

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**

**ORIGINAL APPLICATION No.719 of 2021**

**Smt. Ujwala Sorate**

**)..... Applicant**

**Versus**

**State of Maharashtra & Ors.**

**)...Respondents**

Shri Arvind V. Bandiwadekar, Counsel for the Applicant

Smt. Kranti Gaikwad, Presenting Officer for the Respondents

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 21.09.2021

**ORDER**

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the transfer order dated 17.09.2021 whereby she is transferred from the post of Tahsildar, Mandrup, Dist. Solapur to the post of Real Estate Manager, Maharashtra State Agriculture Corporation Ltd., Sakharwadi, Tal. Phaltan, Dist. Satara *inter-alia* contending that it is in contravention of Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005).
3. Learned Counsel for the Applicant submits that the Applicant has not completed normal tenure as Tahasildar, Madruo, Dist. Solapur but abruptly she has been transferred. He has further pointed out that as per tenor of the test the transfer order dated 17.09.2021, the Applicant was required to be posted on non executive post on which she was already posted and worked for

4-5 years, and therefore, there was no reason to again transfer her on non executive post as mentioned in the transfer order.

4. Per contra, learned P.O. submits that in 2014 the Applicant was suspended in view of the registration of crime under the provisions of Prevention of Corruption Act and later, on reinstatement, she was posted on non executive post subject to the decision of the criminal case and D.E. as per order dated 27.10.2014. She further submits that later in 2019, the Applicant was posted as Tahsildar, Mandrup, Dist. Solapur by order dated 18.09.2019. However, thereafter also there were complaints about her functioning. Therefore, the matter was placed before the Civil Services Board (CSB) and after approval of the Hon'ble Chief Minister, the Applicant is again transferred as Real Estate Manager, Maharashtra State Agriculture, Sakharwadi, Tal. Phaltan, Dist. Satara.

5. Learned P.O. has also tendered file for perusal of the Tribunal.

6. Perusal of file reveals that even after posting of the Applicant at Mandrup, there were certain complaints against her, and therefore, the matter was placed before the CSB and with approval of the Hon'ble Chief Minister, the Applicant was again transferred as Real Estate Manager, Maharashtra State Agriculture Corporation Ltd., Sakharwadi, Tal. Phaltan, Dist. Satara on non executive post.

7. At this stage, one need to see whether *prima-facie* there is compliance of Section 4(5) of 'Act 2005' and this is not a stage to look into the merits of complaints on the basis of which the Applicant is transferred. The insistence of elaborate inquiry of complaints by the concerned authority before transfer is not required in view of the decision of the Hon'ble Supreme Court in **Civil Appeal No.1010-1011 of 2004 (Union of India Vs. Sri Janardhan Debanath & Anr., decided on 13.02.2004)** wherein it has been observed as follows:-

*“12. The allegations made against the respondents are of serious nature, and the conduct attributed is certainly unbecoming. Whether there was any misbehavior is a question which can be gone into in a departmental proceeding. For the purposes of effecting a transfer, the question of holding an enquiry to find out whether there was misbehavior or conduct unbecoming of an employee is unnecessary and what is needed is the prima facie satisfaction of the authority concerned on the contemporary reports about the occurrence complained of and if the requirement, as submitted by learned counsel for the respondents, of holding an elaborate enquiry is to be insisted upon the very purpose of transferring an employee in public interest or exigencies of administration to enforce decorum and ensure probity would get frustrated. The question whether respondents could be transferred to a different division is a matter for the employer to consider depending upon the administrative necessities and the extent of solution for the problems faced by the administration. It is not for this Court to direct one way or the other. The judgment of the High Court is clearly indefensible and is set aside. The Writ Petitions filed before the High Court deserve to be dismissed which we direct. The appeals are allowed with no order as to costs”.*

8. In view of the matter, I am not inclined to grant interim relief.
9. Issue notice before admission returnable on
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
11. 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.
12. 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.
13. 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.

14. In case notice is not collected within seven 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.

15. S.O. to 21.10.2021.

**Sd/-**

**(A.P. KURHEKAR)**  
**MEMBER (J)**

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.318 of 2021</b></p> <p><b>D.P. Kharmate</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Leaned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent. It is taken on record.</li> <li>3. Adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 12.10.2021.</li> </ol> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.606 of 2021</p> <p>P.P. Doiphode .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Mancheakr, learned Chief Presenting Officer for the Respondents.</p> <p>2. Leaned C.P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondents No.1 &amp; 2. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 28.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.100/2021</u></b></p> <p><b>Shri Y.K. Potekar</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned P.O. for Respondents.</p> <p>2. Today, the matter is for hearing at the stage of admission, but learned P.O. seeks permission to file Affidavit-in-reply on behalf of Respondent No.4 stating that it was remained to be filed earlier.</p> <p>3. Allowed to file Affidavit-in-reply. It is taken on record.</p> <p>4. Since pleading is complete, the O.A. be kept for final hearing at the stage of admission.</p> <p>5. Adjourned to 21<sup>st</sup> October, 2021.</p> <p style="text-align: right;">Sd/- <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>21.09.2021</b></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>O.A.166/2019</u></b></p> <p><b>Shri N.W. Dandekar &amp; Ors. ... Applicants</b> <b>Vs.</b> <b>The State of Mah. &amp; Ors. ... Respondents</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Mrs. K.S. Gaikwad, learned P.O. for Respondents.</p> <p>2. This is part heard matter which was argued before this Tribunal partly and thereafter transferred to another Bench. However, again it is transferred to this Bench.</p> <p>3. During the course of hearing, at the very outset, the learned P.O. submits that the Government by order dated 30.03.2021 has already rejected the proposal dated 20.04.2018 regarding condonation of break in service. He has tendered the order dated 30.03.2021 before the Tribunal. It is taken on record and marked by letter 'X'.</p> <p>4. Shri Bandiwadekar, learned Advocate for the Applicants submits that now he wants to amend the O.A. so as to challenge the communication dated 30.03.2021 and requested for short adjournment.</p> <p>5. Adjourned to 30<sup>th</sup> September, 2021.</p> <p align="right">Sd/- <b>(A.P. Kurhekar)</b> <b>Member-J</b> <b>21.09.2021</b></p>

(skw)



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p><b>M.A.No.363 of 2021 in M.A.No.364 of 2021 in O.A.No.61 of 2020 with M.A.No.364 of 2021 in O.A.No.61 of 2020 with O.A.No.61 of 2020</b>  The State of Maharashtra &amp; Ors.  ....Applicants (Org. Respd.)</p> <p><b>Vs.</b>  S.S. Choudhari ....Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Applicants (Org. Respondents) and Ms. Asawari Ghate, learned Advocate holding for Ms. Punam Mahajan, learned Advocate for the Respondents (Org. Applicants.)</p> <p>2. M.A.No.363/2021 is filed for condonation of delay in filing M.A. for extension of time to implement the order of this Tribunal.</p> <p>3. M.A.No.364/2021 is filed for extension by 6 months time for implementation of the order dated 09.03.2021 passed in O.A.No.61/2020. She submits that the delay is caused due to 2<sup>nd</sup> wave of COVID-19 pandemic.</p> <p>3. However, learned Advocate Ms. Asawari Ghate submits that she wishes to file affidavit-in-reply.</p> <p>4. It is an accepted fact that 2<sup>nd</sup> wave of COVID-19 was seen from April, 2021 to June, 2021 and hence Respondents were unable to complete the enquiry within the stipulated time. We grant further time by 3 months to comply with the orders of the Tribunal. If enquiry is not completed by then the Tribunal will take suo moto action against the Respondents.</p> <p>5. M.A.No.363 of 2021 and M.A.No.364 of 2021 are disposed off.</p> <p style="text-align: center;">Sd/-  <b>(Medha Gaekil)</b>  <b>Member(A)</b></p> <p style="text-align: center;">Sd/-  <b>(Mridula Bhatkar, J.)</b>  <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>MA No.70/2020 in OA No.491/2019</u></p> <p>V.V. Alange ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Arjun Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Id. PO seeks time to file reply.</p> <p>3. S.O. to 26.10.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 21.9.2021 (sg)</p> <p align="right">Sd/- (Mridula R. Bhatkar, J.) Chairperson 21.9.2021</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>21.09.2021</u></b></p> <p align="center"><b><u>M.A 354/2001 in O.A 1052/2021</u></b></p> <p>A.D Gaikwad &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Asawari Ghate, learned advocate for the applicants and Mrs Kranti S. Gaikwad, learned P.O for Respondents.</p> <p>2. The present Misc Application is filed under section 25 of the Administrative Tribunals Act, 1985, seeking permission that the common grievance of the all the applicants who are residence of various places in Maharashtra, including Aurangabad are to be permitted to be adjudicated by Forum at Aurangabad.</p> <p>3. All the applicants have jointly filed common application at Aurangabad. Learned counsel for the applicants submits that the Registry of M.A.T, Aurangabad Bench has raised objection on the point of territorial jurisdiction of the applications who are residence of Mumbai and Nagpur. She submits that all the applicants have common grounds and are similarly situated.</p> <p>4. Learned P.O submits to the order of the Court and has no objection if the matter of all the applicants is tried at Aurangabad.</p> <p>5. Considered the submissions. With a view to avoid multiplicity of litigation and also saving hours of the Judges and Court, the applicants are allowed to put up their grievances before M.A.T, Aurangabad.</p> <p>6. Misc Application allowed.</p> <p align="right">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

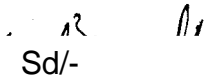
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>21.09.2021</u></b></p> <p align="center"><b><u>O.A 138/2021</u></b></p> <p>Smt S.G Koli ... Applicant  Vs.  The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O to 26.10.2021.</p> <p align="right">Sd/- </p> <p align="right">Sd/-</p> <p>(Medha Gadgil)  Member (A)  Akn</p> <p align="right">1 (Mridula Bhatkar, J.)  Chairperson</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 : 21.09.2021</p> <p align="center"><b>O.A.No.685 of 2021</b></p> <p><b>K. D. Baraf</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Initially, the O.A. has been filed by six applicants jointly but under misconception, learned Counsel for the Applicants got the names to Applicant Nos.2 to 6 deleted though in fact there was no necessity to do so.</li> <li>3. Learned Counsel for the Applicant, therefore, seeks permission to withdraw the O.A. with liberty to file fresh joint O.A. on the same cause of action instead of again amending the O.A.</li> <li>4. Allowed to withdraw the O.A. with liberty to file fresh O.A. to challenge the order dated 03.05.2021 as may be permissible in law.</li> <li>5. O.A. is accordingly disposed of with no order as to costs.</li> <li>6. Insofar as the submission placed on record by the Registrar in respect of none scrutinizing the matter by Smt. Alka Masal, Research Officer and her explanation, it be placed before the Hon'ble Chairperson for necessary action as thinks fit.</li> <li>7. The Registrar is, therefore, directed to act accordingly.</li> </ol> <p align="right">Sd/- _____ (A.P. Kurhekar) Member(J)</p> <p align="right">[P.T.O.]</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 : 21.09.2021</p> <p align="center">O.A.No.717 of 2021</p> <p>S. A. Patil .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; 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. The Applicant has challenged the transfer order dated 09.09.2021 whereby she is transferred from the post of Assistant Commissioner of Police, Meghwadi Division, Jogeshwari, Mumbai to Assistant Commissioner of Police, Mira Bhayandar, Vasai-Virar Police Commissionerate.</p> <p>3. On request of learned Counsel for the Applicant, the matter is adjourned to 23.09.2021 for consideration of interim relief.</p> <p>4. S.O. to 23.09.2021.</p> <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 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.581 of 2021</p> <p>A.S. Rege .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, 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 05.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>M.A. No.360 of 2021 in O.A. No.581 of 2021</b></p> <p><b>A.S. Rege</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for direction to the Respondent to consider the request of the Applicant for his posting at the same place as mentioned in the Application. The grievances of the Applicant that she has been transferred from Greater Mumbai -30 to Raigad – 118 by transfer order dated 09.08.2021, as she is transferred from Greater Mumbai -30 to Raigad – 118 as Food Safety Officer. Since the O.A. is already subjudice the question of entertaining this M.A. does not survives and is liable to be dismissed.</p> <p>3. However, at this stage learned Advocate for the Applicant requested to withdraw M.A. No.360/2021.</p> <p>4. Allowed to withdraw M.A.</p> <p>5. M.A. is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">M.A. No.90 of 2021 in O.A. No.164 of 2021</p> <p>R.B. Pingle .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Shri C.T. Chandratre, learned Advocate for the Applicant has sent his leave note.</li> <li>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>3. In view of leave note adjourned for hearing.</li> <li>4. S.O. to 07.10.2021.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N \_\_\_\_\_

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.667 of 2021</b></p> <p><b>H.N. Gangurde</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of the Respondents. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant one week time is granted for filing Rejoinder.</p> <p>4. S.O. to 30.09.2021.</p> <p align="right">Sd/-  (A.P. Kurhekar)  Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.650 of 2021</p> <p>A.D. Menge .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.</p> <p>2. On request of learned Advocate for the Applicant one week time is granted for filing Rejoinder.</p> <p>3. S.O. to 30.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.637 of 2021</b></p> <p>R.M. Pardeshi .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent.</li> <li>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of the Respondents. It is taken on record.</li> <li>3. Today learned Advocate for the Applicant has also filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</li> <li>4. Adjourned for hearing at the stage of admission.</li> <li>5. S.O. to 05.10.2021.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.562 of 2021</b></p> <p><b>J.N. Shaikh</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.</li> <li>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of the Respondents. It is taken on record.</li> <li>3. Two weeks time is granted to learned Advocate for the Applicant for filing Affidavit-in-Rejoinder.</li> <li>4. Interim relief to continue till next date.</li> <li>5. S.O. to 07.10.2021.</li> </ol> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.560 of 2021</p> <p>R.M. Chajchidak .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.B. Kamble, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondent and Shri Nikhil Chavan, learned Advocate holding for Shri Rajendra Anbhule for the Respondent No.2.</p> <p>2. On request of learned Respondents two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 07.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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><b>Date : 21.09.2021</b></p> <p style="text-align: right;"><b>O.A.No.378 of 2020</b></p> <p><b>S. N. Raktate</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant retired in 2013 but his retiral benefits were withheld on account of pendency of D.E. which ultimately closed by the Government on 01.04.2021. Taking note of this development, the Tribunal has passed an order on 08.04.2021 directing the Respondent No.2 to ensure the completion of all formalities and to release retiral benefits of the Applicant as per his entitlement within eight weeks from the date of order.</p> <p>3. Now, the period of more than five months is over but still the Applicant is deprived of retiral benefits.</p> <p>4. Since the Tribunal has already passed detailed order on 08.04.2021 to release retiral benefits within eight weeks from the date of order, it is for the Respondents to implement the same failing to which they may face contempt proceeding.</p> <p>5. In view of above, O.A. deserves to be disposed of and the Applicant may take suitable steps for contempt proceeding.</p> <p>6. The Applicant is at liberty to avail further remedy for grant of interest on belated payment independently.</p> <p>7. O.A. is accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J) [P.T.O.]</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 align="center">Date: 21.09.2021</p> <p align="center">O.A. No.540 of 2021</p> <p>E.P. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri R.M. Kolge, learned Advocate for the Respondent No.2.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of the Respondent. It is taken on record.</p> <p>3. On request of Shri R.M. Kolge, learned Advocate for Respondent No.2, one week time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>4. S.O. to 30.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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: 21.09.2021</p> <p>O.A. No.530 of 2021</p> <p>K.B. Upase .....Applicant Versus The State of Maharashtra &amp; 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. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 05.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 21.09.2021</p> <p style="text-align: center;">O.A. No.467 of 2021</p> <p>A.A. Chavan .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 05.10.2021.</p> <p style="text-align: right; margin-right: 50px;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center; margin-top: 20px;">NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 21.09.2021</p> <p style="text-align: center;">O.A. No.462 of 2021</p> <p>R.M. Kashelkar .....Applicant Versus The State of Maharashtra &amp; 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. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 07.10.2021.</p> <p style="text-align: right; margin-right: 100px;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center; margin-top: 20px;">NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;">Date: 21.09.2021</p> <p style="text-align: center;">O.A. No.374 of 2021</p> <p>Dr. S.B. Dube .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. This O.A. was filed only for direction to Respondents to take decision on the representation dated 14.12.2018 submitted by the Applicant in respect of adjustment of accumulated leave.</li> <li>3. Learned P.O. has tendered order dated 15.09.2021, whereby the Applicant's absence of 667 days have been considered for pension propose and will not be treated as break in service. However, he will not be entitled to pay and allowance for the said period. Thus representation made by the Applicant is already decided by order dated 15.09.2021. O.A. is therefore become infructuous and therefore required to be disposed of.</li> <li>4. The Applicant is at liberty to avail further legal remedy to challenge order dated 15.09.2021 as permissible in law.</li> <li>5. No order as to costs.</li> </ol> <p style="text-align: right; margin-right: 50px;">Sd/- (A.P. Kurhekar) Member (J)</p> <p style="text-align: center; margin-top: 20px;">NMN</p> <p style="text-align: right; margin-right: 50px;">[P.T.O.]</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: 21.09.2021</p> <p>O.A. No.807 of 2020</p> <p>J.R. Gund .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Kimaya R. Kyodbole, learned Advocate holding for Shri S.R. Deshpande, 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, by way of last chance.</p> <p>3. S.O. to 05.10.2021.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

of 20

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.09.2021</p> <p style="text-align: center;">O.A.No.706 of 2021</p> <p>S. D. Nalavade <span style="float: right;">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri A. V .Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. on instructions submits that the proposal to accommodate the Applicant at Dhule or Palghar Districts is under consideration and the decision will be taken soon.</p> <p>3. Learned P.O. requested for two weeks time to file reply.</p> <p>4. The Tribunal has already granted interim relief to not fill in the post at Nasik.</p> <p>5. Interim relief to continue till next date.</p> <p>6. One week time is granted to <sup>address</sup> address the Tribunal about the proposal of transfer of Applicant to Dhule, Jalgaon, Jawhar, or Mahad as the case may be.</p> <p>7. S.O. to 30.09.2021.</p> <p style="text-align: right; margin-right: 100px;">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 \_\_\_\_\_

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 : 21.09.2021</p> <p align="center"><b>O.A.No. 721 of 2021</b></p> <p><b>Mansi M. Bhoir</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri L. S. Deshmukh, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the order dated 30.08.2021 whereby she is transferred from the post of Tutor, G. T. Hospital, Mumbai to Sassoon Hospital, Pune <i>inter-alia</i> contending that she is transferred in contravention of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005)</p> <p>3. Learned Counsel for the Applicant sought interim relief but fairly submits that the Applicant is relieved but the post on which she was working is not filled in.</p> <p>4. Whereas, Learned P.O. sought time to take instructions and to produce the file to justify the transfer order.</p> <p>5. O.A. be kept on 23.09.2021 for consideration of interim relief and till next date the post occupied by the Applicant should not be filled in.</p> <p>6. S.O. to 23.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm <span style="float: right;">[P.T.O.]</span></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. \_\_\_\_\_**  
vsm

(A.P. Kurhekar)  
Member(J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No. 713 of 2021</b></p> <p><b>K. S. Ukirde</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri L. S. Deshmukh, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the order dated 30.08.2021 inter-alia contending that he is transferred within three weeks from the date of posting in the Institute of Nursing Education, Mumbai.</p> <p>3. Learned Counsel for the Applicant fairly submits that the Applicant is relieved but the post occupied by him at Institute of Nursing Education is not filled in.</p> <p>4. Learned P.O. sought time to take instructions and to produce the file to justify the transfer order.</p> <p>5. O.A. be kept on 23.09.2021 for consideration of interim relief and till next date, the post occupied by the Applicant at Institute of Nursing Education should not be filled in.</p> <p>6. S.O. to 23.09.2021.</p> <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 \_\_\_\_\_

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.699 of 2021</b></p> <p><b>S.V. Vadalkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent.</p> <p>2. Learned Advocate for the Applicant has tendered letter of the Applicant dated 15.09.2021, wherein she has requested her Advocate to withdraw the O.A. Letter is taken on record and marked as letter 'X'.</p> <p>3. Allowed to withdraw O.A.</p> <p>4. Interim relief granted by the Tribunal stands vacated. O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.716 of 2021</b></p> <p><b>V.D. Gurav</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. Learned Applicant has filed Power of Attorney.</li> <li>3. The petition is signed by the Applicant-in-Person and Power of Attorney is appointed to represent her in the Tribunal.</li> <li>4. The Applicant has challenged impugned transfer order dated 09.08.2021.</li> <li>5. Issue notice before admission returnable on 21.10.2021.</li> <li>6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.</li> <li>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.</li> </ol> <p align="right">[P.T.O.]</p>

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>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.</p> <p>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.</p> <p>11. S.O. to 21.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 21.09.2021</p> <p align="center"><b>M.A. No.365 of 2021 in O.A. No.608 of 2021 with O.A. No.609 of 2021</b></p> <p><b>R.G. More</b> <b>A.B. Burkul</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. This M.A. is filed to implead Shri Pratap M. Kharbe as Respondent No.3 who has been transferred to the post in place of the Applicant subsequently.</li> <li>3. O.A. is filed challenging transfer order dated 09.08.2021 and that time there was no posting of anybody else in his place.</li> <li>4. Since the Applicant is challenging transfer and posting of private Respondent by way of this M.A. who is necessary party. M.A. is allowed. Shri Pratap M. Kharbe is allowed to be added as Respondent No.3.</li> <li>5. Issue notice to Respondent No.3 before admission returnable on 21.10.2021.</li> <li>6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.</li> </ol> <p align="right">[P.T.O.]</p>

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>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.</p> <p>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.</p> <p>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.</p> <p>11. S.O. to 21.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.653 of 2021 with M.A. No.348 of 2021 &amp; M.A. No.349 of 2021</b></p> <p><b>P.K. Shelar</b>  <b>Yogesh Bhandalkar (M.A.348/21)</b>  <b>Dnyaneshwar Arote (M.A.349/21)       .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.       .....Respondents.</b></p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Shri D.B. Khaire, learned Advocate holding for Shti Pradeep Patil, learned Advocate for the Applicant in M.A. No.348/2021, Shri Yashodeep Deshmukh, learned Advocate holding for Shri V.P. Sangvikar, learned Advocate for the Applicant in M.A. No.349/2021, and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. These two M.As. are filed for intervention which is been opposed by original applicant. Learned Advocate for the Applicant has filed Affidavit-in-Reply to both the M.As., which are taken on record.</p> <p>3. In so far as O.A. is concerned learned P.O. requested for short time to file Affidavit-in-Reply.</p> <p>4. In O.A. interim relief is granted by order dated 02.09.2021.</p> <p>5. Shri D.B. Khaire, learned Advocate for the Applicant in M.A. No.348/2021 submits that his client was given additional charge on the post of the Applicant on which he was working, and therefore, he is necessary party. He further submits that proposal was also forwarded to the Government for his transfer on the post occupied by the Applicant.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>6. Whereas, learned Advocate for the Applicant appearing in M.A. No.349/2021 submits that M.A. is filed by four staff members alleging harassment at the hands of the Applicant, and therefore, they are necessary party to O.A. to defend the transfer of the Applicant from the present post.</p> <p>7. In view of controversy, since there is already interim relief granted by the Tribunal it would be appropriate to decide the O.A. expeditiously at the stage of admission. Three days is granted to learned P.O. to file Affidavit-in-Reply to O.A.</p> <p>8. M.A. will be considered during the course of hearing of the O.A.</p> <p>9. Interim relief to continue till next date.</p> <p>10. S.O. to 24.09.2021.</p> <p style="text-align: right;">Sd/- w (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.09.2021</p> <p align="center"><b>O.A.No. 710 of 2021</b></p> <p>V. A. Waghmode .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 31.08.2021 whereby he was shown transferred from the post of Circle Agriculture Officer, Rahori Factory, Tal. Rahori, Dist. Ahmednagar to Circle Agriculture Officer, Bodhegaon, Tal. Shevgaon, Dist. Ahmednagar.</p> <p>3. Indeed, the Applicant on request has been transferred by order dated 09.08.2021 from the post of Circle Agriculture Officer, Rahuri Factory, Tal. Rahuri, Dist. Ahmednagar to Circle Agriculture Officer, Sansar, Tal. Indapur, Dist. Pune and accordingly the Applicant joined at Sansar, Tal. Indapur, Dist. Pune. However, within three weeks by impugned order dated 31.08.2021, he is again shown transferred as Circle Agriculture Officer, Bodhegaon, Tal. Shevgaon, Dist. Ahmednagar.</p> <p>4. Learned P.O. has tendered the file which reveals that the Hon'ble Minister of department has changed the posting stating that it is by way of modification of posting because of change of division.</p>



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

Tribunal's orders

5. Admittedly, while modifying the positing by order dated 30.08.2021, the matter was not placed before the Civil Services Board which is mandatory in view of the decision of the Hon'ble Supreme Court in *T.S.R. Subramanian & Ors. Vs. Union of India & Ors. reported in (2013) 15 SCC 732*. Apart no such case is made out as contemplated under Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005) and there is no approval of the Hon'ble Chief Minister. Thus, prima-facie impugned transfer order dated 30.08.2021 is unsustainable in law.
6. In view of above, interim relief in terms of prayer clause 10(a) is granted.
7. Issue notice before admission returnable on 21.10.2021.
8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
9. 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.
10. 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.
11. 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.
12. In case notice is not collected within seven 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.
13. S.O. to 21.10.2021.

Sd/-

(A.P. Kurhekar)  
Member(!)

**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><b>Date: 21.09.2021</b></p> <p align="center"><b>O.A. No.704 of 2021</b></p> <p><b>A.M. Sonawane</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed the O.A. for grant of Deemed Date of Promotion w.e.f. 21.02.2014 on the post of Assistant Conservator of Forest. Indeed, Respondent No.2 – Chief Conservator of Forest, Nagpur by his proposal dated 28.05.2020, submitted proposal to the Respondent No.1 recommending Deemed Date of Promotion w.e.f. 21.02.2014. However, it is not decided till date which affected further chances of promotion on the post of Divisional Forest Officer since the Applicant is retiring at the end of November 2021.</p> <p>3. Learned P.O. on instructions Smt Ananda Shendage, Under Secretary, Forest Department submits that proposal dated 28.05.2020 is still pending with the Respondent No.1 and decision will be taken soon.</p> <p>4. Indeed, in view of above recommendation made by Respondent No.2, Respondent No.1 was expected to take decision at the earliest since the Applicant is retiring in November 2021. He is promoted as Assistant Conservator of Forest by order dated 21.08.2014 and asking Deemed Date of Promotion w.e.f. 21.02.2014. According to him, if Deemed Date of Promotion is granted he would be further entitled for promotion on the post of Divisional Forest Officer, since his junior are already promoted on the post of Divisional Forest Officer.</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>5. Obviously, there is undue delay on the part of Respondent No.1 to take decision which ought to have been taken much earlier. Therefore, this O.A. deserves to be disposed of with suitable direction since in first place it is for Respondent No.1 to take appropriate decision regarding Deemed Date of Promotion.</p> <p>6. O.A. is therefore disposed of with direction to Respondent No.1 to take appropriate decision on the representation dated 28.05.2020 regarding Deemed Date of Promotion in accordance to law within two weeks from today. Decision be communicated to the Applicant within a week thereafter.</p> <p>7. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.09.2021</b></p> <p align="center"><b>M.A. No.58 of 2021 in M.A. No.59 of 2021 in O.A. No.05 of 2020</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <b>(Org. Resp.)....Applicant</b></p> <p><b>Versus</b> <b>D.R. Wadkute (Org. Appl.).....Respondents.</b></p> <p>1. Heard Smt. Archana B.K., learned Presenting Officer for the Applicants (Org. Respondents) and Smt. Punam Mahajan, learned Advocate for the Respondent (Org. Applicant).</p> <p>2. M.A. Nos 58 &amp; 59/2021 are filed for condonation of delay and extension of time respectively to implement the order passed by the Tribunal in O.A.No.05/2020 decided on 28.01.2020 whereby the directions were given to complete the D.E. within four months from the date of order.</p> <p>3. The Applicant stands retired on 30.06.2019 but his retiral benefits were withheld due to pendency of departmental enquiries, and therefore, O.A.No.05/2020 was filed for direction to release retiral benefits and it was disposed of with direction as stated above.</p> <p>4. Learned P.O. has tendered Affidavit-in-Reply of Mr. Arvind Kumar, Additional Chief Secretary, Social Justice and Special Assistance Department, Mantralaya, Mumbai in terms of order passed by this Tribunal on 07.09.2021 whereby directions were given to file Affidavit explaining the delay and status of the D.E.</p>

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>5. Perusal of Affidavit reveals that D.E. are at last stage and due to COVID-19 Pandemic situation D.E. could not be finalized within the time granted by the Tribunal. Indeed, such Application for extension of time ought to have been filed before the expiration of time granted by the Tribunal. However it is filed after the filing of Contempt proceeding. Now Respondent woke-up and belatedly filed this M.A. for Condonation of Delay and extension of time. However, there is no denying that because of COVID-19 Pandemic situation and consequent lockdown the administrative work was affected. Now D.Es. are almost completed and final order will be passed soon.</p> <p>6. In view of above it would be appropriate to grant reasonable time to Department to complete D.E. by passing final order therein within stipulated time.</p> <p>7. Respondents are therefore directed to complete all D.Es by passing final order therein within two months from today in accordance to Rules without fail.</p> <p>8. Final decision in D.E. shall be communicated to the Applicant within a week thereafter and the Applicant would be at liberty to avail legal remedy in accordance to law.</p> <p>9. It is further clarified that no further time for completion of D.E. will be entertained.</p> <p>10 Both M.As are accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

of 20

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>21.09.2021</u></b></p> <p style="text-align: center;"><b><u>C.A 41/2020 in O.A 556/2007</u></b></p> <p>Shri A.B Ghodeshwar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for Respondents.</p> <p>2. Learned counsel for the applicant submits that all the pecuniary benefits as Naib Tahsildar are received by the applicant.</p> <p>3. Learned P.O submits that order of this Tribunal dated 24.10.2007 has been complied with by the Respondents.</p> <p>4. In view of the above, Mr Lonkar, learned counsel for the applicant does not press the Contempt Application.</p> <p>5. C.A stands disposed of.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil/ Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</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 style="text-align: center;"><u>M.A. No.226 of 2020 in O.A. No.495 of 2020</u></p> <p>S.A. Shaikh &amp; Ors. <span style="float: right;">..Applicants</span>  Vs.  The State of Maharashtra &amp; Ors. <span style="float: right;">..Respondents</span></p> <p style="text-align: center;">Advocate and Applicants are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 26.10.2021.</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>21.9.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.)</p> <p>Chairperson</p> <p>21.9.2021</p> </div> </div>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p><b>M.A.No.321 of 2021 in O.A.No.195 of 2018 in O.A.No.1052 of 2018</b></p> <p>A.T. Zange (M.A.321/2021 in O.A.195/2018) A.K. Ligade (O.A.No.1052/2018) .....Applicants</p> <p>Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant in M.A.321/2021 in O.A.195/2018 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Mr. S.S. Dere, learned Advocate for the Applicant in O.A.No.1052/2018 is absent.</p> <p>3. The M.P.S.C. published the advertisement on 13.01.2017. The Applicant applied for the post of Exercise Sub-Inspector. The preliminary examination was conducted on 28.05.2017. Thereafter the main examination was conducted to 24.09.2017. The result of main examination was declared on 08.01.2018. The Applicant cleared the main examination. However as per the advertisement the requisite height for the post of Excise Sub Inspector is 165 cms, whereas applicant's height is 164.5 cms hence the applicant's height falls short by 0.5 cms.</p> <p>4. By order dated 06.08.2018 one post was kept vacant for accommodating the applicant in the event O.A. is allowed.</p> <p>5. M.A.No.321/2021 is filed to direct the Respondent No.1 to remeasure the height of the applicant before the appropriate competent authority.</p> <p>6. We direct the medical board to the remeasure the height of the applicant as per the norms within the period of four weeks.</p> <p>7. The learned P.O. submits to the order of the Tribunal.</p> <p>8. In view of above, M.A. is disposed off.</p> <p>9. O.A. Adjourned to 20.10.2021.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>21.09.2021</u></b></p> <p align="center"><b><u>O.A 815/2017 with O.A 513/2017</u></b></p> <p>S.M Patil [O.A 815/2017] H.B Sonawane &amp; Ors [O.A 513/2017]... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R Jagdale, learned advocate for the applicant in O.A 815/2017, Ms Swati Manchekar, learned C.P.O for Respondents no 1 to 3. None present for applicant in O.A 513/2017.</li> <li>2. Learned counsel for the applicant states that the two matters were earlier tagged together. However, learned counsel Shri Jagale for the applicant states that the issues involved are not similar and hence both the matters be de-tagged.</li> <li>3. Both the Original Applications are de-tagged.</li> <li>4. O.A 815/2017 be placed on Board on 4.11.2021 and O.A 513/2017 be placed on Board on 5.11.2021.</li> </ol> <p align="right">Sd/- _____</p> <p align="right">Sd/- _____</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.14 of 2021 in O.A. No.1062 of 2019</u></p> <p>Dr. B.T. Karvekar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 8.9.2021, Ld. PO produces order dated 16.9.2021 and states that order has been complied with and fixation has been done as per 7<sup>th</sup> Pay Commission. The same is taken on record and marked Exhibit '1' for identification.</p> <p>3. Now the Government to take all the steps and pension is to be paid regularly.</p> <p>4. CA disposed off accordingly.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 21.9.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 21.9.2021</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 style="text-align: center;"> <u>CA No.36/2021 in OA No.1029/2014 with</u>  <u>CA No.37/2021 in OA No.1030/2014 with</u>  <u>CA No.38/2021 in OA No.1031/2014 with</u>  <u>CA No.39/2021 in OA No.1032/2014 with</u>  <u>CA No.40/2021 in OA No.1033/2014</u> </p> <p>R.S. Bidkar M.D. Sundarkar S.S. Kinhekar J.G. Rohankar V.P. Ingole @ V.V. Shelke ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that pursuant to order dated 5.11.2020 the State has partly complied with the order and reinstated the applicant.</p> <p>3. She submits that State has filed Writ Petition in the Hon'ble High Court challenging the order dated 10.6.2019 passed in OA No.1100 of 2013 regarding consequential benefits.</p> <p>4. Ld. PO states that State wants to file writ petition in the Hon'ble High Court.</p> <p>5. S.O. to 26.10.2021. To be heard along with CA No.5/2021 in TA No.1/2020.</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>21.9.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.)</p> <p>Chairperson</p> <p>21.9.2021</p> </div> </div>



# 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 style="text-align: center;"><u>MA No.132/2020 in MA No.69/2020 in OA No.488/2019</u></p> <p>G.R. Khandagale ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p style="text-align: center;">Heard Arjun Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The applicant has prayed for restoration of OA No.488 of 2019 along with MA No.69 of 2020 which was dismissed on 4.2.2020.</p> <p>3. It is dismissed on technical grounds. Hence, we recall the order dated 4.2.2020.</p> <p>4. OA No.488 of 2019 and MA No.69 of 2020 are restored to file.</p> <p>5. MA No.132 of 2020 disposed off accordingly.</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>21.9.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.)</p> <p>Chairperson</p> <p>21.9.2021</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.715 of 2021</u></p> <p>Sau. Kiran R. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Patil, appearing on behalf of the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to make a statement on affidavit that none of the persons are sent for training. Ld. PO states that OA No.1355 of 2009 was decided on 8.12.2020 and in addition extension was given for compliance of the order upto 21.10.2021.</p> <p>3. S.O. to 24.9.2021.</p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 21.9.2021  Sd/- (Mridula R. Bhatkar, J.) Chairperson 21.9.2021 </p> <p>(sgj)</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 : 21.09.2021</p> <p align="center">O.A.No.694 of 2021 with M.A.No.346 of 2021</p> <p>Dr. R. C. Kuwar &amp; Ors <span style="float:right">....Applicants</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant are claiming deemed date of appointment in the post of Assistant Professor w.e.f. 18.09.2012 challenging communication dated 16.12.2020 whereby their claim has been rejected.</p> <p>3. Thus, the issue pertains to appointment which is subject matter of Division Bench.</p> <p>4. The Registrar is, therefore, directed to place the O.A. before appropriate bench.</p> <p 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><b>Date : 21.09.2021</b></p> <p style="text-align: center;"><b>O.A.No.703 of 2021</b></p> <p><b>P. R. Pawar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the order dated 12.07.2021 whereby the period of suspension was treated only for purpose of pension without considering it for pay and allowances.</li> <li>3. Issue notice before admission returnable on 21.10.2021.</li> <li>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>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.</li> <li>8. In case notice is not collected within seven 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.</li> <li>9. S.O. to 21.10.2021.</li> </ol> <p style="text-align: right;">   Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b> </p> <p>vsm</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.09.2021</b></p> <p><b>O.A.No.345 of 2021</b></p> <p><b>D. S. Modhe</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the order dated 06.04.2021 whereby on promotion he was transferred from Khadak Police Station to Lonikand Police Station on the ground that he was not due for transfer and in view of family difficulties namely autism of daughter, asthma of mother, posting given at Lonikand Police Station is inconvenient to him.</li> <li>3. Indeed, this is not a case of transfer as we understood normally. This is a case of transfer on promotion from the post of Police Constable to Police Naik. Therefore, the question of curtaining of normal tenure of five years at one place could not rise. On promotion, the Applicant cannot ask for a particular place of his choice.</li> <li>4. At this juncture, learned Counsel for the Applicant submits that the Applicant has already made representation dated 09.04.2021 as well as 24.05.2021 addressed to Respondent No.2-Commissioner of Police, Pune and with direction be given to them to decide the same. He, therefore, seeks liberty to withdraw the O.A.</li> <li>5. Learned P.O. submits that the representations will be considered in accordance to rules.</li> <li>6. In view of above, allowed to withdraw the O.A. with direction to Respondent No.2 to decide the representation dated 09.04.2021 and 24.05.2021 made by the Applicant in accordance to rules with a months from today. The decision as the case may be shall be communicated to the Applicant within a week thereafter.</li> <li>7. O.A. is accordingly disposed of with no order as to costs.</li> </ol> <p style="text-align: right;">Sd/-  (A.P. Kurhekar)  Member(J)</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 : 17.09.2021</p> <p>O.A.No.520, 521, 522 with 591 of 2020</p> <p>S. K. Harugade &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel both are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. The Applicant and his Counsel are called repeatedly but absent.</p> <p>3. In the interest of justice, the matter is adjourned for hearing to give one opportunity to the Applicants and their Counsel.</p> <p>4. S.O. to 05.10.2021.</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><b>Date : 21.09.2021</b></p> <p><b>O.A.No.709 of 2021</b></p> <p><b>K. H. Patil</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the order dated 09.09.2021 whereby on promotion he was given Nasik Division instead of Pune Division.</li> <li>3. Learned Counsel for the Applicant submits that while calling options, the Respondents have not disclosed the availability of all posts in Pune Division because of which he could not opt for Pune Division.</li> <li>4. Issue notice before admission returnable on 21.10.2021.</li> <li>5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>6. 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.</li> <li>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.</li> <li>8. 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.</li> <li>9. In case notice is not collected within seven 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.</li> <li>10. S.O. to 21.10.2021.</li> </ol> <p style="text-align: right;">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p style="text-align: center;"><b>O.A.No.712 of 2021</b></p> <p><b>S.S. Paithankar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has filed this O.A. being aggrieved by the order passed by Respondents whereby his leave on medical ground / commuted leave is declined.</li> <li>3. Issue notice before admission returnable on 21.10.2021.</li> <li>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>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.</li> <li>8. In case notice is not collected within seven 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.</li> <li>9. S.O. to 21.10.2021.</li> </ol> <p style="text-align: right;">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b></p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.737 of 2020</p> <p>S.R. Gaud .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri D.B. Khaire, learned Special Counsel along with Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Since pleading is complete, O.A. be kept for hearing at the stage of admission.</p> <p>3. S.O. to 14.10.2021.</p> <p align="right">             Sd/-            (A.P. Kurhekar)            Member (J)         </p> <p align="center">NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.461 of 2020</p> <p>D.J. Ambilwade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri D.J. Ambilwade, Applicant-in-Person and Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned C.P.O. has filed Affidavit-in-Reply on behalf of the Respondents No.1 &amp; 2. It is taken on record.</p> <p>3. The Applicant submits that he does not want to file Rejoinder.</p> <p>4. O.A. be kept for hearing at the stage of Admission.</p> <p>5. S.O. to 14.10.2021.</p> <p align="right">             Sd/-            (A.P. Kurhekar)            Member (J)         </p> <p align="left">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.425 of 2020</p> <p>Dr. M.B. Deollikar .....Applicant Versus The State of Maharashtra &amp; 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. Since pleading is complete, O.A. be kept for hearing at the stage of admission.</p> <p>3. S.O. to 12.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.350 of 2020</p> <p>Dr. Shaikh M.A.S. .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</li> <li>2. Learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</li> <li>3. Adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 12.10.2021.</li> </ol> <p align="right">   Sd/-  ▼  (A.P. Kurhekar)  Member (J) </p> <p align="left">NMN</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 21.09.2021</p> <p align="center">O.A. No.211 of 2020</p> <p>C.D. Tikekar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate holding for Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Since, pleading is complete, O.A. be kept for hearing at the stage of admission.</p> <p>3. S.O. to 22.10.2021.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.629 of 2021</b></p> <p><b>S. G. Jawale</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 30.04.2021 but he is claiming benefits of the promotional post of Dy.SP by way of deemed date of promotion w.e.f. 24.12.2020. In the first round of litigation, the Applicant has filed O.A.No.721/2020 which was listed before the Division Bench and it came to be disposed of on 11.02.2021 by giving certain directions.</p> <p>3. According to learned Counsel for the Applicant, the directions were not complied with and, therefore, he has filed the present O.A. for consequential benefits of the promotional post w.e.f. 24.12.2020. Thus, the Applicant is basically claiming promotion on the post of Dy.SP though after retirement. The matter, therefore, seems <del>to be</del> pertained to Division Bench.</p> <p>4. The Registrar is, therefore, directed to list the matter before appropriate bench.</p> <p align="right">^ Sd/- ^ (A.P. Kurhekar) Member(J)</p> <p>vsm</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

Date : 21.09.2021

O.A.No. 701 of 2021

S. R. Nakhwa

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. D. Lonkar holding for Shri C. T. Chandratre , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant stands retired on 31.12.2015 but unfortunately till date his retiral benefits are withheld for no reason.
3. Learned P.O. submits that as per instructions the service book is not completed, and therefore, no further steps are taken to finalize the pension. She further submits that she has received parawise remarks which does not disclose that there is D.E. or criminal prosecution against the Applicant on the date of retirement.
4. It is thus obvious that there is no legal hurdle for grant of retiral benefits but due to sheer laxity and negligence on the part of Respondents, the Applicant is deprived of retiral benefits for six years.
5. Indeed, in terms of Rule 120 of Maharashtra Civil Services (Pension) Rules, the steps of completion of service book is required to be initiated two years before the date of retirement of a Government servant so that on retirement, the legitimate retiral benefits are extended without undue delay.
6. In view of the matter, the O.A. has to be disposed of with suitable directions since there is nothing to be adjudicated by the Tribunal.
7. O.A. is, therefore, disposed of with directions to Respondent No.3 –District Collector, Raigad to take all the necessary steps for completion of service book and to release retiral benefits to the Applicant as per his entitlement in law within two months from today if there is no any other legal hurdle for grant of retirement benefits.
8. The above directions should be followed scrupulously.
9. The Applicant is at liberty to redress his grievance regarding interest on belated payment independently.
10. In view of above, O.A. is disposed of at the stage of admission with above directions with no order as to costs.
11. The copy of the order be sent to Respondent No.3 for his information and compliance.

Sd/-

(A.P. Kurhekar)  
Member(J)

# 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><b>Date : 21.09.2021</b></p> <p style="text-align: center;"><b>O.A.No.705 of 2021</b></p> <p><b>N. M. Rathod</b> <span style="float: right;"><b>...Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <ol style="list-style-type: none"> <li>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K. , learned Presenting Officer for the Respondents.</li> <li>2. The Applicant stands retired on 30.04.2021 but his retiral benefits were withheld because of initiation of D.E. in 2011, the Applicant has, therefore, filed this O.A. for grant of retirement benefits.</li> <li>3. Learned Counsel for the Applicant submits that the Applicant has already submitted his reply to the charge sheet dated 24.03.2011 denying the charges leveled against him but thereafter no further steps is taken in the matter. According to him even no Enquiry Officer has been appointed after the submission of reply by the Applicant.</li> <li>4. It is really shocking that D.E. is kept in cold storage for ten years without any progress and the Applicant is deprived of his retiral benefits due to sheer inaction on the part of Respondent No.2.</li> <li>5. Learned P.O. submits that she will take instructions about the status of D.E. and would apprise the Tribunal on next date.</li> <li>6. Since the issue pertains to grant of retiral benefits which is delayed because of D.E. initiated in 2011, the matter needs to be expedited and disposed of by passing suitable orders.</li> </ol>

[P.T.O.]

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

Tribunal's orders

7. The Respondent No.2 is, therefore, directed to keep the responsible officer present in the Tribunal on next date to apprise the Tribunal about the status of D.E. and also to explain why D.E. is not finalized though the period of more than ten years is over.
8. Issue formal notice to the Respondents returnable on 28.09.2021.
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 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 28.09.2021.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

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.681 of 2021</u></p> <p>S.K. Karjol ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents Heard Shri P.M. Tilak, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant has retired on 31.3.2018 as Assistant Chief Engineer. He seeks directions to the respondents to verify and certify pay band/pay scale i.e. difference in pension amount (from 6<sup>th</sup> Pay Commission norms to 7<sup>th</sup> Pay Commission) as per Finance Department notification dated 30.1.2019. He has also made a representations dated 28.2.2019 and 11.2.2020 to respondent no.1.</p> <p>3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 5.10.2021. The respondents are directed to verify and file reply.</p> <p>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date ,of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed 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.</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. Applicant is directed to file affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 21.9.2021 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula R. Bhatkar, J.) Chairperson 21.9.2021</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 style="text-align: center;"><u>O.A. No.620 of 2021</u></p> <p>H.B. Shinde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time till 30.9.2021 to make a statement in this matter in respect of giving notice in the Departmental Enquiry (DE) to the delinquent.</p> <p>3. Hence, DE is stayed till 30.9.2021.,</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>21.9.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula R. Bhatkar, J.)</p> <p>Chairperson</p> <p>21.9.2021</p> </div> </div>

**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 align="center"><u>C.A. No.38 of 2018 in O.A. No.48 of 2017</u></p> <p>Ranjana Gage ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Sonali Pawar holding for Shri V.P. Potbhare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks time for rejoinder.</p> <p>3. S.O. to 5.10.2021.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/-</td> <td align="center">Sd/-</td> </tr> <tr> <td align="center">(Medha Gadgil)</td> <td align="center">(Mridula R. Bhatkar, J.)</td> </tr> <tr> <td align="center">Member (A)</td> <td align="center">Chairperson</td> </tr> <tr> <td align="center">21.9.2021</td> <td align="center">21.9.2021</td> </tr> </table> </p> <p>(sgj)</p>	Sd/-	Sd/-	(Medha Gadgil)	(Mridula R. Bhatkar, J.)	Member (A)	Chairperson	21.9.2021	21.9.2021
Sd/-	Sd/-								
(Medha Gadgil)	(Mridula R. Bhatkar, J.)								
Member (A)	Chairperson								
21.9.2021	21.9.2021								



**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 align="center"><u>CA No.25 of 2020 in OA No.28/2018 with OA.938/2018</u></p> <p>D.L. Awate ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file writ petition in the Hon'ble High Court.</p> <p>3. S.O. to 20.10.2021 by way of last chance.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 21.9.2021 21.9.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.3 of 2020 in O.A. No.707 of 2018</u></p> <p>R.C. Pillay ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Vijaya Chandrashekhar. learned Advocate for the Applicant and Ms. S.P. Manchekar. learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files affidavit in rejoinder and the same is taken on record.</p> <p>3. S.O. to 20.10.2021.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 21.9.2021 21.9.2021</p> <p>(sgj)</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><b>Date : 21.09.2021</b></p> <p style="text-align: center;"><b>O.A.No.511 of 2015</b></p> <p>Dr. M.M. Thombare .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. V.B. Joshi, learned Advocate for the Applicant, Mr. S.K. Nair, learned Special Counsel for Respondent No.1 to 32 and Mr. M.D. Lonkar, learned Advocate for Respondent No.4.</p> <p>2. Registry to see the record and verify whether learned Advocate Mr. V.B. Joshi has filed vakalatnama.</p> <p>3. Placed for hearing on 18.10.2021.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

of 20

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p style="text-align: center;"><b>M.A.No.368 of 2021 in O.A.No.523 of 2021 with O.A.No.523 of 2021</b></p> <p>A.C. Gosavi &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p>6. In O.A., the learned C.P.O. submits that she will file affidavit-in-reply during the course of the day. It be taken on record. Copy be served upon learned Advocate for the Applicant.</p> <p>7. The learned Advocate seeks time to file rejoinder.</p> <p>8. Time granted. Adjourned to 26.10.2021.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**

**ORIGINAL APPLICATION NO.367 OF 2021**

**DISTRICT : MUMBAI.**

Dr. Prakash Chandoba Hasnalkar & Ors.

**....Applicants**

**Versus**

The State of Maharashtra & Ors.

**...Respondents.**

Mr. M.R. Kulkarni, the learned Counsel for the Applicants.

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

CORAM : Justice Ms. Mridula Bhatkar, Chairperson  
Ms. Medha Gadgil, Member (A)

DATE : 17.09.2021.

PER : Justice Ms. Mridula Bhatkar, Chairperson

**ORDER**

1. The learned Counsel for the Applicants submits that the Applicants who are working as Assistant Commissioner of Animal Husbandry and District Animal Husbandry Officer, Group A cadre at various places in the State of Maharashtra, all belonging to SC and ST categories have moved this Original Application praying that the Government Resolution (G.R.) dated 07.05.2021 issued by the

Respondent-State directing to fill-up all the vacant promotional posts as per the general seniority list dated 25.05.2004 subject to the outcome of the **Special Leave Petition (C) (SLP) No.28306/2017, The State of Maharashtra & Anr. Versus Vijay Ghogre & Ors.** which is pending before the Hon'ble Supreme Court.

2. The learned Counsel for the Applicants submits that the Respondents be directed to fill-up all the vacant promotional posts from reserved to reserved and unreserved to unreserved subject to the decision of the said SLP and also further prays that the promotional vacancies of Deputy Commissioner of Animal Husbandry of reserved quota are to be fill-up from the reserved category only, subject to the decision of the said SLP No.28306/2017. The learned Counsel submits that in view of this main prayer the interim relief is pressed. He pointed out G.R. dated 07.05.2021 and submits that it is illegal and void, hence it is to be set aside. He pointed out earlier Government Resolutions issued by the Government wherein contrary view is taken by the State Government where the State Government had adopted the policy of maintaining reservation in promotion. He has referred to the various Government Resolutions, dated 25.05.2004, and ~~thereafter~~ <sup>✓</sup> letter dated 29.12.2017 issued by the General Administration Department (G.A.D.) to the Additional Chief Secretary, the Principal Secretary and the Secretary of all Departments. He further referred to G.R. dated 18.02.2021 also G.R. dated 20.04.2021 and 22.03.2021. ✓

3. The learned Counsel for the Applicants submits that the policy of the State Government earlier was consistent with Section 5 of the Maharashtra State Public Services (Reservation For Scheduled Castes, Scheduled Tribes, Denotified Tribes, Denotified Tribes (Vimukta Jatis), Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 (hereinafter referred as 'Reservation Act, 2001' for brevity). Hence, the Respondent-State now cannot take different stand leading to injustice to the Government servants from the SC & ST category. He submits that the judgment of Hon'ble High Court in ***Writ Petition No.2797 of 2015 & Ors. dated 04.08.2017, State of Maharashtra, through Chief Secretary, Government of Maharashtra & Ors. Versus Shri Vijay Ghogre & Ors*** does not come in the way of reservation policy of the State of Maharashtra. The Hon'ble Supreme Court in the said SLP has clarified that the Union of India is not debarred from making promotions in accordance with the law subject to the outcome of the pending SLP before the Hon'ble Supreme Court. He also referred to the Office Memorandum of the Government of India dated 15.06.2018 wherein the Government has referred to SLP (C) of the case of ***Shri Vijay Ghogre & Ors (supra)*** and has directed that the Union of India may take steps for the purpose of promotion from 'reserved to reserved' and 'unreserved to unreserved'. He therefore prays that the interim relief in favour of the Applicants, by granting promotion to them pending this Original Application, be granted.

4. The learned C.P.O. for the Respondents in reply submits that this issue is already decided by this Tribunal while refusing the interim relief by order dated 02.07.2021 in O.A.No.158 of 2021 with O.A.No.223 of 2021.

5. Considered the submissions of both the learned Counsel. As rightly pointed out by learned C.P.O. this Tribunal already decided this issue in the earlier matter where the applicants have challenged the said G.R. of 07.05.2021. We rely on the order dated 02.07.2021 passed by us. In the said order we have considered and discussed various Government Resolutions which are relied and referred by the learned Counsel Mr. Kulkarni in the present matter.

6. In O.A.No.158 of 2021 with O.A.No.223 of 2021, we have taken view that the ratio laid down in the case of **Shri Vijay Ghogre & Ors (supra)**, wherein the reservation in promotion is denied, is binding on us. The Hon'ble Supreme Court has not stayed the said order and the matter is still pending before the Hon'ble Supreme Court. We further rely on the interim order dated 02.07.2021 passed by us in O.A.No.158 of 2021 with O.A.No.223 of 2021, relevant paragraphs 18 and 19 are reproduced :-

*"18. We hereby reproduce the order passed by the Bombay High Court in case of **Sanjeev Nivrutti Ovhil Versus The State of Maharashtra & Ors, Writ Petition (St) No.10876/2021, dated 25.05.2021, it is held,***

*'We make it clear that any promotions, if any that would be made by the State Government pursuant to the Interim G.R.*



dated 7<sup>th</sup> May, 2021 and Circular dated 10<sup>th</sup> May, 2021 shall be subject to the further orders that would be passed by this Court at the stage of admission. The promotees, if any promoted pursuant to those G.R. and Circular dated 7<sup>th</sup> May, 2021 and 10<sup>th</sup> May, 2021 respectively shall be informed about the pending proceedings in this Court.'

Thus, the judicial propriety warrants that similar order to be passed herein at interim stage.

19. We further rely on the judgment of the Hon'ble Supreme Court in case of **Mukesh Kumar & Anr. Versus The State of Uttarakhand, Civil Appeal No.1226 of 2020, dated 07.02.2020**, wherein it is held that,

'12. Article 16 (4) and 16 (4-A) empower the State to make reservation in matters of appointment and promotion in favour of the Scheduled Castes and Scheduled Tribes 'if in the opinion of the State they are not adequately represented in the services of the State.' It is for the State Government to decide whether reservations are required in the matter of appointment and promotions to public posts. The language in clauses (4) and (4-A) of Article 16 is clear, according to which, the inadequacy of representation is a matter within the subjective satisfaction of the State. The State can form its own opinion on the basis of the material it has in its possession already or it may gather such material through a Commission/Committee, person or authority. All that is required is that there must be some material on the basis of which the opinion is formed. The Court should show due deference to the opinion of the State which does not, however, mean that the opinion formed is beyond judicial scrutiny altogether. The scope and reach of judicial scrutiny in matters within the subjective satisfaction of the executive are extensively stated in *Barium Chemicals v. Company Law Board*, which need not be reiterated.'"

7. In view of above, interim relief is rejected.

Sd/-

(Medhā Gadgil)  
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



**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><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.343 of 2021</b></p> <p>S.G. Rajput &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicants has produced praecipe dated 15.09.2021 seeking permission to delete the prayer clause 10(a), 10(c) and (d) of O.A.No.343/2021.</p> <p>3. Permitted to delete the prayers. Now, learned Advocate presses for only prayer Clause 10(b), 10(e) and 10(f).</p> <p>4. The learned C.P.O. seeks time to file affidavit-in-reply.</p> <p>5. Adjourned to 20.10.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Medha Gadgil)</b> <span style="float: right;"><b>(Mridula Bhatkar, J.)</b></span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.1115 of 2019</b></p> <p>S.B. More .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 &amp; 2 and Mr. V.B. Joshi, learned Advocate for the Respondent No.4.</p> <p>2. The learned Advocate Mr. Joshi for the Respondent No.4 submits that he has filed M.A.No.318/2021 for deletion of the Respondent No.4, The Senior Accounts Officer, Indian Accounts &amp; Audit-1 Department, Mumbai. However, learned Advocate Mr. Jagdale and learned C.P.O. submits that they have not received the copy of M.A.</p> <p>3. The learned C.P.O. further submits that the claim of the applicant is in consideration zone.</p> <p>4. In view of above, matter adjourned to 26.10.2021.</p> <p align="right">Sd/- <i>ds</i></p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.5 of 2021 in T.A. No.1 of 2020</u></p> <p>K.C. Pawar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that pursuant to order dated 5.11.2020 the State has partly complied with the order and reinstated the applicant.</p> <p>3. She submits that State has filed Writ Petition in the Hon'ble High Court challenging the order dated 10.6.2019 passed in OA No.1100 of 2013 regarding consequential benefits.</p> <p>4. Ld. PO states that State wants to file writ petition in the Hon'ble High Court.</p> <p>5. S.O. to 26.10.2021.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 21.9.2021 21.9.2021</p> <p>(sgj)</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><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.916 of 2019</b></p> <p>S.D. Haral &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. submits that she will be filing sur-rejoinder during the course of the day. It be taken on record. Copy be served learned Advocate for the Applicant.</p> <p>3. The learned Advocate has produced judgment of Nagpur Bench of this Tribunal in O.A.No.466/2019 dated 13.04.2020 and submits that the said judgment is applicable to the present case.</p> <p>4. The learned C.P.O. seeks time to verify the same.</p> <p>5. Time granted. Adjourned to 05.10.2021.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.308 of 2021</b></p> <p>R.S. Ughade .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. P.D. Patil, learned Advocate for the Applicant and Ms. K.S. Gaikwad., learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate files affidavit-in-rejoinder. Taken on record.</p> <p>3. Admit. Adjourned to 26.10.2021.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center"><b>(Medha Gadgil)</b> / <b>(Mridula Bhatkar, J.)</b> <b>Member(A)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.643 of 2020</b></p> <p>Dr. R.D. Kurlle .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. A.D. Kango, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate submits that he has already filed rejoinder.</p> <p>3. Admit. Adjourned to 20.10.2021.</p> <p align="center">Sd/- ..... Sd/-</p> <p align="center">(Medha Gadgil) ✓ (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

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><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.364 of 2021</b></p> <p>R.G. Kadam &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Amol Wagh, learned Advocate holding for Mr. A.A. Desai, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. submits that she will be filing affidavit-in-reply during the course of the day. It be taken on record. Copy be served upon learned Advocate.</p> <p>3. Matter is admitted with liberty to learned Advocate to file reply.</p> <p>4. Adjourned to 20.10.2021.</p> <p align="right">Sd/- _____</p> <p>(Medha Gadgil) Member(A)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>O.A.No.232 of 2021</b></p> <p>C.S. Khose .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents request for time to seek instructions for filing affidavit-in-reply.</p> <p>3. Time granted. Adjourned to 20.10.2021.</p> <p>Sd/- <span style="float: right;">Sd/-</span></p> <p>(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.09.2021</b></p> <p align="center"><b>M.A.No.343 of 2021 in O.A.No.178 of 2020</b></p> <p>C.T. Choudhari &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. M.A.No.343/2021 is filed seeking amendment in O.A.No.178/2020 as per the enclosed Schedule-A and add Finance Department as Respondent No.3 in the array of Respondents.</p> <p>3. Permission granted.</p> <p>4. The learned C.P.O. submits to the orders of the Tribunal.</p> <p>5. The learned Advocate is directed to carry out the said amendment within the period of two weeks and serve the copy to the learned P.O. The learned P.O. thereafter seeks four weeks to file reply to the amended O.A.</p> <p>6. Adjourned to 09.11.2021.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center"><b>(Medha Gadgil)</b> Member(A)</p> <p align="center"><b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

