

**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
	<u>O.A.298/2023</u>
	<p>Shri A.S. Kudale ... Applicant Vs. The State of Mah. & ors. ... Respondent's</p> <p>1. Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. The Applicant is seeking 1st benefit of TBP Scheme w.e.f.30.11.2021. He has made representations on 09.01.2020, 05.01.2021, 20.01.2021, 20.10.2021, 13.01.2022 and lastly on 06.03.2023, but not responded, and therefore, filed this O.A.</p> <p>3. The learned P.O. on instructions submits that the representations are under consideration of Respondent No.1 and the same will be decided within reasonable time.</p> <p>4. In view of above, learned Advocate for the Applicant submits that O.A. be disposed of with direction to Respondent No.1 to decide the representation within reasonable time.</p> <p>5. In view of above, O.A. is disposed of with direction to Respondent No.1 to take decision on the representations within a month from today in accordance to law and decision be communicated to the Applicant within a week thereafter.</p> <p>6. If Applicant felt aggrieved, he may avail further remedy. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 21.03.2023</p> <p>(skw)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.03.2023</p> <p>O.A.No.1221 of 2022</p> <p>V. L. Dharne ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In present O.A., the Applicant has raised grievance of over retention as Police Constable (Khalashi) on the establishment of Police Superintendent, Ratnagiri. He raised grievance that he is working at Ratnagiri for nearabout ten years and despite his request for transfer from time to time, he was retained though others are transferred.</p> <p>3. There is no denying that Applicant is overdue for transfer. In Affidavit in Reply, the Respondents sought to raise the plea that there are only two posts of Khalashi on the establishment of SP, Ratnagiri and if Applicant is transferred, it would affect the work. This cannot be the reason for retaining the Applicant for ten years. The Respondents ought to have transferred him after completion of his normal tenure by making suitable arrangement.</p> <p>4. Now, in Affidavit in Reply, the Respondents stated that necessary steps will be taken to transfer the Applicant in general transfer of 2023.</p> <p>5. In view of above, there is nothing to be adjudicated in this O.A. and it needs to be disposed of by suitable directions.</p> <p>6. The O.A. is allowed with directions to Respondents to take necessary steps to transfer the Applicant in general transfers of 2023 which are to be effected in the month of May, 2023 in accordance to rules and the decision be communicated to the Applicant within one week from the date of order so that he could join the place where he is posted.</p> <p>7. No order as to costs.</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 : 21.03.2023</p> <p>M. A. No.145 of 2023 in O.A.No.200 of 2023</p> <p>D. S. ChikkhaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This M.A. is filed to condone the delay of 3 years and 6 months caused in filing O.A. The delay is counted from the date of retirement i.e. 31.07.2008. Thus, the delay for the relief claimed in the matter seems to be ^{not} calculated properly. 3. In view of M.A. for condonation of delay, issue notice of M.A. to Respondents. 4. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 5. Issue notice before admission returnable on 19.04.2023 6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 8. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 9. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original/ Miscellaneous Application shall stand dismissed. 10. S.O. to 19.04.2023. Sd/- <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.03.2023</p> <p align="center">O.A.No.786, 787 & 788 of 2022</p> <p>T. D. Pednedkar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri V. R. Gawas, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. All these Original Applications are already proceeded without reply and today fixed for hearing. 3. When the matters are taken up for hearing, it is noticed particular in O.A.No.786/2022 that request of the Applicant to add two months period so as to count pensionable service, is already rejected by communication dated 20.12.2014 but it is not challenged by the Applicant in O.A. 4. In view of above, learned Counsel for the Applicant sought two weeks' time to take necessary steps for amendment. 5. S.O. to 12.04.2023. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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: 21.03.2023</p> <p align="center">O.A. No.13 of 2017</p> <p>N.S. NavaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that the Applicant to be allowed to resume the duties on the post of Extension Officer (Industries) with all other consequential service benefits. Learned Advocate for the Applicant further submits that the Applicant has submitted his final statement on 19.04.2022 and waiting for final disposal. On this background the Applicant should be allowed to resume duties on the post of Extension Officer (Industries). He further submits that O.A. was filed on 06.01.2017 and subsequently Charge-sheet was issued on 22.02.2017 for his long absenteeism for over 10 years. He further submits that Applicant is retiring on 30.09.2023.</p> <p>3. Learned CPO submits that D.E. is already completed and final orders are to be issued.</p> <p>4. We direct Respondents to complete the Departmental enquiry and communicate the final decision to the Applicants by 30.05.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 21.03.2023</p> <p style="text-align: center;">O.A. No.891 of 2022</p> <p>K.S.A.H. ShaikhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Madhavik Ayyappan, learned Advocate i/b. Talekar and Asso., learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits she want to file provisional Seniority list along with order given to the Applicant. Learned Advocate for the Applicant further submits that on account of the revised provisional seniority list the Seniority of the Applicant is restored. Learned Advocate for the Applicant further submits that earlier the Respondents have promoted candidates Junior to the Applicant on the basis of this provisional seniority list. Learned Advocate for the Applicant has pointed out that interim relief is granted directing Respondents to keep one post vacant.</p> <p>3. Learned C.P.O. submits that revised seniority list is published on 03.02.2023. Learned C.P.O. has filed Affidavit-in-Sur-Rejoinder dated 21.03.2023 filed by Vikram N. Dhamal, through Respondent Nos.1 & 2. The same is taken on record. Learned C.P.O. submits that Department has called for information and if the Applicant is found eligible his application will be considered.</p> <p>4. By order dated 06.09.2022 we directed the Respondent – State to keep one post of Deputy Engineer vacant, if at all the Applicant is found eligible by the Department while considering the case of promotion.</p> <p>5. Learned C.P.O. requested for two months to prepare the final seniority list.</p> <p>6. S.O. to 13.06.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula R. Bhatkar, J.) Chairperson</p> <p style="text-align: center;">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.319 OF 2023

DISTRICT : PUNE

Sub.:- Transfer

Shri Sadashiv S. Survase.

)...Applicant

Versus

1. The State of Maharashtra & Anr.)...Respondents

Mr. A.V. Bandiwadekar, Advocate for Applicant.

Smt. K.S. Gaikwad, Presenting Officer for Respondents.

CORAM : A.P. KURHEKAR, MEMBER-J

DATE : 21.03.2023

ORDER

1. Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.

2. The Applicant has challenged the transfer order dated 16.03.2023 whereby he is transferred from the post of Joint Director of Industries, Pune to Joint Director of Industries, Mumbai and in his place, Respondent No.2 – Mr. Dekate was posted as *vice-versa*.

3. The learned Advocate for the Applicant sought interim relief inter-alia contending that though Applicant has completed normal tenure, he could not be transferred in such a manner mid-term, that too, only to

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accommodate Respondent No.2. He has further pointed out that there is neither proposal for transfer of the Applicant nor it is vetted by Civil Services Board (CSB). On this line of submission, he submits that transfer order dated 16.03.2023 is totally arbitrary and liable to be stayed.

4. Per contra, learned P.O. has tendered file for the perusal and fairly concedes that neither there is proposal for transfer of the Applicant nor file was placed before the CSB. However, she maintained that it is approved by Hon'ble Chief Minister as Competent Authority.

5. True, Applicant was posted at Pune by order dated 06.08.2019 and would be due for transfer in general transfers of 2023. However, he is transferred abruptly by order dated 16.03.2023 only to accommodate Respondent No.2. The perusal of file makes it quite clear that Respondent No.2 was posted at Mumbai on 05.03.2021 and has not completed normal tenure. However, he made request for transfer to Pune in place of Applicant. The Department made endorsement that the post of Pune is not vacant, but despite this situation, directions were given by Hon'ble Minister as well as Hon'ble Chief Minister to transfer him in place of Applicant and that is why, Applicant is displaced.

6. As such, there is absolutely no special reason or administrative exigency for such mid-term transfer as contemplated under Section 4(5) of 'Transfer Act 2005'. Only to accommodate Respondent No.2 who was not due for transfer, the impugned order is passed which is totally arbitrary and nothing but classic example of favoritism and misuse of power. Apart, non-placing the matter before CSB as mandated by Hon'ble Supreme Court in **(2013) 15 SCC 732 (T.S.R. Subramanian and Ors. Vs. Union of India & Ors.)** is also fatal. If transfers in such manner are allowed to continue, it would defeat the very purpose of 'Transfer Act 2005'.

6. In this view of the matter, *ex-facia*, impugned transfer order dated 16.03.2023 displacing the Applicant is unsustainable in law and liable to be stayed.

7. For the aforesaid reason, interim relief as prayed in Prayer Clause 10(a) is granted.

8. Issue notice to the Respondents as to why interim relief should not be made absolute by returnable date.

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 O.A. 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 three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.



14. S.O. to 5th April, 2023.

Sd/-

(A.P. Kurhekar)
Member-J
21.03.2023

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.12/2023</u></p> <p>Shri J.M. Kawade ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents is present.</p> <p>2. Today learned Advocate for the Applicant filed Rejoinder. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission to 3rd April, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 21.03.2023</p> <p>(skw)</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 align="center"><u>O.A.116/2023</u></p> <p>Shri T.R Kamble & Ors. ... Applicants</p> <p align="center">Vs.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. On previous date, last chance was granted to learned P.O. either to take remedial measures in view of the decision rendered by the Tribunal in O.A.155/2020 decided on 18.03.2020 or to file reply. However, learned P.O. today again sought time.</p> <p>3. One week time is granted as most last chance either to file reply or to take remedial measures as justified above and no further time will be granted.</p> <p>4. S.O. to 29th March, 2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member-J 21.03.2023</p> <p>(skw)</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 align="center"><u>M.A.78/2023 in M.A.77/2023 in O.A.343/2022</u></p> <p>Shri H.K. More ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Shri D.S. Pagare, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. These two M.As are filed for condonation of delay of 70 days and for restoration of O.A.343/2022, which was dismissed for default on 21.10.2022.</p> <p>3. The learned Advocate for the Applicant submits that when the matter was called out, he was engaged in High Court, and therefore, could not remain present. Indeed, this could not be a reason for non-appearance and he should have made proper arrangement to representing him <i>to</i></p> <p>4. However, in the interest of justice, considering that Applicant is retired Government servant, I am inclined to condone the delay and restore the O.A. subject to cost of Rs.2000/- payable as condition precedent.</p> <p>5. If cost of Rs.2000/- is deposited within two weeks from today, the order of dismissal would stand recalled and O.A. be listed for hearing. If cost is not paid within two weeks from today, this M.A. would stand dismissed without reference to the Tribunal.</p> <p>6. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 21.03.2023</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.202 of 2016</u></p> <p>Smt. Sharadini S. Ketkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for Respondents No.1 & 2 and Shri S.P. Wasnik, learned Advocate for Respondent no.3.</p> <p>2. In the course of arguments it is found that this Tribunal by order dated 24.2.2016 has given following directions:</p> <p style="padding-left: 40px;"><i>"2. In so far as the interim relief is concerned it is no doubt true that the applicant cannot be left entirely unprotected. But equally true is the fact that those who are unquestionably eligible to be appointed should not be made to needlessly wait. Therefore, in our opinion a just balance could be struck by directions to the respondents that if the said four candidates are appointed it must made clear to each of them that their appointment is subject to the outcome of this OA. This interim order shall remain in force till further orders."</i></p> <p>3. Thus, it was obligatory on the part of the respondents to mention this fact. However, when order of appointment was issued on 7.11.2016 to selected candidate Dr. Shushma Damuji Dongare-Respondent No.3, it is found that such fact is not mentioned in her order and therefore no order can be passed against her and no action can be taken against respondent no.3 in this OA. It is to be noted that applicant has secured 56 marks so we want MPSC to deliberate on this issue.</p> <p>4. Ld. Advocate for respondent no.3 relied on the judgment and order dated 3.6.2010 passed by the Hon'ble</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Supreme Court in Civil Appeal No.2808 of 2008 State of Orissa & Anr. Vs. Rajkishore Nanda & Ors.</p> <p>5. On 19.12.2015 MPSC published eligibility criteria of the experience and interviews were conducted on 5.1.2016.</p> <p>6. S.O. to 23.3.2023 at 2.30 p.m.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) 21.3.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson 21.3.2023</p> </div> <div style="text-align: center;"> <p>2</p> </div> </div>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.758 of 2022</u></p> <p>V.V. Mali ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for Respondent No.1 and Shri R.B. Khot, learned Advocate for Respondent No.2.</p> <p>2. Ld. PO seeks time to file affidavit of Superintendent of Police, Kolhapur explaining extension of date and computation of period of 1095 days as eligibility for Home Guards.</p> <p>3. S.O. to 29.3.2023.</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>21.3.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>21.3.2023</p> </div> </div>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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


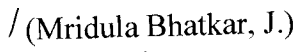
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Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.625 of 2021</u></p> <p>K.D. Binner & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 11.4.2023 by way of last chance.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-  (Medha Gadgil) Member (A) 21.3.2023</p> </div> <div style="text-align: center;"> <p>Sd/-  (Mridula Bhatkar, J.) Chairperson 21.3.2023</p> </div> </div> <p>(3gj)</p>

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

Date: 21.03.2023

O.A. No.272 of 2023

N.B. KolekarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for Caveator.
2. Learned Advocate for the Applicant seeks permission to amend O.A. in respect of Prayer Clause of order of reversion which was served on him yesterday night.
3. Amendment as prayed is granted.
4. Learned Advocate for the Applicant submits that he will carry out the amendment forthwith.
5. Learned Advocate Shri M.D. Lonkar for the Caveator submits that he want to challenge O.A. on the ground of maintainability of territorial jurisdiction.
6. S.O. to 23.03.2023.

Sd/-
(Medha Gadgil)
Member (A)

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 21.03.2023</p> <p style="text-align: center;">O.A. No.310 of 2023</p> <p>N.B. RathodApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.S. Dere & Assoc., learned Advocate for the Applicant and Ms S.P. Manchekar, learned Presenting Officer for the Respondents. 2. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 27.03.2023. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 27.03.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula R. Bhatkar, J.) Chairperson</p> <p style="text-align: center;">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 21.03.2023</p> <p>O.A. No.306 of 2023</p> <p>A.P. DeokateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri U.V. Bhosale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 05.04.2023. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 05.04.2023. <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 21.03.2023</p> <p>O.A. No.311 of 2023</p> <p>A.Y. Madale,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.S. Dere & Assoc., learned Advocate for the Applicant and Ms S.P. Manchekar, learned Presenting Officer for the Respondents. 2. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 27.03.2023. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 8. S.O. to 27.03.2023. <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula R. Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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	<p>Date: 21.03.2023</p> <p align="center">R.A. No.17 of 2022 in O.A. No.200 of 2020</p> <p>M.P. JamadarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.P. Jamadar, Applicant-in-Person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Affidavit-in-Reply on behalf of Respondent is already filed.</p> <p>3. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>4. S.O. 03.04.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p align="center">NMN</p>

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	<p>Date: 21.03.2023</p> <p align="center">M.A. No.657 of 2022 in O.A. No.507 of 2022</p> <p>R.G. Shendge,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri P.G. Bagade, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned CPO seeks four weeks time since report is given to the Applicant and his submission is called.</p> <p>4. S.O. 18.04.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p align="center">NMN</p>

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	<p>Date: 21.03.2023</p> <p align="center">O.A. No.1306 of 2022</p> <p>S.A. More & Anrs.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.A. Desai, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. submits that Affidavit-in-Reply on behalf of Desk – 16 (B), G.A.D. (Services) and MPSC will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. Learned Advocate for the Applicant seeks two weeks time to file Rejoinder, if any.</p> <p>4. S.O. 05.04.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>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>Date: 21.03.2023</p> <p align="center">C.A. No.65 of 2022 in O.A. No.263 of 2019</p> <p>D.B. Vithoba KodagApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.A. Kashid, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. informs that file was sent to L&JD on 06.03.2023 for grant of permission to file Writ Petition.</p> <p>3. Learned P.O. seeks three weeks time to file Writ Petition.</p> <p>4. S.O. to 11.04.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</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>Date: 21.03.2023</p> <p align="center">O.A. No.1259 of 2022 with O.A. No.659 of 2022</p> <p>G.R. Shelar & Anrs., Y.M. SavaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant in O.A.1259/2022, Ms. Racheeta Dhuru, learned Advocate instructed by Ms. Savita Suryawanshi, learned Advocate for the Applicant in O.A. No.659/2022, Shri S.B. Deore, learned Advocate for the Respondent No.4 & 5 in O.A. No.659/2022, Ms Madhavik Ayyappan, learned Advocate i/b. Talekar and Asso., learned Advocate for the Respondent No.8, 10, 12, 17, 22, 25, 28, 29, 31, 34 35 & 50 in O.A. No.659/2022, Shri Deepak Pote, learned Advocate a/w. Shri Sandeep Vokate, learned Advocate i/b. Shri Manish Tripathi, learned Advocate for Respondent No.51, 56, 58 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to 24.03.2023 at 01.00 p.m.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.03.2023</p> <p>M. A. No.170 of 2023 in O.A.No.299 of 2023</p> <p>Dr. A. S. KudaleApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri U. V Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This M.A. is filed to condone the delay of 10 months caused in filing O.A. 3. The office objection, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 19.04.2023 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original/ Miscellaneous Application shall stand dismissed. 9. S.O. to 19.04.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.03.2023</p> <p align="center">M. A. No.106 of 2020 in O.A.No.146 of 2020</p> <p>K. R. SutarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Advocate are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply in O.A.</p> <p>3. O.A. and M.A. are to be heard together and, therefore, reply in O.A is necessary.</p> <p>4. In M.A. reply is already filed.</p> <p>5. S.O. to 11.04.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 21.03.2023</p> <p align="center">O.A.No.237 of 2023</p> <p>S. S. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit in Reply is under preparation and same will be filed during the course of the day. The statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 05.04.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.03.2023</p> <p align="center">M.A. No.144 of 2023 in O.A.No.177 of 2023</p> <p>R. S. BhapkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for amendment so as to challenge the order dated 17.02.2023 which is passed during the pendency of O.A. thereby treating period of suspension as such. It being subsequent development, permission granted to amend the O.A. as well as prayer clause. The impugned order dated 17.02.2023 be also paginated in O.A. at proper place. Amendment be carried out within a week.</p> <p>3. Three weeks time is granted to learned P.O. to file reply to O.A. including inclusive of amendment.</p> <p>4. S.O. to 11.04.2023.</p> <p align="right">Sd/- v v v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.03.2023</p> <p align="center">O.A.No.235 of 2022</p> <p>Rajendra P. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. V. Thorat, 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 for final submission.</p> <p>3. S.O. to 28.03.2023.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.03.2023</p> <p align="center">O.A.No.1216 of 2022</p> <p>Dr. V. K. PatneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Pooja Mankoji holding for Shri S.S. Dere , 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 reply on behalf of Respondent Nos.1 to 3. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks time is granted to file Rejoinder.</p> <p>4. S.O. to 06.04.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.03.2023</p> <p style="text-align: center;">M. A. No.383 of 2022 in O.A.No.548 of 2021</p> <p>I. G. ChappalwarApplicant</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 M.A. is filed for restoration of O.A.No.548/2021 which is disposed by the Tribunal on 24.06.2022 stating that O.A. has become infructuous. 3. M.A. was before Registrar for considerable time for removal of objections but objections are not removed, therefore, ultimately it is listed before the Tribunal. Thus, the Applicant's Advocate seems not interested in the matter. 4. In view of above, M.A. is dismissed in default. 5. No order as to costs. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 : 21.03.2023</p> <p>O.A.No.1252 of 2022</p> <p>Mohd. T. A. GaniApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale holding for Shri C. T. Chandratre, learned Counsel for the Applicant and Smt. Kranti Gaiwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of Respondent Nos.1 and 2. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks' time is granted to file Rejoinder.</p> <p>4. S.O. to 05.04.2023.</p> <p style="text-align: right;">^ Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p align="center"><u>21.03.2022</u></p> <p align="center"><u>O.A 904/2022</u></p> <p>Smt S.S Rathod & Ors ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pradnya Talekar with Ms Madhvi Ayyappan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Order dictated in open Court. Original Application stands dismissed.</p> <p align="right">Sd/-</p> <p>(Medha Gadgil) ✓ (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>