</p> <p>5. On request of Smt. Punam Mahajan, learned Counsel for Respondent No.4, one week time is granted to file reply to the amendmentⁱⁿ prayer clause.</p> <p>6. Shri A. J. Chougule, learned P.O. for the Respondents submits that he does not want to file additional reply.</p> <p>7. O.A. is adjourned to 2727.07.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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 : 20.07.2021</p> <p>O.A.No.792 of 2019</p> <p>Dr. D. B. BamaneApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was heard and decided by judgment dated 22.12.2020 whereby directions were given to the Respondents to cause inquiry into the matter and to fix responsibility upon the concerned in issuance of necessary order and shall recover the amount from them in accordance to law. It ^{is} also directed to Respondent No.1 to submit the compliance report within two months.</p> <p>3. Since there was no satisfactory compliance report, the matter was adjourned from time to time though O.A. was disposed of.</p> <p>4. Ultimately, today learned P.O. has filed short affidavit of Dr. Sadhana Tayade, Director Health Services along with show cause notices issued to Shri Subhash Jadhav, Smt. Seema Dabake and Shri Sandeep Bangade. Thus, it appears that Respondent No.3 had taken certain steps to fix the responsibility in terms of the direction given by the Tribunal.</p> <p>5. Learned P.O. submits that on receipt of their reply, further action will be taken against them.</p> <p>6. In view of above, I do not think it necessary to issue further direction since necessary steps are being taken. Respondents shall take all further steps and shall submit full compliance report to the Tribunal within two months.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 20.07.2021</p> <p>M.A. No.253 of 2021 in O.A. No.475 of 2021</p> <p>N.S. Bhosale & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., 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 style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">M.A. No.547 of 2019 in O.A. No.302 of 2016</p> <p>S.R.S. MunirApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present. The perusal of M.A. reveals that the Applicant and his Advocate both are repeatedly absent. M.A. has been filed seeking modification of the order dated 02.05.2019 passed in O.A. No.302/2016, whereby on the statement of learned Advocate for the Applicant permission was granted to withdraw M.A. No.147/2019 filed in O.A. No.302/2016 with liberty to file fresh O.A. In view of continuous absence of Applicant and his Advocate <i>ex-facie</i> they are not interested in the matter. M.A. No.547/2019 is therefore dismissed in default. No order as to costs. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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	<p>Date : 20.07.2021</p> <p align="center">O.A.No.503 of 2020</p> <p>V. S. PandhareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record. 3. The matter is adjourned for hearing at the stage of admission. 4. S.O. to 24.08.2021. <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 20.07.2021</p> <p align="center">O.A.No.121 of 2019</p> <p>S. K. ChormaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed additional affidavit of Assistant Commissioner of Police along with zerox copy of suicide note with Marathi translation as directed by the Tribunal. It is taken on record.</p> <p>3. Arguments heard and closed for order.</p> <p align="right">Sd/- (A.Ā. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 20.07.2021</p> <p align="center">O.A.No.764 of 2020</p> <p>P. P. HikkeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. After hearing arguments of learned Counsel for the Applicant, today he has filed additional affidavit in rejoinder with some documents in relief claimed in O.A. It is taken on record. ^{supply + of}</p> <p>3. Shri A. J. Chougule, learned P.O. submits that he wants to file sur-rejoinder and requested for grant of time.</p> <p>4. S.O. to 27.07.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.1015 of 2019</p> <p>S.D. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Sur-Rejoinder on behalf of Respondent No.1 to 3. It is taken on record.</p> <p>3. S.O. to 24.08.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 20.07.2021</p> <p align="center">O.A. No.329 of 2020</p> <p>M.H. MhaldarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. S.O. to. 12.08.2021.</p> <p align="right">Sd/- v* (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p>Date: 20.07.2021</p> <p style="text-align: center;">O.A. No.454 of 2021</p> <p>L.Y. BhagaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. As observed in order dated 09.07.2021 and 15.07.2021 the facts of the present case are shocking since though Applicant stands retired on 30.06.2017 but is not paid any of the retrial benefits. Charge-sheet was issued on 02.06.2016 for unauthorized absence from 19.12.2012 but still it is incomplete. The Applicant was also suspended but no Substance Allowance is paid even provisional pension is not granted which shows total insensitive and carelessness on the part of Disciplinary Authorities. Indeed, in terms of various Circulars and G.Rs issued by the Government, D.E. ought to have been completed within six months. Whereas, here even after four years from retirement, D.E. is not completed which shows total mal administration on the part of Respondent No.2 who seems to be Disciplinary Authority of the Applicant.</p> <p>3. Infact, there is no reason to withheld provisional pension, G.I.S., P.F., and Substance Allowance. Only Gratuity and Regular Pension can be withhold till the completion of D.E. The Applicant retired as Chief Officer and is compelled to litigate for his retrial benefits.</p>

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4. In view of above, Respondent No.2 – Commissioner Cum Director, Municipal Administration Directorate, Worli is directed to file Affidavit explaining as to why D.E. was not completed within reasonable time in terms of various Circulars and G.Rs issued by the Government and also to explain why other benefits other than Gratuity and Regular Pension are not paid for such long period. The Tribunal needs to take serious view of the matter, and therefore, Affidavit is required for passing further orders. Affidavit be filed within a week.

5. S.O. to 27.07.2021.

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

NMN

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	<p>Date: 20.07.2021</p> <p align="center">O.A. No.473 of 2021</p> <p>S.S. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged suspension order dated 25.06.2021.</p> <p>3. Shri A.V. Bandiwadekar, learned Advocate submits that since there is mention of 4(1)(c) of the M.C.S. (Discipline and Appeal) Rules, 1979 and there being no such registration of crime against the Applicant the impugned order is defective.</p> <p>4. Perusal of impugned order reveals that S.D.O. has invoked 4(1)(a) along with 4(1)(c) of the M.C.S. (Discipline and Appeal) Rules, 1979. 4(1)(a) attracts where suspension is in contemplation of D.E. Thus it appears that the Applicant is suspended in contemplated D.E. Whether there is registration of crime or not is to be looked into after getting Reply of the Respondents.</p> <p>5. Issue notice before admission returnable on 17.08.2021.</p> <p>6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p>

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

7. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

11. S.O. to 17.08.2021.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**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: 20.07.2021</p> <p align="center">O.A. No.479 of 2021</p> <p>C.S. ManeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged transfer order dated 05.07.2021, whereby he is transferred from Miraj City Police Station to Kokrud Police Station, Dist. Sangli which seems to have been passed under section 22 N (2) of Maharashtra Police Act. 3. Learned Advocate for the Applicant sought interim relief to stay transfer order. 4. Whereas, learned P.O. sought time to produce the record since there is reference of section 22 N (2) of Maharashtra Police Act in impugned order which <i>inter-alia</i> permits mid-tenure transfer in public interest or administrative exigencies. 5. Issue notice before admission returnable on 05.08.2021. 6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 7. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. [P.T.O.]

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

Tribunal's orders

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

9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

11. Issue of interim relief is kept open.

12. S.O. to 05.08.2021.

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

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>Date: 20.07.2021</p> <p>O.A. No.478 of 2021</p> <p>R.M. FulzalkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant who is working as State Excise Inspector, Flying Squad, Nashik has challenged suspension order dated 24.06.2021, whereby he seems to be suspended invoking Rules 4(1)(a) of M.C.S. of (Discipline and Appeal) Rules, 1979. The Applicant Headquarter is kept at Nandurbar.</p> <p>3. Shri A.V. Bandiwadekar, learned Advocate for the Applicant sought interim relief in the form of stay to the suspension order as well as for change of Headquarter, since in terms of circular dated 19.03.2021, Headquarter should be placed where the Government servant is posted at the time of suspension.</p> <p>4. Perusal of suspension order reveals that <i>prima-facie</i> the Applicant has been suspended because of his failure to detect spurious liquor as a Member of flying squad. As per suspension order on 09.06.2021 State Level Flying Squad laid raid at village Mouje Ajande (Kh), Tal. Shirpur, Dist. Dule and seized spurious liquor and other goods worth Rs.84,39,089/- (Eighty Four Lakhs Thirty Nine Thousand and Eighty Nine only). Thus <i>prima-facie</i> there was material for suspension of the Applicant. Therefore, I am not inclined to grant stay to the suspension order dated 24.06.2021.</p> <p style="text-align: right;">[P.T.O.]</p>

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5. However, in so far as change of Headquarter is concerned, in view of circular referred above, in case of suspension Headquarter of Government servant should be in the place of his last posting.

6. Learned P.O. submits that she will take instructions from Respondent in this regard as to how Headquarter is kept at Nandurbar instead of Nashik.

7. In view of above, Respondent Commissioner of Police State Excise is directed to take remedial measures in respect of Headquarter and may pass appropriate order within a week.

8. Issue notice before admission returnable on 05.08.2021.

9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

10. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

12. The service may be done by Hand delivery, speed post, courier 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.

13. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

14. S.O. to 05.08.2021.

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

**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: 20.07.2021</p> <p align="center">M.A. No.329 of 2019 in O.A. No.385 of 2017 with O.A. No.695 of 2017</p> <p>D.R. Modak H.R. MamlekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer holding for Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. O.A. No.385/2019 and 695/2019 were decided by this Tribunal on 17.05.2019 by following operative order.</p> <p>“(a) O.A.No.385 of 2017 and O.A.No.695 of 2017 are allowed.</p> <p>(b) It is hereby declared that the Applicants are entitled to the service benefits including retrial benefits in terms of G.R. dated 21.10.1995, 22.10.1996 and 10.03.2005 as the case may be, having regard to the completion of 10 years services on cut-off dates mentioned in these Government Resolutions.</p> <p>(c) As some of the Applicants are already retired from the Government service it is directed that the service benefits as per their entitlement having regard to their services on cut-off dates, be considered and retirement benefits be extended to them within three months from today.</p> <p>(d) No order as to costs.”</p> <p>3. Now this M.A. is filed with prayer that Clause ‘B’ of the operative order be substituted by following orders.</p> <p align="center"><i>“It is hereby declared that the Applicants are entitled to the service benefits including retirement benefits in terms of the GRs dated 21.10.1995 and 22.10.1996, thereby holding the</i></p>

Office Notes, Office Memoranda of Coram,
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Applicants as being deemed to have completed 10 years of services on the dates of the said GRs in the light of findings recorded in para 10,16,20 & 24 in the said order."

4. Shri A.V. Bandiwadekar, learned Advocate submits that Respondents will interpret operative order to the disadvantage of the Applicants, and therefore, it is necessary to substitute Clause 'B' of operative order by another operative order as reproduced above.

5. In first place, his apprehension is misplaced and based only on assumption.

6. The dispute was about the applicability of GRs dated 21.10.1995 or 22.10.1996 or 10.03.2005.

7. Learned Advocate for the Applicant sought to exclude GR dated 10.03.2005 from operative order.

8. The Tribunal has already recorded its observation and finding particularly in para. 10,16,20 & 24, and therefore, the authorities will have to consider not only operative order but findings recorded by the Tribunal.

9. Tribunal held that the Applicants are entitled to service benefits including retrial benefits as per G.R. dated 21.10.1995, 22.10.1996 and 10.03.2005, whichever is applicable, provided that they have completed 10 years service on out of date mentioned in concerned GR. As such there is no ambiguity in operative order and there is no question of exclusion of G.R. dated 10.03.2005 from operative order. Operative order will have to be read in the light of findings recorded in para. 10,16,20 & 24 of the order.

10. M.A. therefore needs no further clarification and therefore disposed of.

^

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

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Original Application No. _____ of 20____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 20.07.2021</p> <p align="center">O.A. No.475 of 2021</p> <p>N.S. Bhosale & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. the Applicant is seeking direction to the Respondent No.1 – Commissioner of Police, Mumbai for inter district transfer on the basis of G.R. dated 26.10.2017 which <i>inter-alia</i> provides for transfer of Police Personnel under husband and wife together policy after completing three years service. Though, the Applicants have made representations it is not responded, therefore the Applicants have filed the present O.A.</p> <p>3. Infact, in view of policy decision taken by Government, Respondent No1 – Commissioner of Police, Mumbai ought to have passed appropriate order on the representation made by the Applicants within reasonable time but those seems to be pending for long time.</p> <p>4. Learned P.O. submits that she will take instructions as to why representations are not decided.</p> <p>5. Issue notice before admission returnable on 17.08.2021.</p> <p>6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</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

7. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

11. In the mean time, Respondent No.1 shall consider the representations and pass appropriate orders in terms of G.R. dated 26.10.2017

12. S.O. to 17.08.2021.

13. Hamdast granted.

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.1208 of 2019</u></p> <p>V.B. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Not on board. Mentioned and taken on board.</p> <p>3. The applicant working as API had approached this Tribunal with a prayer to promote him by opening the sealed cover. He had requested that he should be granted deemed date of promotion from 28.7.2017 when his junior was promoted. Today during hearing Ld. Advocate for the applicant submits that the applicant has been promoted on 11.6.2021 as Police Inspector. He therefore seeks permission to withdraw this OA with liberty to make a fresh representation for deemed date.</p> <p>4. OA is allowed to be withdrawn and disposed off as such with liberty to make fresh representation for deemed date.</p> <p align="center"> Sd/- (P.N. Dixit) Vice-Chairman 20.7.2021 Sd/- (Mridula R. Bhatkar, J.) Chairperson 20.7.2021 </p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders				
	<p align="center"><u>M.A. No.164 of 2021 in O.A. No.38 of 2021</u></p> <p>Dr. Vivek V. Patil & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Miss S.P. Mahajan, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply in view of GR dated 7.5.2021. The services rendered by Medical Officers especially in COVID-19 Pandemic situation are commendable. The promotions are required to be given in time to the Medical Officers.</p> <p>3. The respondents in reply to specify how many posts of the District Health Officer in State of Maharashtra are vacant and available and also submit the calendar of process of promotion to these vacant posts.</p> <p>4. S.O. to 12.8.2021.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/- (P.N. Dixit) Vice-Chairman 20.7.2021</td> <td align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 20.7.2021</td> </tr> <tr> <td></td> <td align="center">(sgj)</td> </tr> </table> </p>	Sd/- (P.N. Dixit) Vice-Chairman 20.7.2021	Sd/- (Mridula R. Bhatkar, J.) Chairperson 20.7.2021		(sgj)
Sd/- (P.N. Dixit) Vice-Chairman 20.7.2021	Sd/- (Mridula R. Bhatkar, J.) Chairperson 20.7.2021				
	(sgj)				

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

O.A 756 with O.A 755/2020

M.R Sawant & Ors
A.P Sonawane & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Dr Gunratan Sadavarte with Dr Jayshree Patil, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.
2. Interim relief to continue till next date.
3. S.O to 13.8.2021.

Sd/-

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

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Original Application No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>20.07.2021</u></p> <p align="center"><u>O.A 1081/2019</u></p> <p>Shri P.Y Sathe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>Later on</p> <p>1. Respondent no. 2, proposes two hospitals, namely K.E.M Hospital or NAIR Hospital, where the applicant can be examined.</p> <p>2. Respondent no. 2 is directed to get the applicant examined from any of these Hospitals and inform the Tribunal about the progress regarding the same, within a period of four weeks. The examination shall be done without any charges to be paid by the applicant.</p> <p>3. S.O to 31.8.2021.</p> <p align="center">Sd/- (P.N'Dixit) Vice-Chairman (A)</p> <p align="right">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
	<p align="center"><u>20.07.2021</u></p> <p align="center"><u>O.A 1081/2019</u></p> <p>Shri P.Y Sathe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O on instructions from Mr M.P Patil, Assistant Commissioner of Police, HQ-2, Mumbai submits that the applicant was referred to Sasson Hospital, Pune. The Sasson Hospital, Pune had examined the applicant and submitted their report to Respondent no. 2 on 25.3.2021, which was received on 22.4.2021. According to them, the applicant is not having Glaucoma. On instructions, learned P.O states that Respondent no. 2 proposes to get the applicant examined from another competent experts from other two Hospitals.</p> <p>3. Respondent no. 2 is therefore directed to furnish list of two Hospitals where the competent medical experts are available in this field in the afternoon session.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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20.07.2021

C.A 47/2009 in O.A 690/2004

Shri U.K Bavdekar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Applicant in person absent. Ms S.P Manchekar, learned C.P.O for the Respondents.

2. Learned C.P.O submits that the orders of the Tribunal have been stayed by the Hon'ble High Court in its order dated 12.8.2009 in W.P 6573/2009. Learned C.P.O further submits that the decision regarding the same is still awaited.

3. As the matter is very old, we consider it necessary to dispose of with liberty to file fresh application, if decision is in favour of the applicant.

4. C.A stands disposed of accordingly.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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20.07.2021

O.A 1103/2016

Shri P.T Patil ... Applicant
 Vs.
 The State of Maharashtra & Ors ... Respondents

1. None present for the applicant. Heard Ms Archana B.K, learned P.O for the Respondents.
2. Matter is part heard. It appeared on number of times.
3. However, matter is kept under caption for dismissal.
4. S.O to 23.7.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p><u>20.07.2021</u></p> <p align="center"><u>O.A 217/2021</u></p> <p>Dr D.R Deore & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.B Deore , learned advocate for the applicants and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O informs that the affidavit in reply by Respondent no. 1 will be filed in the office today. Copy of the same has already been served to the learned counsel for the applicant.</p> <p>3. Learned counsel for the applicant states that he does not want to file any rejoinder.</p> <p>4. As the pleadings are complete, matter is admitted and placed for final hearing on 10.8.2021.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (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.

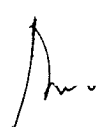
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	<p><u>20.07.2021</u></p> <p align="center"><u>O.A 118/2021</u></p> <p>Shri S.S Khaple ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O files affidavit in reply in the office and copy is given to the learned counsel or the applicant.</p> <p>3. At the request of learned counsel or the applicant, matter adjourned to 29.7.2021.</p> <p align="center">Sd/- (P.N'Dixit) Vice-Chairman (A)</p> <p align="center"> Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. of 20

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20.07.2021

O.A 216/2020

Shri S.W Thakare ... Applicant
 Vs.
 The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
2. At the request of learned C.P.O adjourned to 10.8.2021.

Sd/-
 (P.N^lDixit)
 Vice-Chairman (A)

Sd/-
 (Mridula Bhatkar, J.)
 Chairperson

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

O.A 637/2020

Shri G.S Karva ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri A.J Doshi, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents no 1 & 2 and Shri M.D Lonkar, learned advocate for Respondent no. 3.

2. Admit. Place for final hearing on 14.9.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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20.07.2021

O.A 1234/2019

Dr D.S Sawant ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri A.D Kango, learned advocate for the applicant and Ms Neelima Gohad, learned P.O for the Respondents.

2. Learned counsel for the applicant files affidavit in rejoinder. Same is taken on record.

3. Admit. Place for final hearing on 20.10.2021.

Sd/-

(P.N. Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

M.A 154/2021 in O.A 263/2021

A.D Suryawanshi & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

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

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

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

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	<p><u>20.07.2021</u></p> <p align="center"><u>O.A 779/2020</u></p> <p>Shri K.P Dhumale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that Mr Anil Niwruuti Das, Section Officer, in the erstwhile Revenue and Forest Department, was playing mischief and deliberately suppressed the file of the applicant. The applicant is having good case. Earlier, on 29.9.2020 on the basis of statement made by the Respondents in O.A 421 and 437/2020, the applications were disposed off. However, no steps were taken the concerned officer. However, when the Hon'ble High Court in W.P 2026/2019 filed by the promotees challenging the common seniority list and G.R dated 14.8.2018, wherein the date of joining of direct recruits was to be considered and not date of completion of probation for fixing the seniority, the Hon'ble High Court by order dated 23.4.2021 clarified that the seniority of the persons selected for the post of A.C.F. by nomination shall be counted from the date of issuance of appointment order after successful completion of training qua a person appointed as A.C.F. by promotion. As the promotees succeeded before the Hon'ble High Court, the Direct Recruits filed appeal before the Hon'ble Supreme Court. The Hon'ble Supreme Court by order dated 30.6.2021 granted status quo.</p> <p>3. Learned C.P.O further states that Mr S.B Chavan, applicant in O.A 421/2020 was given promotion because his name was appearing in the select list and D.P.C was conducted for the year 2019-2020. However, the name of the applicant was not in the select list and his name shall be considered after preparation of the select list, which is not till prepared.</p> <p>4. Learned counsel for the applicant has put question to the Respondents as to in the select list of 2020-2021, where the name of the applicant will appear as per the Rules.</p> <p>5. Learned C.P.O is directed to file short affidavit.</p> <p>6. S.O to 23.7.2021.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="right">Sd/-</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

O.A 263/2021

A.D Suryawanshi & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

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

2. Learned C.P.O prays for time as instructions are still awaited.

3. At the request of learned C.P.O, adjourned to 17.8.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

M.A 118/2021 in O.A 499/2020

Shri S.M Pawar ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms Jyoti Kawade holding for Shri A. Vadgaonkar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Learned P.O request for two weeks' time to file affidavit in reply to the Misc Application, seeking condonaiton of delay.

3. S.O to 3.8.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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20.07.2021

O.A 421/2021

Shri A.B Kotwal ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Mrs Punam Mahajan, learned advocate for the applicant and Smt K.S Gaikwad , learned P.O for the Respondents.

2. Learned P.O submits that the Committee, as stipulated in the G.R dated 26.8.2014 has considered the case of the applicant and the findings have been put up for the approval of the Hon'ble Minister and the Hon'ble Chief Minister. She, therefore, seeks adjournment regarding the same.

3. S.O to 30.7.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p><u>20.07.2021</u></p> <p align="center"><u>M.A 221/2021 in O.A 413/2021</u></p> <p>Shri A.S Nathaniel & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.</p> <p align="center">Sd/- _____ Sd/- _____ (P.N Dixit) (Mridula Bhatkar, J.) Vice-Chairman (A) Chairperson</p> <p>akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>20.07.2021</u></p> <p style="text-align: center;"><u>O.A 413/2021</u></p> <p>Shri A.S Nathaniel & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicants in this Original Application are all retired from time to time. All the applicants are praying that they are entitled for grant of time bound promotion.</p> <p>3. Learned counsel for the applicants seek permission to carry out typographical mistake in the prayer clause. Permission granted.</p> <p>4. Issue notice returnable on 31.8.2021.</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 in view of this present COVID-19 Pandemic situation. 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>8. S.O.to 31.8.2021.</p> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: center;">Sd/- _____</p> <p style="text-align: center;">(P.N) Dixit Vice-Chairman (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>C.A 129/2015 in O.A 144/2015</u></p> <p>Dr S.S Deshpande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Anand Deshpande, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned C.P.O for the Respondents.</p> <p>2. Learned P.O today during hearing submits that in O.A 144/2015, S.L.P filed by the Respondents before the Hon'ble Supreme Court was dismissed on 19.7.2021. Copy of the same is taken on record and marked as Exh. 'X'.</p> <p>3. Learned P.O further submits that period of two weeks may be granted to her for pay fixation and grant of pensionary benefits.</p> <p>4. At the request of learned P.O, matter adjourned to 24.8.2021 for reporting progress and implementation of the order.</p> <p align="center">Sd/- _____ (P.N. Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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>20.07.2021</u></p> <p align="center"><u>M.A 506/2019 in O.A 733/2019</u></p> <p>Shri M.R. Rathod & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Ayesha Keshodwala i/b Talekar & Associates, learned advocate for the applicants, and Ms Swati Manchekar, learned C.P.O for the Respondents and Shri S.S Dere, learned advocate for Respondents no 8 & 9.</p> <p>2. Learned counsel for the applicants submits draft amendment and seeks permission to amend the pleadings. Permission granted. Amendment to be carried out and copy of the same to be given to the office of the learned C.P.O and also learned counsel for the private Respondents within a period of two weeks.</p> <p>3. Learned counsel Shri Dere, for Respondents no 8 & 9 seeks one week time for producing additional documents by way of affidavit. In his opinion the Original Application has become infructuous in the light of the recent developments.</p> <p>4. S.O to 30.7.2021.</p> <p align="center">Sd/- (P.N)Dixit Vice-Chairman (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>20.07.2021</u></p> <p align="center"><u>M.A 105/2021 in O.A 191/2021</u></p> <p>Shri D.M Sawant ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O request for two weeks' time for filing affidavit in reply to the Misc Application.</p> <p>3. Time granted as sought for.</p> <p>4. S.O to 3.8.2021.</p> <p align="right">Sd/- ^{12/11} _____</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="right">Sd/- _____</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>20.07.2021</u></p> <p align="center"><u>O.A 1115/2019</u></p> <p>Smt S.B More ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks five weeks' time to file affidavit in reply. Time granted. However, the period shall not be extended thereafter.</p> <p>3. S.O to 24.8.2021.</p> <p align="right">Sd/-</p> <p align="center">Sd/-</p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.375 of 2021</u></p> <p>P.R. Parit ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks two weeks time to file reply.</p> <p>3. S.O. to 3.8.2021.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.7.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.265 of 2021</u></p> <p>A.B. Nyaynit ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Applicant in person and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks one week's time to file reply.</p> <p>3. S.O. to 27.7.2021 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 20.7.2021</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>O.A. No.749 of 2019</u></p> <p>V.G. Davari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the applicant, adjourned to 29.7.2021.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 20.7.2021</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>Date : 20.07.2021</p> <p align="center">O.A.No.544 of 2015</p> <p>A. A. YadavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Presenting Officer, one week time is granted to file short affidavit in reference to recent G.R. dated 19.01.2017 on which he sought to place reliance.</p> <p>3. S.O. to 27.07.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (A.P. Kurhekar)</p> <p align="center">Member (A) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 20.07.2021</p> <p align="center">O.A.No.918 of 2016</p> <p>A. S. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Arvind Bandiwadekar, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned for filing additional affidavit along with both advertisements in question.</p> <p>3. S.O. to 05.08.2021.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (A.P. Kurhekar) Member (A) Member(J)</p> <p>vsm</p>

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	<p align="center">Date : 20.07.2021</p> <p align="center">O.A.No.117 of 2016</p> <p>D. B. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. In terms of order dated 01.07.2021 passed by the Tribunal, permission is granted to Applicant to amend the O.A. Accordingly, the Applicant has amended O.A. and served the copy of amendment O.A. on the Respondents. 3. The Respondents were supposed to file reply to the amendment O.A. today. 4. Learned P.O. however requested for two weeks time to file reply to the amendment which is opposed by the learned Counsel for the Applicant. 5. In the interest of justice, one week time is granted to file reply to the amendment O.A. 6. S.O. to 27.07.2021. <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (A.P. Kurhekar) Member (A) Member(J)</p> <p>vsm</p>