O.A. No.324 of 2022

D.C. Shelkande ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Smt. V.K. Jagdale, 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 16.6.2022. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

M.A. No.209 of 2022 in O.A. No.326 of 2022

N.N. Kulkarni ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Applicant in person 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 in MA returnable on 16.6.2022. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.345 of 2022

M.W. Shinde ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad holding for Shri A.J. Chougule, 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 15.6.2022. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.354 of 2022

S.G. Gole ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri S.G. Kudle, 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 15.6.2022. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would 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. 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.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

M.A. No.134 of 2022 in O.A. No.190 of 2022

Dr. V.S. Abnave ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Smt. Punam Mahajan, Ld. Advocate for the applicant has filed leave application.

3. S.O. to 5.5.2022.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

M.A. No.143 of 2022 in O.A. No.247 of 2022

J.G. Gawari ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. PO states that she will file reply in the next week.

3. S.O. to 5.5.2022.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.97 of 2022

A.D. Nagare ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri A.S. Pawar holding for Shri A.A. Desai, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. On oral request of Ld. PO adjourned to 9.6.2022.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.124 of 2022

S.B. Sawant ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. It is pointed out that by order dated 25.3.2022 delay is already condoned and notice is already issued in the OA and the respondents have been already served.

3. S.O. to 15.6.2022 for filing reply.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.181 of 2022

S.D. Bhoir ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Reply of the respondents filed by Ld. PO is taken on record.

3. Matter is admitted and kept for final hearing on 15.6.2022 with liberty to file rejoinder.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

O.A. No.218 of 2022

B.T. Kolekar ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. PO seeks time till 25.4.2022 to file reply.

3. S.O. to 25.4.2022.

Sd/-
(M.A. Lovekar)
Member (J)
21.4.2022

(sgj)

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

O.A 848/2021

Shri M.D Chopde & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.S Dere, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. Pursuant to our order dated 29.10.2021, learned P.O produces copy of letter dated 6.4.2022, stating that the case of the applicants is similar to the case of the applicants in O.A 353/2021, O.A 907/218 and W.P 97384/2020.

3. In view of this, Respondent-State is required to take further appropriate steps as prayed by the applicants in the Original Application.

4. Learned P.O submits that the Desk Officer, Home Department will remain present on the next date and inform what steps Home Department will be going to take. We would also like to know from the Officer whether the Home Department is not bound by the orders of the Tribunal in the above matters and when they are going to take further appropriate steps.

5. S.O to 25.4.2022.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

O.A 108/2020, O.A 109/2020, 468 & 469/2020

P.P Shinde & Ors [O.A 108/2020]
A.R Jagtap & Ors [O.A 109/2020]
A.R Jagtap [O.A 468/2020]
P.P Shinde [O.A 469/2020]... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned counsel for the applicants states that O.A 108/2020 & O.A 109/2020 be tagged along with O.A 468 & 469/2020.

3. All the above Original Applications be tagged together.

4. Learned counsel for the applicants states that he will be filing affidavit in rejoinder.

5. S.O to 8.6.2022 with liberty to learned C.P.O to file affidavit in sur-rejoinder, if any.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

O.A 1043/2021

Shri A.S Jaiswal ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned counsel for the applicant states that no Departmental Enquiry is pending against the applicant nor the applicant is undergoing any punishment as of today and therefore, he is entitled to get promotion.

3. Learned Counsel for the applicant further submits that the Hon'ble Chief Minister has granted approval for promotion of the applicant to the post of Joint Commissioner, Sales Tax.

4. We direct the Respondents to make statement in response to the above submissions by way of affidavit in reply.

5. S.O to 5.5.2022.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Sd/-

(Medha Gadgil)
Member (A)

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

M.A 505/2021 in O.A 852/2019

Shri N.D Dharade ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Ms Savita Suryavanshi holding for Shri V.V Joshi, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents

2. This Misc Application is filed seeking condonation of delay of 2 years and 10 months in filing the Original Application 852/2019.

3. The cause of action arose on 20.5.2016 when the applicant was removed from service by the Sub Divisional Officer, Respondent no. 3. Applicant filed appeal before the Collector, Pune, which was dismissed by order dated 25.7.2016. Therefore, the limitation period started from 5.10.2017. In the meanwhile the applicant approached the Human Rights Commission on 6.4.2017 and the matter was disposed of on 27.3.2019 with direction that this was the wrong Forum to challenge the order of removal of the applicant from service.

4. In view of the fact that the applicant has approached the wrong Forum, this period is excluded from the period of limitation.

5. Hence the Misc Application seeking condonation of delay is allowed and disposed of.

6. O.A 852/2019 to be placed on Board on 22.6.2022.

Sd/- Sd/-

(Medha Gadgil) Member (A) **(Mridula Bhatkar, J.) Chairperson**

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

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

21.04.2022

M.A 353/2021 in O.A 697/2021

B.P Satpute & Ors ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.M Kolge, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondents

2. Learned P.O is granted time to file affidavit in reply by way of last chance

3. S.O to 7.6.2022.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

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

21.04.2022

O.A 213 & 214/2018

A.A Walvekar [O.A 213/2018]
V.S Suryawanshi [O.A 214/2018]... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.D Patil, learned advocate for the applicants and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.

2. Learned P.O files affidavit in reply in both the Original Applications.

3. Learned counsel for the applicant submits that in view of the order dated 25th August, 2021, passed by the Hon'ble Bombay High Court, Nagpur Bench in W.P 5721/2019, the applicants are similarly situated and entitled to the same relief.

4. Learned P.O seeks time to take instructions and file short affidavit in reply.

5. S.O to 28.4.2022.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

M.A 465/2021 in O.A 214/2020

Shri S.K Khomane ... 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. Learned counsel for the applicant seeks time to file affidavit in rejoinder.

3. Last chance is given to the learned counsel for the applicant to file affidavit in rejoinder.

4. S.O to 14.6.2022.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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
	21.04.2022 **O.A 769/2021 with M.A 405/2021** Shri P.D Bombe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents 1. None for the applicant. Heard Mrs K.S Gaikwad holding for Shri A.J Chougule, learned P.O for the Respondents. 2. Admit. 3. Place for final hearing on 21.7.2022. Sd/- **(Medha Gadgil)** **Member (A)** Akn Sd/- **(Mridula Bhatkar, J.)** **Chairperson**

[P.T.O.

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

Date : 21.04.2022

O.A.No.284 of 2020

A.B. Gadhave ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Pursuant to order dated 19.04.2022 wherein following paragraphs are quoted for ready reference:-

> *"2. The Applicant has applied for the post of Police Sub Inspector in Group-B category pursuant to the Advertisement dated 09.01.2019. He applied in the Sports NT Category. Applicant has played Soft Ball competition at National Level. However, he was not selected because the cut-off marks for NT Sports category in common is shown as 73 marks and the Applicant has secured 67 marks.*
>
> *3. The learned Advocate Mr. Khaire has submitted that only one major point in this matter is that the Respondent-State while fixing the cut-off marks for NT sports category ignored the Group-wise category as A, B, C, D. Keeping in view this category it is necessary for the Respondent-M.P.S.C. to fix the cut-off marks as per Rule 8 of the M.P.S.C. Rules of Procedure, 2014. Mr. Khaire, learned Advocate submits that the policy of the State by the M.P.S.C. is erroneously interpreted."*

3. Learned P.O. submits that these all submissions cannot be considered because the game of Soft Ball was not included as per G.R. dated 01.07.2016. She produces list of the games which were played in Olympic Game in the year 2020, Common Wealth Game played in the year 2018 and Asian Game played in the year 2018.

4. Adjourned to 25.04.2022.

Sd/-

Sd/-

(Medha Gadgil)
Member(A)

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2737 (50,000—4-2019) |Spl.- MAT-F-2 E.

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

21.04.2022

O.A 412/2021

S.M Ahivale ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri V.P Sanvikar holding for Shri N.P Deshpande, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Admit.

3. Place for final hearing on 12.7.2022.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Sd/-

(Medha Gadgil)
Member (A)

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019)

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

21.04.2022

M.A 162/2020 in O.A 258/2020

Ms Chaitali A. Rane ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

1. The applicant, who aspiring to be Talathi, appeared for the Examination in the year 2015, has filed the present Original Application for seeking direction that she be appointed on the post of Talathi as per the report submitted by Respondent no. 2, S.D.O, as the vacancy fell within one year from the date of result, i.e. 5.10.2015.

2. Learned counsel for the applicant has submitted that the applicant is at Serial No. 1in the waiting list, which was prepared on 5.10.2015. It was supposed to lapse on 4.10.2016. As the post of post of Talathi fell vacant within one year from the date of declaration of the result, therefore, Respondent no. 2, S.D.O had submitted report to the Respondent no. 1, Collector, about the said vacancy in his establishment. However, the applicant was not aware of the said communication and the vacancy. The applicant had knowledge of this vacancy and therefore she filed representation on 5.4.2018. The representation was not considered. She waited for six months for reply to her representation. Learned counsel further submits that after 5.10.2019 till 5.10.2020 the applicant had time to file the Original Application. Learned counsel submits that in between the applicant has moved the Hon'ble Bombay High Court and filed Writ Petition No. 11548/20219 and by order dated 24.1.2020 the Hon'ble High Court directed the applicant to approach the Tribunal. Therefore, the applicant has filed the present O.A 258/2020 on 4.6.2020 along with Misc Appliction seeking condonation of delay. Learned counsel for the applicant submitted that there is no delay and the applicant has a good cause on merits and therefore, the delay should be condoned.

3. Learned P.O has relied on the affidavit in reply dated 15.12.2021 filed by Shri Padmakar Rokade, Sub Divisional Officer, Mumbai Eastern Suburban Office, Mumbai, and opposed the Misc Application seeking condonation of delay.

4. We have considered the submissions made by the learned counsel for the applicant and so also the affidavit in reply. We are of the opinion that there is

P.T.O.

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

some delay on the part of the applicant. The reasons given by the applicant are not fully satisfactory. However, it show that the applicant has approached the Respondents by filing representation dated 5.4.2018 that her name should be recommended for the post of Talathi as the vacancy fell within one year from the date of result.

5. In view of the above, we allow the Misc Application seeking condonation of delay and impose cost of Rs. 2000/- on the applicant, which should be deposited in the Manodhairya Scheme, with the Women and Child Welfare Department, Government of Maharashtra on or before 30.4.2022.

6. O.A 258/2020 be placed on Board on 13.6.2020.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2737 (50,000—4-2019)

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

Date : 21.04.2022

O.A.No.378 of 2022

J.S. Dhaytadak ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. S.D. Munde, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. The Applicant is challenging the communication of his rejection from selection list for the post of Police Constable Driver. Respondent, Home Department has issued advertisement dated 30.11.2019 for filling up 156 posts for the post of Police Constable Driver. Applicant has applied in NTD category. He cleared written examination. He was called for physical test. His height was shown as 164.7 and 164.8. He submits that his height initially when measured was 165 cms. However his candidature was rejected at the final stage when he again had to go for Physical test at the time of joining. He submits that the height of the Applicant is wrongly measured below 165 and his earlier height should have been accepted or he should be send to medical board for measurement of his height. He has also submitted that earlier in the year 2018 the Applicant has applied for the post of Constable and at that time he was held eligible in the physical test and when his height was measure it was found 165 cms.

3. Learned P.O. submitted that it is admitted fact that initially height was measured 165 cms. because he was measured with group of candidates and thereafter for the purpose of accuracy height is required to be measured individually at the time of joining. If the candidate clears the physical test

[P.T.O.

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

only then he becomes eligible and is given appointment letter. Learned P.O. further submits that it is the post of Constable driver therefore the minimum requirement of the height matters and it cannot be compromised. She further submitted that the height is measured in three readings on one machine. Thus, there were total 12 readings and every time is height is shown as 164.7 and 164.8

4. We have considered the submissions of learned Advocate and learned P.O. . We did not find any ground to reject the submissions of learned P.O. who is also instructed by Mr. Yogesh Kumar, Deputy Commissioner of Police, Head Quarter, Mumbai. For measuring the proper procedure is followed as there are 12 readings in respect of the measurement of the height of the Applicant.

5. We are of the view that there is no procedural flaw or any particular step which is missed by the Respondent. Under such circumstances we are of the view that it is not necessary to send the applicant to any physical test. No merit is found in the present case. Hence, O.A. is dismissed.

Sd/-

(Medha Gadgil)
Member(A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2737 (50,000—4-2019)

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

Date : 21.04.2022

O.A.No.424 of 2022

Dr. K. B. Batte .... Applicant

Versus

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

1. Smt. A. V. Bandiwadekar, learned Counsel for the Applicant has sent leave note. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. When the matter was taken up for final hearing, it is noticed that in similar matter the Tribunal has granted the relief of increments, leave, condonation of break, grant of old pension scheme etc. But being aggrieved by the decision therein the Government has filed W.Ps and it is sub judice before the Hon'ble High Court. That apart learned P.O. has tendered order of the Hon'ble High Court passed in another matter i.e. ***W.P. No.2303/2019 State of Maharashtra V/s Dr. Rajesh Gaikwad*** wherein it is observed that *prima-facie* order passed by the Tribunal suffers from errors of law, deserving interdiction. The Hon'ble High Court also states that the contempt proceedings initiated by original Applicants before the Tribunal shall remain stayed.

3. Thus, apparently the same issue about entitlement of increment, earned leave, condonation of break, applicability of old pension scheme etc. are sub judice before the Hon'ble High Court in various Writ Petitions.

4. In view of above, it is desirable to wait for the decision of the Hon'ble High Court for some period.

5. S.O. to 13.06.2022.

Sd/-

(A.P. Kurhekar)
Member(J)

[*P.T.O.*

vsm

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

O.A.773/2021

Dr. S.G. Kadam ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents.

2. Today, learned P.O. has filed Affidavit-in-Sur-rejoinder on behalf of Respondent Nos.1 and 2. It is taken on record.

3. Adjourned for hearing on 13.06.2022.

Sd/-

(A.P. Kurhekar)
Member-J
21.03.2022

(skw)

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

O.A.1009/2021

Shri S.B. Kamble ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.

2. Today, learned Advocate for the Applicant has filed Rejoinder. It is taken on record.

3. Adjourned for hearing on 09.06.2022.

Sd/-

(A.P. Kurhekar)
Member-J
21.03.2022

(skw)

(G.C.P.) J 2959 (A) (50,000—3-2017)

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

O.A.101/2022

Shri S.T. Ghawali ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents.

2. Today, learned P.O. has filed Affidavit-in-Sur-rejoinder. It is taken on record.

3. Adjourned for hearing on 13.06.2022.

Sd/-

(A.P. Kurhekar)
Member-J
21.03.2022

(skw)

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

O.A.797/2021

Shri B.D. Jadhav ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned P.O. for Respondents.

2. Today, the matter is for hearing without reply, since Respondents failed to file reply within time granted by the Tribunal.

3. However, today learned P.O. sought permission to file Affidavit-in-reply on behalf of Respondents. It is taken on record.

4. Two weeks' time is granted to file Rejoinder.

5. S.O. to 4th May, 2022.

Sd/-

(A.P. Kurhekar)
Member-J
21.03.2022

(skw)

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.74 of 2022

R.P. Pimpalgaonkar ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. B.G. Ligade, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. submits that affidavit-in-reply will be filed during the course of the day.

3. It be taken on record. Copy be served upon learned Advocate for the Applicant.

4. Adjourned to 08.06.2022 for rejoinder if any.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

M.A 337/2017 in O.A 35/2021

Shri S.A Adake ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Learned P.O prays time to file affidavit in reply.

3. Learned P.O is granted permission to file affidavit in reply and furnish the copy of the same to the learned counsel for the applicant one day in advance.

4. S.O to 27.4.2022.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[*P.T.O.*

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

C.A 18/2022 in O.A 614/2021

Shri B.D. Ingale ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Dr P.G Kayande, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Learned P.O submits that the Respondent-State is now in the process of filing Writ Petition before the Hon'ble High Court and the Respondents will comply with the order of the Tribunal subject to the outcome of the Writ Petition which will be filed before the Hon'ble High Court.

3. Learned P.O is directed to file a short affidavit in reply to that effect.

4. S.O to 16.6.2022.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

M.A 294/2021 in O.A 611/2021

Shri S.V Bhramhe ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Ms Savita Suryawanshi, holding for Shri V.V Joshi, learned advocate for the applicant and Mrs K.S Gaikwad, holding for Ms Archana B.K, learned P.O for the Respondents.

2. Respondents are directed to file affidavit in reply by way of last chance.

3. S.O to 8.6.2022.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

21.04.2022

C.A 50/2021 in O.A 294/2020

Shri M.A Kute ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms Purva Pradhan i/b Shri D.B Khaire, learned advocate for the applicant and Mrs K.S Gaikwad,learned P.O for the Respondents.

2. Learned P.O produces copy of letter dated 13.4.2022 written by Under Secretary, M.P.S.C to the Addl. Chief Secretary, Home Department, Mantralaya, Mumbai wherein they have recommended the name of the applicant for appointment. Learned P.O states that in view of the above, the order of this Tribunal is complied with.

3. As the order of the Tribunal is complied with, nothing remains in the Contempt Application and the same stands disposed of.

Sd/- Sd/-

(Medha Gadgil) **(Mridula Bhatkar, J.)**
Member (A) **Chairperson**

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) |Spl.- MAT-F-2 E.

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

21.04.2022

C.A 47/2021 in O.A 280/2017 with O.A 241/2019

Shri V.V Punathil ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Learned P.O states that Respondents have filed Writ Petition before the Hon'ble High Court in respect of O.A 280/2017.

3. So far as O.A 241/2019 is concerned, Provisional Pension is being paid to the applicant.

4. Learned P.O produces copy of the letter dated 10.1.2022 addressed to the office of the Accountant General and their reply dated 29.3.2022. In the said reply they have pointed out that as per the letter dated 10.1.2022 departmental enquiry against the applicant is in progress and hence his pension case cannot be finalized till the conclusion of the departmental enquiry. In view of the above fact, the Respondents have not challenged the order in O.A 241/2019 before the Hon'ble High Court.

5. Respondents are directed to clearly point out and incorporate para 36 of the order of this Tribunal dated 25.6.2021 in O.A 241/2019, by addressing letter to the office of the Accountant General.

6. S.O to 2.5.2022.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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
	21.04.2022 **O.A 348/2022** Shri Kalyan J. Chhoriya ... 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. The applicant has filed the present Original Application seeking directions to the Respondents to forthwith consider the case of the applicant to the post of Executive Engineer and in the alternative without prejudice to the above, pending hearing and final disposal of this O.A, this Hon'ble Tribunal be pleased to keep one post of Executive Engineer vacant. 3. Learned C.P.O is directed to file a short affidavit before the next date. 4. S.O to 5.5.2022. If any promotion is made, that will be subject to the outcome of this Original Application. Sd/- Sd/- **(Medha Gadgil)** **(Mridula Bhatkar, J.)** **Member (A)** **Chairperson** Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) |Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.130 of 2022

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

1. Ms. Punam Mahajan, learned Advocate for the Applicant has filed a leave note. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Affidavit-in-reply is already filed.

3. Matter is admitted and kept for final hearing on 12.06.2022.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.111 of 2022

D.D. Satpute ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. submits that affidavit-in-reply will be filed during the course of the day.

3. It be taken on record. Copy be served upon learned Advocate for the Applicant.

4. Adjourned to 22.06.2022 for rejoinder if any.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

[*P.T.O.*

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.44 of 2022

C.G. Shinde ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. seeks time to file affidavit-in-reply on behalf of Respondent No.1.

3. Time granted. Adjourned to 04.05.2022.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

[*P.T.O.*

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.325 of 2018 with O.A.No.13 of 2020

A.M. Jadhao ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant in O.A.No.325/2018, Mr. S.S. Dere, learned Advocate for the Applicant in O.A.No.13/2020, Mr. C.T. Chandratre, learned Advocate for the Respondent No.3 in O.A.No.13/2020 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the Respondents now seeks one week time in view that in O.A.No.13/2020 the Government has yet to file affidavit-in-reply along with documents.

3. Time granted. Thereafter if the Respondents want to file any rejoinder to that, time will be granted.

4. Adjourned to 28.04.2022.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

[*P.T.O.*

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

Date : 21.04.2022

O.A.No.865 of 2021

N.M. Ransing & Ors. ....Applicants
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Ms. Punam Mahajan, learned Advocate for the Applicant has filed a leave note. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Affidavit-in-reply is already filed.

3. Matter is admitted and kept for final hearing on 08.07.2022.

Sd/-
(Medha Gadgil)
Member(A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019)

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

Date : 21.04.2022

M.A. No.196 of 2021 in O.A.No.41 of 2021

E. B Sayyed ....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. This M.A. is filed for condonation of delay caused in filing O.A. whereby challenge is to the order dated 18.02.2020 passed by the Respondent No.3 – Commissioner for Agriculture, Pune thereby rejecting his claim for pension stating that he has not completed 10 years of qualifying service.

3. The Applicant is Ex-serviceman and after discharged from Indian Air Force, he was appointed on the establishment of Respondent No.3 as a Clerk by order dated 13.01.1987. He joined on 20.01.1987 as seen from service book produced before the Tribunal today. In view of the Zero Budget Policy of the Government, he was retrenched from the service w.e.f. 30.09.1987. However, thereafter again he was reappointed in Agriculture Department and joined on 06.04.1996. He retired on 30.04.2005. In impugned order, it is stated that Applicant has completed 9 years and 24 days service only which is less than minimum qualifying service of 10 years for grant of pension.

4. In impugned order, it is stated that the Government has not taken the decision about break in service of employees who are discharged from service in view of Zero Budget Policy adopted by the Government. The Respondent No.3 thus rejected the claim of the Applicant for pension.

[P.T.O.

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

5. Now without touching to the ~~minutes~~ merits of the case as regard delay and entitlement of the Applicant for pension, it is necessary to know what is the decision taken by the Government in respect of those employees who are retrenched in 1987 in view of Zero Budget Policy and thereafter again appointed in Government service. There must be hundreds of employees falling in this situation. Therefore, it is necessary to know the decision taken by the Government, if any, in this behalf so as to decide the present O.A. in appropriate manner.

6. Though the Respondent No.4 is State of Maharashtra through Additional Chief Secretary, Finance Department, he has not filed affidavit in reply in present O.A. Affidavit in reply is filed by Respondent No.3 only.

7. In view of above, Respondent No.4 is directed to file affidavit apprising the Tribunal about the decision taken by the Government, if any, about those employees who are retrenched in 1987 in view of Zero Budget Policy and then again reappointed in Government service.

8. One week time is granted to file affidavit.

9. Steno copy granted to learned P.O.

10. S.O. to 28.04.2022.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

(G.C.P.) J 2737 (50,000—4-2019)

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

Date : 21.04.2022

O.A.No.928 of 2019
with
O.A.No.937 of 2019

S. A. Dhamale **....Applicant**

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Today, learned Counsel for the Applicant sought permission to file additional affidavit of the Applicant and also seek permission to file reply to the charge sheet submitted by his client which is not earlier produced on record.

3. Allowed to file the same.

4. At the very outset, Learned P.O. sought time to prepare for the matter.

5. S.O. to 13.06.2022.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

[P.T.O.