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

Date: 21.10.2021

O.A.No.653 of 2021

ln

M.A.No.348 of 2021 with M.A.No.349 of 2021

**Shri Pradip Patil** 

....Applicant

**Versus** 

The State of Maharashtra & Ors.

...Respondents.

- Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. Shri Yashodeep Deshmukh holding for V. P. Sangvikar, learned Counsel for the Applicants appearing in M.A.349/2021 (Interveners). None for Intervener in M.A.348/2021.
- Learned P.O. submits that Sur-Rejoinder on Affidavit will be filed during the course of the day. Statement is accepted. It be taken on record.
- Since interim relief is running, O.A. deserved to be expedited. Therefore, O.A. be kept for hearing at the stage of admission with liberty to the learned Counsel to file counter Sur-Rejoinder, if any, by next date.
- Interim relief be continued till next date.
- 5. S.O. to 18.11.2021.

Sd/-

(A.P. Kurhekar) Member(J)

vsm

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

of 20

ΙN

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

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

Date: 21.10.2021

O.A. No.548 of 2019

A.S. Banerjee ......Applicant

Versus

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

- 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
- 2. The Applicant Smt. A.S. Banerjee is also present in person.
- 3. This O.A. was filed for claiming service benefits on the basis of judgment delivered by this Tribunal in the matter of Mr. Subhash Pawar.
- 4. During the pendency of O.A. grievances of the Applicant seems to have redressed.
- 5. The Applicant also admits that Respondents has revised Grade Pay from Rs.5,400/- to Rs.8,000/- and further admits to have received Gratuity. What remains is commutation of Pension and arrears of Pension as per revised Grade Pay.
- 6. Learned P.O. on instructions submits that proposal of commutation is already forwarded to Accountant General (A.G.) and it is under process. She further submits that proposal for arrears of Pension will be prepared and submitted to A.G. soon.
- 7. Thus, grievances of the Applicant are being redressed by the Respondents. Learned Advocate for the Applicant therefore submits to dispose of O.A. by giving suitable direction to clear remaining dues. fPTO

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

#### Tribunal's orders

- 8. The letter submitted by the Applicant that grievances are being redressed is taken on record and marked by letter 'X'.
- 9. In view of above, O.A. is disposed of with direction to take necessary steps for payment of remaining monetary service benefits of the Applicant within two months from today.

Sd/-

(A.P. Kurhekar) Member (J)

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

Date: 21.10.2021

O.A. No.262 of 2021 with O.A. No.455 of 2021

M.R. Kasane ......Applicant

Versus

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

- 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
- 2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder in both the O.As on behalf of the Applicants. It is taken on record.
- 3. S.O. to 15.11.2021.

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

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

of 20

IN

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

directions and negistral's orders	Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 21.10.2021

O.A. No.617 of 2021 with O.A. No.618 of 2021

G.M.Y. Shaikh S.J. Agale

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
- 2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent No.1 in O.A. No.617/2021. It is taken on record.
- 3. S.O. to 15.11.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

IN

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

directions and Registrar's orders	Office Notes, Office Memoranda of Coram,  Appearance, Tribunal's orders or	Tribunal's orders
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Date: 21.10.2021

O.A. No.63 of 2021

R.G. Lande ......Applicant

Versus

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

- 1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
- 2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.4. It is taken on record.
- 3. S.O. to 17.11.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

#### Tribunal's orders

Date: 21.10.2021

O.A.No.797 of 2021

B. D. Jadhav

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- 2. This O.A. is filed for claiming relief of regularization on the post of Van Kamgar.
- 3. Issue notice before admission returnable on 23.11.2021.
- 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 9. S.O. to 23.11.2021

Sd/-

(A.P. Kurhekar) Member(J)

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

of 20

I N

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date: 21.10.2021

M.A. No.440 of 2021 in O.A.No.797 of 2021

B. D. Jadhav

....Applicant

Versus

wky

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- 2. This M.A. is filed for permission to an Association to represent Van Majoor serving in Maharashtra at various places. The Association namely Bhartiya Van Kamgar Sena is registered under Society Registration Act, 1860 and having head office at Pune. The Union has given details of the persons on whose behalf application is made in O.A., therefore, permission is granted to Union as contemplated under Rule 4(5) (b) of Maharashtra Administrative Tribunal (Procedure) Rules, 1988.
- 3. M.A. is accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar) Member(J)

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

Date: 21.10.2021

M. A. No.436 of 2021 in O.A.No.687 of 2021

D. J. Parmekar

....Applicant

**Versus** 

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- 2. This M.A. is filed for interim relief to keep the post of Office Superintendent at Sanjay Gandhi Nation Park, Borivali vacant.
- 3. On request of learned P.O., two weeks time is granted to file reply to M.A. as well as to file reply in O.A..
- 4. S.O. to 18.11.2021.

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

Date: 21.10.2021

M. A. No.439 of 2021 in O.A.No.797 of 2021 R. V. Solankhe

....Applicant

Versus

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

- Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- This M.A. is filed for incorporating one additional ground namely want of consultation from M.P.S.C. and also to add Disciplinary Authority as a Respondent in O.A. which is filed challenging the order of punishment of stoppage of increment.
- In O.A., the Disciplinary Authority was not made party and the Appellate Authority was only joined as Respondent.
- 4. The Disciplinary Authority is necessary party. Apart the Applicant wants to add one more ground of non consultation of M.P.S.C. by the Disciplinary Authority. It being legal ground which is allowed to be incorporated.
- In view of above, M.A. is allowed. Amendment be carried out within a week.
- Issue notice before admission returnable 23.11.2021 to newly added Respondent No.2- Disciplinary Authority.
- Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 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.
- 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.
- 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.
- 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.
- 12. S.O. to 23.11.2021.

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

#### Tribunal's orders

Date: 21.10.2021

M.A. No.428 of 2021 in O.A.No.805 of 2021

Dr. A. Y. Saraf & Ors.

....Applicants

Versus

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

- 1. Heard Shri Yashodeep Deshmukh holding for Shri V. P. Sangvikar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- 2. This M.A. is filed to prosecute the O.A. sue-jointly where relief is claimed for service benefits on the line of decision rendered by this Tribunal in O.A.No.43/2018 (Dr. Babasaheb D. Bhosale V/s State of Maharashtra & Ors.) decided on 06.03.2020 which has been implemented by the Government by order dated 16.02.2021. Thus the Applicant claims to be similarly situated person, and therefore, claims the benefits of decision rendered by the Tribunal in O.A.43/2018.
- 3. Learned Counsel for the Applicant submits that the representation was made but it is not responded. However, he has not annexed the copy of representation in O.A.
- 4. Learned Counsel, therefore, requested for one week time to produce the copy of representation.
- 5. In the meantime, learned P.O. is also directed to take instructions from the Respondents to apprise the Tribunal whether there is any representation made and to inform why the decision rendered by the Tribunal in O.A. referred to above cannot be extended to the Applicant since they appears to be similarly situated persons.
- 6. Hamdast granted.
- 7. S.O. to 27.10.2021.

Sd/-

(A.P. Kurhekar) Member(J)

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

of 20

ΙN

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

### O.A.711/2019

Shri M.N. Gaikwad Vs.

... Applicant

The Commissioner of Police Mumbai & Anr.

... Respondents

- 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Mrs. K.S. Gaikwad, learned Presenting Officer for the Respondents.
- 2. Today, the learned Advocate for the Applicant has filed Additional Affidavit along with annexures viz. File Noting, etc. It is taken on record.
- 3. Two weeks' time is granted to learned P.O. to file counter Affidavit, if any.
- 4. S.O. to 16.11.2021.

Sd/-

(A.P. Kurhekar) Member-J 21.10.2021

(skw)

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

### M.A.442/2021 in O.A.668/2021

Shri P.G. Mahajan

... Applicant

Vs.

The Commissioner of Police & Anr.

... Respondents

- 1. Heard Ms. A.M. Lonkar holding for Shri M.D. Lonkar, learned Advocate for the Applicant and Mrs. K.S. Gaikwad, learned Presenting Officer for the Respondents.
- 2. The O.A. was filed treating the period of suspension as duty period along with application for condonation of delay.
- 3. However, today the learned Advocate for the Applicant has tendered order dated 20.10.2021 (which is passed after filing of this O.A.) whereby the period of suspension has been treated as duty period. She, therefore, submits that the grievance of the Applicant is redressed and O.A. be disposed of.
- 4. The Order dated 20.10.2021 is taken on record and marked by letter 'X'.
- 5. In view of above, the M.A. as well as O.A. has become infructuous and accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar) Member-J 21.10.2021

(skw)

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	
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#### O.A. No.456 of 2020

D.K. Shinde & Ors.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri Gunratan Sadavarte, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. On query regarding Rule 9 of Recruitment Rules of Scientific Officer, Ld. Advocate for the applicants submits that date of notification and number of the notification for the post of Scientific Officer as well as Director/Deputy Director is one and the same.

Sd/-

(Medha Gadgil) Member (A) 21.10.2021 Sd/-

(Mridula R. Bhatkar, J.) Chairperson 21.10.2021

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

#### Tribunal's orders

#### O.A. No.695 of 2021

R.S. Patil

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

- 2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.
- 3. Issue notice before admission returnable or 2.12.2021. The respondents are directed to file reply.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-

Sd/-

r, J.)

(Medha Gadgil)<sup>U</sup> Member (A) 21.10.2021

(Mridula R. Bhatkar, J.) Chairperson 21.10.2021

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
	M.A. No.437 of 2021 in O.A. No.817 of 2021

D.C. Rathod & Anr.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.

The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.

Sd/-

(Medha Gadgil) Member (A) 21.10.2021

(Mridula R. Bhatkar, J.) Chairperson 21.10.2021

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

#### Tribunal's orders

#### O.A. No.817 of 2021

D.C. Rathod & Anr.

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.

- 2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.
- 3. Issue notice before admission returnable on 2.12.2021. The respondents are directed to file reply.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/Sd/
(Medha Gadgil)

(Mridula R. Bhatkar, J.)

Chairperson
21.10.2021

21.10.2021

21.10.2021

### IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL **MUMBAI**

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

of 20

ΙN

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
	C.A. No.10 of 2021 in O.A. No.426 of 2019  P.D. Mule  Vs.  The State of Maharashtra & Ors.  Applicant and Advocate both are absent. Heard Shri K.S. Gaikwad, learned Presenting Officer for the Respondents.  Ld. PO states that State has filed writ petition in the Hon'ble High Court and the circulation is awaited.  3. S.O. to 16.12.2021.
	Sd/-  (Medha Gadgil) (Mridula R. Bhatkar, J.)  Member (A) Chairperson

(sgj)

21.10.2021

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

#### 21.10.2021

#### O.A 778/2020

Shri R.V Kale

... Applicant

The State of Maharashtra & Ors

... Respondents

- Heard Ms S.G Talhar, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.
- 2. Issue notice returnable on 8.9.2021.
- Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 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.
- The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.

S.O to 24.11.2021 6.

Sd/-

Sd/-

(Medha Gadgil) Member (A)

(Mridula Bhatkar, J.) Chairperson

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

of 20

ΙN

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	
	C.A. No.38 of 2018 in O.A.	
	R.P. Gage Vs. The State of Maharashtra & Ors.	Applicant
	Heard Shri Y.P. Deshmukh, le Applicant and Smt. K.S. Gaikwa Officer for the Respondents.	earned Advocate for the ad, learned Presenting

Ld. Advocate for the applicant states that he does not wish to file rejoinder. However, he states that arrears of deemed date have not been given.

S.O. to 27.10.2021. 3.

Sd/-

(Medha Gadgil) Member (A)

21.10.2021

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 21.10.2021

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
	C.A. No.32 of 2021 in O.A. No.433 of 2020
	M.R. KasaneApplicant Vs. The State of Maharashtra & OrsRespondents
	Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri M.D. Lonkar, learned Advocate for the Respondent.
	2. Shri M.D. Lonkar states that he will file Vakalatnama on behalf of respondent by tomorrow and seeks three weeks time to file reply.

(Medha ∯adgil) Member (A) 21.10.2021

(Mridula R. Bhatkar, J.)

Sd/-

Chairperson 21.10.2021

(sgj)

3.

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

of 20

I N

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

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

Tribunal's orders

### 21.10.2021

#### O.A 535/2021

Shri A.S Dighe

... Applicant

The State of Maharashtra & Ors

... Respondents

- Heard M.D Lonkar, learned advocate for the applicant, Mrs Kranti S. Gaikwad, learned P.O for the Respondents no 1 & 12 and Shri U.V Bhosle, learned counsel for Respondents no 3, 4, 5, 6 and 11.
- Learned Special Counsel Mr R.S Apte, for Respondent no. 1 seeks time through learned P.O that today he is appearing before M.A.T, Aurangabad Bench.
- Learned P.O submits that Respondent no. 12, G.A.D seeks time to file affidavit in reply.
- Respondent no. 12, G.A.D is directed to file affidavit in reply by way of last chance and serve the copy of the same on the other side on 26.10.2021 before 4.00 pm. If reply is not filed the matter will proceed without reply. G.A.D is also directed to produce the record of the applicant as well as the private Respondents before this Tribunal on the next date.
- S.O to 27.10.2021.

Sd/-

Sd/-

(Medha Gadgil) Member (A)

(Mridula Bhatkar, J.) Chairperson

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 orde	rs
	21.10.2021	
	O.A 51/2020 &c	Ors
	K.B Shivsharan & Ors Vs.	Applicants
	The State of Maharashtra & Ors	Respondents

- 1. Heard Shri Arjun Patil, learned advocate for the applicants and Mrs Kranti S. Gaikwad, learned P.O for the Respondents.
- 2. Learned P.O seeks time to file affidavit in reply.
- 3. Time granted. Learned P.O is directed to file affidavit in reply on behalf of 6, 7 & 8. She may also ascertain whether the Respondent-Officers who are made party in private capacity would also like to affidavit in reply.
- 4. S.O to 24.11.2021.

Sd/- Sd/- -

(Medha Gadgil) Member (A)

Akn

(Mridula Bhatkar, J.) Chairperson

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

of 20

ΙN

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	
	<u>O.A. No.197 of</u>	<u>2019</u>
	S.S. Jadhav & 28 Ors.	Applicants
	Vs. The State of Maharashtra & Ors.	Respondents
	Heard Shri Gunratan Sadava the Applicants and Smt. K.S. Gail Officer for the Respondents.	
	2. Ld. Advocate for the appl rejoinder.	icants seeks time to file
	3. S.O. to 18.11.2021.	
	Sd/-	Sd/-
	(Medha & dagil) (Mrid Member (A) 21.10.2021	tula R. Bhatkar, J.) Chairperson 21.10.2021

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

#### Tribunal's crders

### M.A. No.100 of 2021 in O.A. No.759 of 2020

M.K. Satpute

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B. Kololgi, learned Presenting Officer for the Respondents.

- 2. The applicant has filed this MA for recalling the order dated 16.2.2021 passed in the above OA.
- 3. OA is filed seeking directions to the respondents to issue promotion order of the applicant to the post of Commandant, if found fit. On 16.2.2021 when OA was on board, Ld. PO produced the order of promotion dated 5.2.2021 issued by the respondent-Home Department. On perusal we find it is order of promotion to the post of Commandant at Aurangabad. In view of the said order OA was disposed off as cause of action was satisfied.
- 4. It is necessary to mention that in the said order dated 16.2.2021 we have noted that Ld. Advocate for the applicant was absent and she has sent leave note and the said leave note was on record. Ld. Advocate for the applicant thereafter moved this MA for recalling the said order dated 16.2.2021 mainly on the ground that impugned promotion order was not for regular promotion but it was only for 11 months and this fact was not pointed out or taken into account at the time of passing the order on 16.2.2021.
- 5. Ld. PO submits that the respondents cannot give regular promotion to the applicant as there is no vacancy of Commandant to be filled up by promotion and therefore the matter is required to be heard.
- 6. In view of the submissions of both the sides and the fact that order was passed in absence of Ld. Advocate for the applicant when her leave note was on record, we recall the order dated 16.2.2021 and restore OA No.759 of 2020 to file.
- 7. MA is allowed.
- 8. Ld. PO is directed to file reply within four weeks.
- 9. OA is adjourned to 18.11.2021.

Sd/-

Sd/-

(Medha dadgil) Member (A) 21.10.2021 (Mridula R. Bhatkar, J.) Chairperson 21.10.2021

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

### 21.10.2021

### O.A 245/2021

Shri J.S Sathe

... Applicant

Vs

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Mrs Kranti S. Gaikwad, learned P.O for the Respondent no. 1. Learned advocate Mr Aniket Rausubke, seeks permission to file Vakalatnama on behalf of Respondent no. 2.
- 2. Learned advocate Mr Aniket Rausubke, is allowed to file Vakalatnama on behalf of Respondent no. 2.
- 3. Respondents are directed to file affidavit in reply.
- 4. S.O to 25.11.2021.

24/-

Sd/-

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

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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
	21.10.2021
	O.A 480 & 481/2021
	Y.D Kanoja [O.A 480/2021]  N.H Salunke [O.A 481/2021] Applicants  Vs.  The State of Maharashtra & Ors Respondents
	1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Mrs K.S Gaikwad, learned P.O for the Respondents.
	2. Learned counsel for the applicant files affidavit in rejoinder. Same is taken on record.
	3. S.O to 3.12.2021.

Sd/-

(Medha Gadgil) Member (A)

Akn

Sd/-

(Mridula Bhatkar, J.) Chairperson

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

#### 21.10.2021

#### O.A 291/2021

Shri S.L Kanase

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri U.V Bhosle, learned advocate for the applicant and Mrs Kranti S Gaikwad, learned P.O for the Respondents.
- 2. Learned coursel for the applicant has filed affidavit in rejoinder.
- 3. Admit. Place for final hearing on 16.12.2021.

Sd/-

Sd/-

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

Akn

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	M.A. No.141 of 2021 in O.A	. No.722 of 2018
	Dr. R.A. Singh	Applicant
	Vs. The State of Maharashtra & Ors.	Respondents
	Heard Ms. Gauri Godse hold learned Advocate for the Applicant learned Presenting Officer for the Re	and Smt. K.S. Gaikwa
	2. The applicant has filed the a the OA to challenge the notification Schedule Exhibit '2' annexed to the	n dated 18.3.2015 as p
	3. Ld. PO opposes the amendme	ent.
	4. In view of the facts of the ca justice, MA for amendment is all carried out within four weeks and a on all concerned.	owed. Amendment
	5. OA is adjourned to 24.11.202	21.

Sd/-

(Medha Gadgil) Member (A)

21.10.2021

Sd/-

(Mridula R. Bhatkar, J.) Chairperson

21.10.2021

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

of 20

ΙN

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	
	O.A. No.733 of 2019  M.R. Rathod & OrsApplicants			
	The S	Vs. tate of Maharashtra &	. Ors.	Respondents
	Heard Shri S.A. Walimbe, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri S.S. Dere, learned Advocate for Respondents No.8 & 9.			
	2.	Ld. PO to file reply	•	
	3.	S.O. to 18.11.2021.		
	(sgj)	Sd/- (Medha Gadgff) Member (A) 21.10.2021	Sd/- / (Mridula R. ) Chair 21.10	person

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

of 20

ΙN

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
	O.A. No.377 of 2020 with O.A. No.48 of 2021  A.K. Bhusare & Ors. (OA.377/2020) S.M. Joshi & Ors. (OA.48/2021)Applicants Vs. The State of Maharashtra & OrsRespondents  Heard Shri Gunratan Sadavarte, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.  2. Ld. PO seeks time to file reply.  3. S.O. to 17.11.2021 by way of last chance.
	Sd/-  (Medha dadgl/) (Mridula R. Bhatkar, J.)  Member (A) Chairperson  21.10.2021 21.10.2021  (sgj)

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

of 20

ΙN

Original Application No.

of 20

#### FARAD CONTINUATION SHEET No.

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Date: 21.10.2021

O.A. No.418 of 2017

S.D. Kharat

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent Nos.1 to 3.
- 2. Shri R. Gadhari, Respondent No.4 in Person is absent.
- 3. Learned Advocate for the Applicant submits that issue of promotion on the basis of reservation is still pending before Hon'ble Supreme Court.
- 4. Thus O.A. is therefore adjourned to 29.11.2021.

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

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

of 20

ΙN

Original Application No.

of 20

#### FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date: 21.10.2021

O.A. No.571 of 2021 with M.A. No.323 of 2021 with O.A. No.572 of 2021 with M.A. No.325 of 2021 with O.A. No.573 of 2021 with M.A. No.327 of 2021

A.S. Thool A.N. Bhagat M.P. Igave **Versus** 

.....Applicant

The State of Maharashtra & Ors.

.....Respondents.

- Heard Shri (Dr.) Gunratan Sadavarte, learned Advocate for the Applicants in all O.As., Shri A.S. Gaikwad, learned Advocate for the Applicants in all M.As. and for Respondent No.3 in O.A. No.572/2021 & O.A. No.573/2021, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Bhavana Dubepatil, learned Advocate holding for Jay and Co., learned Advocate for the Respondent Nos. 3 in O.A. No.571/2021, Respondent No. 4 in O.A. No.572/2021
- On request of learned P.O. as well as learned Advocate appearing for private Respondents.
- 3. Adjourned for hearing at the stage of admission.
- 4. Interim relief to continue till next date.
- 5. S.O. to 29.10.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

Date: 21.10.2021

O.A. No.497 of 2020

H.P. Waghela ......Applicant

Versus

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

- 1. Applicant and his Advocate both are absent.
- 2. Smt. Archana B.K., learned Presenting Officer for the Respondent is present.
- 3. This is a Part Heard matter in which amendment was carried out after arguments were heard.
- 4. Therefore in the interest of justice to give one opportunity to the Applicant, O.A. is adjourned for hearing at the stage of admission.
- 5. S.O. to 29.10.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

#### Tribunal's orders

Date: 21.10.2021

O.A.No.808 of 2021

S. P. Gharte

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

- Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
- The Applicant has challenged the recovery order dated 15.04.2021 whereby penal charges Rs.11,17,110/- has been imposed towards unauthorized occupation of service quarter inter-alia contending that in view of Circular dated 10.02.1994 he was not required to vacate service quarter of Mumbai in view of his transfer to Navi Mumbai.
- Issue notice before admission returnable on 3. 23.11.2021.
- Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 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.
- 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.
- 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.
- 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.

9. S.O. to 23.11.2021.

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Sd/-

(A.P. Kurhekar) Member(J)

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

Date: 21.10.2021

O.A.No.608 of 2021

R. G. More

....Applicant

**Versus** 

The State of Maharashtra & Ors.

...Respondents.

- 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. Shri A. Pawar, learned Counsel for Respondent No.3.
- 2. Today, learned Counsel Shri A. Pawar states that he is filing Vakalatnama on behalf of Respondent No.3 and requested for time to file reply.
- 3. Learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record. No reply is filed on behalf of Respondent No.1.
- 4. S.O. to 16.11.2021.

Sd/-

(A.P. Kurhekar) Member(J)

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 21.10.2021 O.A.No.619 of 2021	
	A. S. ChaudhariApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	1. Heard Shri A. V. Bandiwadekar, learned Counsel the Applicant and Smt. Archana B. K. holding for Shri A. Chougule, learned Presenting Officer for the Respondents.	
	2. On request of learned P.O., two weeks time is grant	
	for filing reply by way of last chance.	
	3. S.O. to 17.11.2021.	
	\\ Sd/-	
	(A.P. Kurhekar)  Member(J)	

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

of 20

ΙN

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	l's orders
	Date: 21.10.2021	
	O.A.No.6	638 of 2021
	H. S. Potdar	Applicant
	Versus	
	The State of Maharashtra &	OrsRespondents.
	the Applicant and Smt. Ar	andiwadekar, learned Counsel for rchana B. K. holding for Shri A. J. ng Officer for the Respondents.
	On request of lear granted for filing reply.	rned P.O., three weeks time is
	3. S.O. to 17.11.2021.	
		N Sd/-
		(A.P. Kurhekar) Member(J)

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's ord	lers
	Date: 21.10.2021	
	O.A.No.651 of	F 2021
	Dr. S. S. Shintre	Applicant
	Versus	
	The State of Maharashtra & Ors.	Respondents.
		ian, learned Counsel for the . K. holding for Smt. Krant eer for the Respondents.
	2. On request of learned P.C	)., one week time is granted
	for filing reply by way of last chan	ce.
	3. Interim relief shall continu	ie till next date.
	4. S.O. to 29.10.2021.	
		Sd/-
	• · · · · · · · · · · · · · · · · · · ·	A.P. Kurhekar) Member(J)

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 21.10.2021
	O.A.No.662 of 2021
	M. B. PatilApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
	2. On request of learned P.O., three weeks time is
	granted for filing reply.
	3. S.O. to 18.11.2021.
	Sd/-
	(A.P. Kurhekar)  Member(J)

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

of 20

ΙN

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders Date: 21.10.2021 O.A.No.666 of 2021 ....Applicant V. R. Kamble Versus ...Respondents. The State of Maharashtra & Ors. Heard Ms Surbhi Agrawal holding for Shri A. A. Desai, learned Counsel for the Applicant, Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos.1 to 3 and Shri Aditya Raktade for

- Respondent No.4. On request of learned P.O., two weeks time is granted for filing reply on behalf of the Respondent Nos.1 to 3.
- Reply on behalf of the Respondent No.4 is already filed.
- S.O. to 18.11. 2021. 4.

(A.P. Kurhekar) Member(J)

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's order	rs
	Date: 21.10.2021	
	O.A.No.709	9 of 2021
	K. H. Patil	Applicant
	Versus	
	The State of Maharashtra & O	rsRespondents.
		ahajan, learned Counsel for the B. K. holding for Shri A. J. Officer for the Respondents.
	2. On request of learned	P.O., two weeks time is granted
	for filing reply.	
	3. S.O. to 16.11.2021.	
		Sd/-
	vsm	(A.P. Kurhekar) Member(J)

 $M.A./R.A./C.A.\ No.$ 

of 20

I N

Original Application No.

of 20

#### FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 21.10.2021	
	O.A.No.710	of 2021
	V. A. Waghmode	Applicant
	Versus	
	The State of Maharashtra & Ors	sRespondents.
	<ol> <li>Heard Smt. Punam Mah Applicant and Smt. Archana Chougule, learned Presenting Of</li> </ol>	
	2. On request of learned P.	O., two weeks time is grant
	for filing reply.	

3. S.O. to 16.11.2021.

Sd/-

(A.P. Kurhekar) Member(J)

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

of 20

ΙN

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 ord	ers
	Date: 21.10.2021	
	O.A.No.717 of 2021	
	S. A. Patil	Applicant
	Versus	

7 C1 3 U 3

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

- 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.
- 2. On request of learned P.O., two weeks time is granted for filing reply.
- 3. S.O. to 18.11.2021.

Sd/-

(A.P. Kurhekar) Member(J)

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, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders Date: 21.10.2021 O.A.No.796 of 2021 S. R. Savale ....Applicant **Versus** The State of Maharashtra & Ors. ...Respondents. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. This is expedited O.A. but reply is not filed. On request of learned P.O., one week time is granted 3. for filing reply. 4. Respondent No.3 though served is absent. 5. S.O. to 29.10.2021. Sd/-44

(A.P. Kurhekar) Member(J)

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

of 20

I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 21.10.2021 O.A.No.513 of 2021	
	S. R. KambleApplicant  Versus	
	The State of Maharashtra & OrsRespondents.	
	1. Heard Dr. Gunratan Sadavarte, learned Counsel for the Applicant and Smt. Archana B. K. holding for Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.	
	<ol> <li>On request of learned P.O., two weeks time is granted for filing reply by way of last chance.</li> <li>S.O. to 16.11.2021.</li> </ol>	
	Sd/- (A.P. Kurhekar) Member(J)	

 $M.A./R.A./C.A.\ No.$ 

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date: 21.10.2021 O.A.No.530	of 2021
	K. B. Upase	Applicant
	Versus	
	The State of Maharashtra & Ors.	Respondents.
	Applicant and Smt. Archana B. K for the Respondents.	r, learned Counsel for the ., learned Presenting Officer ., two weeks time is granted
	(A.	Sd/- Sd/- .P. Kurhekar) Member(J)

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

of 20

ΙN

Original Application No.

of 20

### FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 21.10.2021 O.A.No.531 of 2021
	P. S. KhatemateApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	<ol> <li>Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Smt. Kran Gaikwad, learned Presenting Officer for the Respondents.</li> <li>Learned Counsel for the Applicant has filed Rejoinder</li> </ol>
	It is taken on record.
	3. The matter is adjourned for hearing at the stage of
	admission.
	4. S.O. to 18.11.2021.
	(A.P. Kurhekar) Member(J)

vsm

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

of 20

ΙN

Original Application No.

of 20

## FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Tribunal's orders Appearance, Tribunal's orders or directions and Registrar's orders Date: 21.10.2021 O.A.No.609 of 2021 A. B. Burkul ....Applicants Versus The State of Maharashtra & Ors. ...Respondents. Heard Smt. Punam Mahajan, learned Counsel for the 1. Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. Respondent No.3 though served is absent. 2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record. No reply is filed on behalf of the Respondent No.1. 3. O.A.be kept for hearing at the stage of admission along with O.A.No.608/2021. 4. S.O. to 16.11.2021. Sd/-

(A.P. Kurhekar) Member(J)