

**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: 21.11.2023</b></p> <p align="center"><b>O.A. No.1285 of 2023 with M.A. No.706 of 2023</b></p> <p><b>Dr. S.B. Chavan</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri S.B. Talekar, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant argued that the 'Animal Husbandry and Dairy Development Department' Order dated 02.11.2023 was not issued afresh as was expected but is only validation of the earlier Transfer Order dated 05.10.2023 against the backdrop of observations made by the Tribunal on 11.10.2023.</p> <p>3. The learned Advocate for the Applicant then referred to the observation made by the Tribunal on 11.10.2023 wherein 'Para 6' it was directed that the Animal Husbandry and Dairy Development Department reconsider the order of the Applicant issued on 05.10.2023 and bring it to the notice of 'Minister in Charge Animal Husbandry Department' that the earlier order of Social Justice &amp; Special Assistance Department dated 13.02.2023 had been issued with prior approval of 'Hon'ble Chief Minister of Maharashtra State' and thereupon an appropriate decision be taken afresh; regarding the continuation of the Applicant on the 'Deputation Post' of 'Head of Department, BARTI' or otherwise but again with the prior approval of 'Hon'ble Chief Minister of Maharashtra State'.</p> <p>4. The learned Advocate for the Applicant further stated that the even though Order dated 02.11.2023</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>has been issued by the 'Animal Husbandry and Dairy Development Department'; still earlier 'Transfer Order' dated 05.10.2023 cannot be implemented, even now as approval of 'Hon'ble Chief Minister of Maharashtra State' had not been initially obtained by the 'Animal Husbandry and Dairy Development Department' as it was mandatorily required under provisions of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005'.</p> <p>5. Learned Advocate for the Applicant then reiterated that the principal reason stated in earlier 'Transfer Order' dated 05.10.2023 as to why the Applicant had to be repatriated from the post of 'Head of Department, BARTI, Pune' was the wide spread incidence of 'Lumpy Skin Disease' for which services of the Applicant who is 'Live Stock Development Officer' was urgently required by the 'Animal Husbandry and Dairy Development Department'. He further states that as per information available in 'Public Domain' there was no wide spread incidence of 'Lumpy Skin Disease' at the time of issue of earlier 'Transfer Order' dated 05.10.2023 and even now there is negligible incidence of 'Lump Skin Disease'. However, the 'Animal Husbandry and Dairy Development Department' has again mentioned about it to justify its Order dated 02.11.2023.</p> <p>6. Learned Advocate for the Applicant also stated there are at least <del>22</del> instances of 'Live Stock Development Officers' who on the date of earlier 'Transfer Order' dated 05.10.2023 of Applicant were serving on 'Deputation Posts' in various 'Administrative Departments' and continue to do so even now. Learned Advocate for the Applicant argued that except the Applicant, for none of the 22 other 'Live Stock Development Officer' any action has been as yet taken to recall them on grounds of widespread incidence of 'Lump Skin Disease'. Therefore, the 'Transfer Order' dated 05.10.2023 of Applicant has been issued in 'Arbitrary Exercise' of 'Statutory Powers'. Applicant has been discriminated against as only his Transfer Order dated 05.10.2023 was issued whereas reasons being cited repeatedly by 'Animal Husbandry and Dairy Development Department' is the widespread incidence of 'Lumpy Skin Disease'.</p>

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	<p>7. Learned Advocate for the Applicant further emphasized if the reason indeed was the widespread incidence of 'Lumpy Skin Disease' then why 22 other 'Live Stock Development Officer' have been not yet been recalled from 'Deputation Posts' under other 'Administrative Departments'. Learned Advocate for the Applicant has also relied on Judgment of Hon'ble Supreme Court to emphasize on the difference between "Transfer on Deputation" and "Appointment on Deputation". Learned Advocate for the Applicant then emphasized that the Applicants case is to be categorized under "Appointment on Deputation" as he was appointed as 'Head of Department' 'BARTI' based on 'Open Advertisement' issued at the level of 'Director General 'BARTI', Pune' who had invited Applications from eligible officers of all 'Administrative Department' for the 'Deputation Posts' of 'Head of Department' 'BARTI' and all procedure formalities were completed by Director General 'BARTI', Pune as per G.A.D. G.R. dated 17.12.2016.</p> <p>8. Learned P.O. states that as per directions given on 11.10.2023 the 'Animal Husbandry and Dairy Development Department' has again issued Orders on 02.11.2023 to repatriate the Applicant from 'Deputation Post' of Head of Department, 'BARTI' citing reasons of widespread incidence of 'Lumpy Skin Disease'. Although <i>ex-post facto</i> approval of the 'Hon'ble Chief Minister of Maharashtra State' has now been taken by 'Animal Husbandry and Dairy Development Department' under provisions of Section 4(4)(ii) and Section 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 but the Applicant was relieved on 09.11.2023 from post of 'Head of Department', 'BARTI'.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>9. The 'Animal Husbandry and Dairy Development Department' has issued the Orders on 02.11.2023 only to validate the earlier Transfer Order dated 05.10.2023 and to only bring it within the ambit of legal provisions of Section 4(4)(ii) and Section 4(5) of the 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. The 'Animal Husbandry and Dairy Development Department' was however expected to apply its mind afresh about all issues raised by the Applicant specifically about the contention of 'Arbitrary Exercise' of 'Statutory Powers' resulting in discrimination against the Applicant vis-à-vis other 'Live Stock Development Officers' working on 'Deputation Posts' under other 'Administrative Departments'. The 'Social Justice and Special Assistance Department by Order dated 13.02.2023 had earlier taken conscious decision to send the Applicant back to the 'Deputation Post' of Head of Department 'BARTI' for enhanced period of 'Two Years'. In consideration of the facts and circumstances of the case relating to the Applicant including his truncated tenure on the post of Head of Department 'BARTI' and lack of expected coordination between the 'Animal Husbandry and Dairy Development Department' and the 'Social Justice and Empowerment Department' as well as appreciable contentions made by the Applicant; he had been granted 'Interim Relief' earlier on 11.10.2023 and permitted to join back on the post of 'Head of Department, BARTI, Pune'. However, the Applicant has now been relieved again on 09.11.2021 after issue of Order dated 02.11.2023. Hence, all contentions raised by the Applicant including of arbitrariness and discrimination, <i>prima-facie</i> deserve to be examined at length during 'Final Hearing'. Hence it is justifiable at this stage to again grant 'Interim Relief' to the Applicant qua the Order of 'Animal Husbandry and Dairy Development Department' dated 02.11.2023 till the 'Next Date'. The Applicant is accordingly permitted to joint back on the post of 'Head of Department, BARTI'.</p> <p>10. Learned P.O. is therefore directed to file 'Affidavit-in-Reply' in respect of M.A. No.706/2023</p>

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	<p>which is returnable on 04.12.2023 along with submission about contention with reference to 'Exhibit A-18' that there has been negligible incidence of 'Lumpy Skin Disease' although it was cited to issue the 'Transfer Orders' of Applicant dated 05.10.2023 and mentioned again in Order dated 02.11.2023 of the 'Animal Husbandry and Dairy Development Department'. Further detailed information about status of recall of 22 other 'Live Stock Development Officers' still working on 'Deputations Posts' under other Administrative Departments.</p> <p>11. Interim Relief is granted till 04.12.2023.</p> <p>12. S.O. to 04.12.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p><b>Date: 21.11.2023</b></p> <p align="center"><b>O.A. No.1130 of 2023</b></p> <p><b>S.G. More</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Sairuchita Chowdhary learned Advocate holding for Shri S. Jagtap, learned Advocate for the Respondent No.2.</p> <p>2. Learned P.O. produces letter of 'Under Secretary, Urban Development Department' dated 20.11.2023 which only reiterates that the Applicant has been transferred from the post of 'C.E.O, Smart City Development Corporation Limited (SCDCL), Nashik' and that in his place Respondent No.2 has been posted on 29.08.2023 as 'C.E.O, Smart City Development Corporation Limited (SCDCL), Nashik'. However the letter of 'Under Secretary, Urban Development Department' dated 20.11.2023 does not mention anything with regard to the observations made on 08.11.2023 as to why the Transfer Order dated 29.08.2023 of 'Revenue &amp; Forest Department' was issued to post Respondent No.2 as 'C.E.O, Smart City Development Corporation Limited (SCDCL), Nashik' without following the protocol laid down in 'Para 3.3' of the 'Smart City' 'Mission Statement &amp; Guidelines issued in June 2015'. Therefore it is imperative to know from 'Urban Development Department' what course of action is proposed to be taken by them with respect to either 'Removal' of the Applicant' from or 'Appointment' of 'Respondent No.2' to post of 'C.E.O, Smart City Development Corporation Limited (SCDCL), Nashik' and to implement the protocol laid down in 'Para 3.3' of the 'Smart City' 'Mission Statement &amp; Guidelines issued in</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>June 2015'. Urban Development Department to inform learned P.O. in this regard within next 'Two Weeks' so that appropriate decision can then be taken with regard to vacation of 'Interim Relief' granted on 31.08.2023.</p> <p>3. Learned Advocate for the Respondent No.2 still insists that 'Interim Relief' granted on 31.08.2023 be vacated today in view of the order of Hon'ble High Court in Writ Petition No.13096/2023 dated 23.10.2023. However, course of action which the 'Urban Development Department' intends to take is required to be ascertained because order issued by 'Revenue and Forest Department' on 29.08.2023 for 'Removal' of Applicant' from and 'Appointment' of Respondent No.2' to the post of 'C.E.O, Smart City Development Corporation Limited (SCDCL), Nashik' 'ex-facie' contravene the protocol in 'Para 3.3' of the 'Smart City' 'Mission Statement &amp; Guidelines issued in June 2015'.</p> <p>4. S.O. to 04.12.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p><b>Date: 21.11.2023</b></p> <p align="center"><b>O.A. No.1457 of 2023</b></p> <p><b>A.D. Nikose, .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that she was transferred on 19.05.2023 from the post of 'Inspector Public Trust Registration Office, Nagpur' to the post of 'Inspector, Public Trust Registration Office, Mumbai' under the office of 'Charity Commissioner, Maharashtra State, Mumbai'. Learned Advocate further states that the Applicant was working as 'Inspector Public Trust Registration Office, Nagpur' since 2016. She has some 'Medical Conditions' and for treatment she has requested to be transferred back as 'Inspector Public Trust Registration Office, Nagpur'.</p> <p>3. Learned Advocate for the Applicant also states that one Shri Dinesh Mahamuni who is working on the post of 'Inspector Public Trust Registration Office, Nagpur' is willing to work on the post of 'Inspector Public Trust Registration Office, Mumbai' if the request for 'Mutual Transfer' made by Shri Dinesh Mahamuni and Applicant on 23.09.2023 is considered by the office of 'Charity Commissioner, Maharashtra State, Mumbai'.</p> <p>4. Learned Advocate for the Applicant also states that there are 1 post already existing which is vacant and newly created 2 Posts which are vacant of 'Inspector Public Trust Registration Office, Nagpur'. However, these 3 posts of 'Inspector Public Trust Registration Office, Nagpur' are likely to be filled up in the near future by the office of 'Charity Commissioner, Maharashtra State, Mumbai'</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. Learned P.O. is therefore directed seek information from the office of the 'Charity Commissioner, Maharashtra State, Mumbai' about time period within which they intend to fill up these 3 Post of 'Inspector Public Trust Registration Office, Nagpur'. Further if the office of 'Charity Commissioner, Maharashtra State, Mumbai' would be willing to consider the Application of 'Mutual Transfer' made jointly by the Shri Dinesh Mahamuni and the Applicant on 23.09.2023.</p> <p>6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>7. Issue notice before admission returnable on 05.12.2023.</p> <p>8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>9. 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>10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>11. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</p> <p>12. S.O. to 05.12.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p data-bbox="781 322 1008 355"><b>Date: 21.11.2023</b></p> <p data-bbox="1013 399 1284 432"><b>O.A. No.868 of 2023</b></p> <p data-bbox="781 476 1511 595"><b>N.N. Chavan, .....Applicant</b> <b>Versus</b> <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <ol style="list-style-type: none"> <li data-bbox="781 672 1511 844">1. Heard Shri U. Warunekar, learned Advocate along with Shri A.P. Kharkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li data-bbox="781 896 1511 1205">2. Learned P.O. filed short 'Affidavit-in-Reply' on behalf of G.A.D. wherein it has been stated that following the directions given on 16.10.2023 with regard to implementation of Section 20(5) of 'The Rights of Person with Disabilities Act, 2016' G.A.D. has now sought Legal Opinion from Law and Judiciary Department.</li> <li data-bbox="781 1257 1511 2235">3. Learned P.O. further on instruction states that post of 'Forest Settlement Officer, Pune' which is in 'PMC' and 'PCMC' areas is falling vacant on 31.12.2023 on the account of retirement of incumbent officer from the cadre of 'Deputy Collector'. However learned P.O. states that 'Revenue and Forest Department' is yet to furnish specific information about prospective vacancies in the cadre of 'Deputy Collector' in 'PMC' and 'PCMC' areas arising from 31.12.2023 upto 28.02.2024 which are not notified as (i) 'Electoral Registration Officer' under 'The Representation of People's Act, 1950' and (ii) 'Returning Officer' for Legislative Assembly Elections under 'The Representation of People's Act, 1951'. The 'Revenue and Forest Department' is therefore directed to furnish requisite information invariably by 'Next Date' so that any 'One Post' of Deputy Collector including that of Forest Settlement Officer, Pune can be directed to be kept vacant in due consideration of the Applicant's request to be posted back from Nagpur Division to Pune Division, So as to enforce the 'Legal Rights' of both the Applicant and his 100% Blind Child under 'The Rights of Person with Disabilities Act, 2016'.</li> <li data-bbox="781 2287 1117 2320">4. S.O. to 30.11.2023.</li> </ol> <p data-bbox="1154 2346 1479 2493" style="text-align: right;">Sd/- (<b>Debashish Chakrabarty</b>) Member (A)</p> <p data-bbox="776 2483 824 2509">NMN</p>

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	<p><b>Date : 21.11.2023</b> <b>O.A.No.1071 of 2023</b></p> <p><b>Shri S. H. Bendkule &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard S.S.Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 a&amp; 2 and Shri U. V. Bhosale, learned Counsel for Respondent No.3.</p> <p>2. In the afternoon session, Shri Uday Gavas, Under Secretary, Mantralaya is present along with Respondent No.4- Shri A. A. Bhoite appeared before the Tribunal.</p> <p>3. Identity Cards of Shri Uday Gavas, Under Secretary, Mantralaya and Respondent No.4- Shri Bhoite are verified. The xerox copy of Identity Cards are taken on record and marked as Exabit 1 and Exabit 2.</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> <b>Member (A)</b> <span style="float: right;"><b>Chairperson</b></span></p> <p>vsm</p>

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	<p><b>Date : 21.11.2023</b></p> <p align="center"><b>O.A.No.750 of 2023</b></p> <p><b>B. P. Dhage</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri Karan Gayra holding for Shri S.D. Patil, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant relies on the order of Hon'ble High Court of Judicature at Bombay, dated 22.11.2022 in W.P. No.13875/2022, in which ad-interim is granted to the Petitioner. Learned Counsel submits that present Applicant is also similarly situated person.</p> <p>3. The issue of power lifting is not included as a Sports. whether it is mentioned in G.R. dated 01.07.2016 and whether sportsmen in Power Lifting are entitled to reservation is already decided on 16.02.2023 in O.A. No. 364/2021 and hence, this O.A. is to be decided on the same line.</p> <p>4. Learned Counsel seeks time.</p> <p>5. Interim relief to continue till next date.</p> <p>6. S.O. to 30.11.2023.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span></p> <p align="center"><b>(Debashish Chakrabarty)</b> <span style="float: right;"><b>(Mridula Bhatkar, J.)</b></span> <b>Member (A)</b> <span style="float: right;"><b>Chairperson</b></span></p> <p>vsm</p>

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Date : 21.11.2023

O.A.No.93 of 2017

Dr. R. L. Sathe

....Applicant

Versus

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

1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaiwad, learned Presenting Officer for the Respondents.
2. Learned P.O. submits that in this matter today they are filing additional Affidavit along with papers.
3. The Registry is directed to accept the Affidavit in Reply and the copy to be furnished to learned Counsel for the Applicant.
4. S.O. to 12.12.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

vsm

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Date : 21.11.2023

O.A.No.1326 of 2023

With

O.A.No.1327 of 2023

With

O.A.No.1328 of 2023

J. M. Ganvir & Ors.

....Applicants

Versus

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

1. Heard Shri P. Avhad, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. S.O. to 08.01.2024.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

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	<p>Date : 21.11.2023 O.A.No.164 of 2017</p> <p>Y. N. Kapse .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. In present O.A., the Applicant seeks direction to Respondents to hold the Review DPC and also to include the name of Applicant against concern roster point of NT(B) for consideration of promotion and also to direct the Respondents to promote him, if he is otherwise eligible by releasing consequential benefits of deemed date to the post of Head Clerk from 15.10.2015.</p> <p>3. Learned P.O. produces order dated 19.10.2022. It is taken on record. By the said order dated 19.10.2022, the Applicant is promoted to the post of 'Head Clerk' from the post of 'Senior Clerk'. Learned P.O. thus submits that as the grievance of the Applicant is redressed, the O.A. be disposed of.</p> <p>4. Today, Shri C.T.Chandratre, learned Counsel for the Applicant is not present, therefore, the matter is fixed on 24.11.2023.</p> <p>5. S.O. to 24.11.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p align="center">vsm</p>

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Date : 21.11.2023

O.A.No.180 of 2017

R. A. Konapure

....Applicant

Versus

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

1. Heard Smt. Purva Pradhan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. On request of learned Counsel for the Applicant, the matter is adjourned to 05.12.2023.

3. S.O. to 05.12.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm



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Date : 21.11.2023

O.A.No.589 of 2017

V. Y. Khandebharad ....Applicant

Versus

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

1. The Applicant and his Counsel are absent. Smt. Punam Mahajan, learned Counsel for the Applicant has sent leave note. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. Learned P.O. seeks permission to file additional Affidavit along with documents i.e deposition of departmental enquiry.

3. Permission is granted to file additional Affidavit to learned P.O.

4. S.O. to 08.12.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

**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 : 21.11.2023</b> <b>O.A.No.1026 of 2017</b></p> <p><b>C. W. Gaikwad</b> ....Applicants</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant is working in Class-IV cadre prays that she should be absorbed under Class-III, Group 'C' cadre.</p> <p>3. Learned C.P.O. submits that Applicant is absorbed by virtue of order of this Tribunal dated 10.08.2016 in O.A.No.639/2015.</p> <p>4. Learned Counsel for the Applicant is directed to produce a letter dated 07.11.2010.</p> <p>5. S.O. to 29.11.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.11.2023</b> <b>O.A.No.1439 of 2023</b></p> <p><b>R. K. Deorukhkar</b> ....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the very outset, we are of the view that there is a delay. The O.A. is filed without filing application for condonation of delay.</p> <p>3. Learned Counsel for the Applicant now submits that he will file application for condonation of delay.</p> <p>4. S.O. to 08.01.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.11.2023</b></p> <p align="center"><b>O.A.No.651 of 2023</b></p> <p><b>Dr. V. P. Wahane</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Chief Preserving Officer for the Respondents and Shri S. S. Dere, learned Counsel for Intervener.</p> <p>2. In this matter, learned C.P.O. seeks time to place factual position as enquired in Para No.11 of our earlier order dated 02.11.2023.</p> <p>3. Learned Counsel Shri S. S. Dere submits that Intervener Shri Hemant Dalvi is appointed as Deputy Director (Archaeology), Ratnagiri and has been working on the post since September, 2023. Learned Counsel submits that the Intervener Shri Dalvi appointed by nomination as the process of recruitment was initiated through Advertisement dated 19.05.2023 by M.P.S.C. He is selected candidate. Learned Counsel for Intervener submits that Applicant is also participated in recruitment process and secured less marks than Intervener, therefore, he is not appointed. Learned Counsel submits that he wants to intervene in this matter and his application be allowed.</p> <p>4. Shri G.A. Bandiwadekar, learned Counsel for the Applicant wants to file reply to this intervention application.</p> <p>5. One week time is granted to learned C.P.O. and learned Counsel to file Affidavit in Reply and to file Reply to intervention application.</p> <p>6. S.O. to 28.11.2023.</p> <p align="center">Sd/-</p> <p align="center"><b>(Debashish Chakrabarty)</b> Member (A)</p> <p align="center">Sd/-</p> <p align="center"><b>(Mridula Bhatkar, J.)</b> Chairperson</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
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Date : 21.11.2023

O.A.No.1440 of 2023

M. M. More

....Applicant

Versus

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

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. At the very outset, we are of the view that there is a delay. The O.A. is filed without filing application for condonation of delay.

3. Learned Counsel for the Applicant now submits that he will file application for condonation of delay.

4. S.O. to 08.01.2024.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

**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 : 21.11.2023</b> <b>O.A.No.1454 of 2023</b></p> <p><b>Y.S. Tekawade</b> .....Applicant <b>Versus</b> <b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant prays that he should be sent for training on the post of PSI along with Batch No.124 which is for 'Direct Recruits' in view of the order passed in O.A.No.1164/2022 with O.A.No.125/2023, dated 31.03.2023 .</p> <p>3. Learned Counsel for the Applicant submits that though by this order, dated 31.03.2023 of the Tribunal, the Respondents were directed to send the Applicant for training on the post of PSI which was going to start on 03.04.2023, the Applicant was not sent as he was punished with demotion for One Year from the post of Police Hawaldar to Police Naik after D.E. was conducted against him. Learned Counsel submits that the said period of punishment is now undergone by the Applicant on 18.11.2023 and thus now he is entitled and eligible to go for training on the post of PSI along with Batch of 124 which is for 'Direct Recruits'.</p>

4. Learned Counsel further submits that for Direct Recruits for the post of PSI the training of Batch 124 is going to commence on 24.11.2023 and prays that Applicant also to be sent along with them for training. He submits that the Direct Recruits who are freshers will undergo training for 12 months and 'In Service Police Personnels' who have passed Limited Departmental Competitive Examination (LDCE) have to undergo training for 9 months. He submits that this issue was dealt with by this Tribunal in O.A.No.848/2021 which was filed by one Shri Chopade & Ors. The Applicants in said O.A. were sent for training on the post of PSI along with Direct Recruits in Batch No.122 by order of this Tribunal. The Applicant prays for parity since the Respondents in earlier occasions had sent some of the 'In Service Police Personnels' for training on the post of PSI along with Batch No.122 for Direct Recruits.
5. Learned Counsel further submits that Applicant is also ready to give bond to undergo 12 months training on the post of PSI.
6. Learned C.P.O. seeks time to take instructions as today is the first date.
7. Shri Ganesh Gaikwad, Section Officer, Home Department is directed to remain present on next date.
8. S.O. to 23.11.2023.
- Sd/- Sd/-
- (Debashish Chakrabarty) (Mridula Bhatkar, J.)  
Member (A) Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 1174/2023</u></b></p> <p>Shri D.S Padvi ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 19.12.2023.</p> <p>Sd/- _____ Sd/- _____</p> <p>(<del>Medha Gadgil</del>) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>21.11.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 1071/2023</u></b></p> <p>Shri S.H Bendkule &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants, Ms Swati Manchekar, learned C.P.O for the Respondents No 1 &amp; 2 and Shri U.V Bhosle, learned counsel for Respondent no. 3.</p> <p>2. Learned C.P.O files affidavit in reply.</p> <p>3. Learned counsel Shri Bhosle for Respondent no. 3, seeks time to file reply.</p> <p>4. Respondent No. 4 Mr A.A Bhoite, has addressed letter to Registrar, M.A.T stating that he does not want to take defence and whatever decision is given in the matter he is bound by the said decision of the Tribunal. Mr Joshi, OSD, Legal, M.A.T, Mumbai submits that Mr Bhoite, Respondent No. 4 did not appear before him. Mrs Zadkar, I/C Registrar, M.A.T, Mumbai informs that no such person by name Mr Bhoite has approached the submitted any letter. The copy of the letter was handed over by Mr Bhoite to the learned counsel for the applicant Mr Dere and original copy of letter submitted to the office and entry was taken in the Personal Computer of the office.</p> <p>3. We direct Mr Bhoite to remain present on the next date along with his identity.</p> <p>4. S.O to 5.12.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p style="text-align: center;"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 865/2021</u></b></p> <p>Shri N.M Ransing &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms S.G Talhar, learned advocate for the applicants, Ms Swati Manchekar, learned C.P.O for the Respondent no 1 and Shri A.S Gaikwad, learned counsel for Respondents no 2 to 10, except Respondent no. 6.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 5.12.2024 for final hearing.</p> <p>Sd/- <span style="float: right;">Sd/-</span></p> <p>(Medha<sup>u</sup> Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>21.11.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 1398/2023</u></b></p> <p>Amruta Karwande ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.R Purandare, learned advocate for the applicant, Shri S.S Dere, learned counsel for Respondent no. 1 and Ms Swati Manchekar, learned C.P.O for the Respondents No 2 to 8.</p> <p>2. Matter not on Board. Taken on Board at the request of learned counsel for the applicant.</p> <p>3. Learned counsel for Respondent No.1, Shri Dere submits that Respondent no. 1 has already joined as Sales Tax Inspector on 5.8.2023.</p> <p>4. At the request of learned counsel for the applicant, matter adjourned to 23.11.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 795/2023</u></b></p> <p>Shri B.B Thite ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that Smt Shewta Suryawanshi, Section Officer from G.A.D, Desk-10 is present. She submits the copy of the Original Application is not received by Desk-10. Learned C.P.O has handed over the copy of O.A today.</p> <p>3. Learned C.P.O seeks time to take instructions in the matter.</p> <p>4. S.O to 23.11.2023 to consider the issue on the point of interim relief.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 907/2021</u></b></p> <p>Shri K.N Sukalwad ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Siddhant Sawai holding for Shri R.K Mendalkar, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 9.1.2024.</p> <p>Sd/- _____ (Medha Gadgil) Member (A) Akn</p> <p>Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>21.11.2023</u></b></p> <p align="center"><b><u>O.A 1161/2023</u></b></p> <p>Payal Govind Raut ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.S Gaikwad, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents No 1 to 4. None present for Respondent No. 5.</p> <p>2. Learned counsel Shri Gaikwad for the applicant files affidavit in rejoinder.</p> <p>3. Matter is kept on 24.11.2023 before the 2<sup>nd</sup> Division Bench. Learned counsel for Respondent no. 5 is directed to remain present and file affidavit in reply.</p> <p>4. Thereafter the matter will be placed for hearing on 30.11.2023.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</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;"><u>O.A. No.1355 of 2023</u></p> <p>R.M. Naymgonde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for interim relief.</p> <p>3. Ld. PO seeks time to file reply.</p> <p>4. S.O. to 30.11.2023. The prayer for interim relief will be considered.</p> <p style="text-align: right;">Sd/- (Medha G. Agil) Member (A) 21.11.2023</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 style="text-align: center;"><u>O.A. No.1072 of 2023</u></p> <p>R.P. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Reply is already filed.</li><li>3. Admit.</li><li>4. S.O. to 30.11.2023 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.978 of 2023</u></p> <p>S.S. Pardule ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents. Applicant and his Advocate both the absent.</p> <p>2. Ld. PO submits that copy of OA is not served in the office of Ld. CPO.</p> <p>3. Applicant to serve the office of Ld. CPO.</p> <p>4. S.O. to 19.12.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.970 of 2023</u></p> <p>P.V. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 21.11.2023 of respondent no.2 &amp; 3.</p> <p>3. S.O. to 7.12.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</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 style="text-align: center;"><u>O.As. No.833 &amp; 834 of 2023</u></p> <p>A.Y. ilager P.S. Kuchekar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that applicant in OA No.833/2023 has not been paid subsistence allowance at enhanced rate.</p> <p>3. Ld. Advocate for the applicants submits that applicant in OA No.834/2023 has not received his suspension allowance that he was suspended on 24.5.2023.</p> <p>4. Ld. PO to verify the position and make a statement.</p> <p>5. S.O. to 30.11.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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.829 of 2023</u></p> <p>B.R. Girme ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri R.S. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Reply is already filed.</li><li>3. Admit.</li><li>4. S.O. to 23.11.2023 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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.528 of 2023</u></p> <p>I.B. Shaikh ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that applicant has been reinstated on 16.6.2023.</p> <p>3. Ld. PO seeks time to file reply to the second prayer regarding treatment of suspension period.</p> <p>4. S.O. to 12.12.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>

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.1404 of 2023</u></p> <p>K.R. Mulani ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri N.W. Sawant, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"> <li>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>3. Issue notice before admission returnable on 19.12.2023. The respondents are directed to file reply.</li> <li>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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</li> <li>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.</li> <li>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</li> </ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</p> <p>(sgj)</p>

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.1403 of 2023</u></p> <p>M.B. Kangude ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri N.W. Sawant, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 19.12.2023. The respondents are directed to file reply.</p> <p>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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven days</b> or service report on affidavit is not filed <b>three days</b> before returnable date, the OA shall be placed on board before the concerned Bench under the caption "<b>For Dismissal</b>" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 21.11.2023</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: 21.11.2023</b></p> <p align="center"><b>O.A. No.1256 of 2023</b></p> <p><b>R.M. Mujawar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the 'Superintendent of Police, Sangli' had permitted the Applicant to retain 'Police Quarter' which he was occupying while posted in the 'S.D.P.O., Vita, District Sangli' till 19.11.2023. However, as no information has been provided to enable learned P.O. to file 'Affidavit-in-Reply' within 'Two Weeks' which was granted on 02.11.2023; 'Superintendent of Police, Sangli' is thus directed to extend the period for retention of Police Quarter by the Applicant beyond 19.11.2023. Applicant will be entitled to retain 'Police Quarter' till filing of Affidavit-in-Reply on behalf of the 'Superintendent of Police, Sangli'.</p> <p>3. Learned P.O. now seeks further 'Three Weeks' time to file 'Affidavit-in-Reply' on behalf of the 'Superintendent of Police, Sangli'. Time as prayed is granted to learned P.O.</p> <p>4. S.O. to 11.12.2023.</p> <p align="right">Sd/-    <b>(Debashish Chakrabarty)</b>  <b>Member (A)</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>Date: 21.11.2023</p> <p align="center"><b>O.A. No.717 of 2023 with O.A. No.718 of 2023</b></p> <p><b>U.L. Gadage &amp; Ors.</b>  <b>B.A. Pawar &amp; Ors.</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents in O.A.717/2023 &amp; Shri A.J. Chougule, learned Presenting Officer for the Respondents in O.A.718/2023.</p> <p>2. Learned P.O. is directed to convey to the 'Superintendent of Police, Palghar' to furnish information for filing of 'Affidavit-in-Reply' on his behalf positively by next date; otherwise he shall have to personally remain present along with information sought on 08.09.2023 with regard to criteria adopted for approving 'Inter District Transfer' of 'Police Constables' whose names are mentioned in 'Exhibit H'. The 'Superintendent of Police, Palghar' may refer to the order dated 08.09.2023 as well as contents of 'Exhibit H' before furnishing information to learned P.O.</p> <p>3. S.O. to 28.11.2023.</p> <p align="right">Sd/-    <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></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: 21.11.2023</p> <p align="center">O.A. No.1452 of 2023</p> <p>B.K. Patil .....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. Learned Advocate for the Applicant produces a letter received from Applicant dated 17.11.2023 stating that he does not want to pursue further with O.A. No.1452/2023. Therefore O.A. No.1452/2023 stands withdrawn as per request of Applicant. 'No Order as to Costs.'</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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

Tribunal's orders

O.A.1431/2023

**R.D. Madane** ... Applicant  
Vs.  
**The State of Mah. & Ors.** ... Respondents

1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned PO for Respondents.
2. Issue notice returnable on 11.12.2012.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
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. 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
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. S.O. to 11<sup>th</sup> December, 2023.

Sd/-

(Debashish Chakrabarty)  
Member-A  
20.11.2023

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
20.11.2023

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>M.A.687/23 in O.A.1406/2023</u></b></p> <p><b>Dr. S.H. Darveshi &amp; Ors.</b>                   ... Applicants <b>    Vs.</b> <b>The State of Mah. &amp; Ors.</b>                 ... Respondents</p> <p>1.    Heard Shri Karan Gajara, learned Advocate holding for Shri A.A. Desai, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2.    This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.</p> <p style="text-align: center;">Sd/-   "                    1    /                         Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty)             ' (Mridula Bhatkar, J.)   Member-A                     Chairperson   20.11.2023                    20.11.2023</p> <p>(skw)</p>

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

Tribunal's orders

O.A.1406/2023

**Dr. S.H. Darveshi & Ors.** ... Applicants  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

1. Heard Shri Karan Gajara, learned Advocate holding for Shri A.A. Desai, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.

2. Issue notice returnable on 04.12.2012.

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

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. 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. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.

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. S.O. to 4<sup>th</sup> December, 2023.

Sd/-

(Debashish Chakrabarty)  
Member-A  
20.11.2023

(skw)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
20.11.2023

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

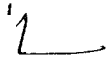
(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.650/2023</u></b></p> <p><b>R.R. Gire</b> <span style="float: right;"><b>... Applicant</b></span>  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> <span style="float: right;"><b>... Respondents</b></span></p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned PO for Respondents.</p> <p>2. At the request of learned Advocate for the Applicant, S.O. to 4<sup>th</sup> December, 2023 (<b>HOB</b>).</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/- </span></p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.)  Member-A Chairperson  20.11.2023 20.11.2023</p> <p>(skw)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.309/2023</u></b></p> <p><b>T.S. Bhadane</b> ... Applicant  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned PO for Respondents.</p> <p>2. S.O. to 8<sup>th</sup> January, 2024.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J.)  Member-A Chairperson  20.11.2023 20.11.2023</p> <p>(skw)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**O.A.405/2023**

**A.R. Chohan****... Applicant****Vs.****The State of Mah. & Ors.****... Respondents**

1. Heard Smt. Vaishali Dunbale, learned Advocate for the Applicant and Shri A.J. Chougule, learned PO for Respondents.

2. S.O. to 8<sup>th</sup> January, 2024.

Sd/-

Sd/-

(Debashish Chakrabarty)  
Member-A  
20.11.2023

(Mridula Bhatkar, J.)  
Chairperson  
20.11.2023

(skw)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>O.A.536/2023</u></b></p> <p><b>R.M. More &amp; Ors. ... Applicants</b> <b>Vs.</b> <b>The State of Mah. &amp; Ors. ... Respondents</b></p> <p>1. Heard Shri A.S. Gaikwad, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. S.O. to 12<sup>th</sup> December, 2024.</p> <p align="center">Sd/- <span style="float: right;">Sd/- _____</span></p> <p align="center">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A / Chairperson 20.11.2023 / 20.11.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.323/2023</u></b></p> <p><b>B.N. Dhole</b> <span style="float: right;"><b>... Applicant</b></span>  <b>Vs.</b>  <b>The State of Mah. &amp; Ors.</b> <span style="float: right;"><b>... Respondents</b></span></p> <p>1. Heard Ms. Bhagyashri Mangale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned PO for Respondents.</p> <p>2. S.O. to 23<sup>rd</sup> November, 2023 as Part Heard.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Debashish Chakrabarty) <span style="float: right;">(Mridula Bhatkar, J.)</span>  Member-A <span style="float: right;">Chairperson</span>  20.11.2023 <span style="float: right;">20.11.2023</span></p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal’s orders or directions and Registrar’s orders	Tribunal’s orders
	<b>OA Nos.74 &amp; 75/2023</b>  <b>P.P. Kasture</b> <b>K.P. Bholane</b> <span style="float:right">... Applicants</span> <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> <span style="float:right">... Respondents</span>  1. Heard Shri K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned PO for Respondents.  2. S.O. to 23 <sup>rd</sup> November, 2023.  <div style="display: flex; justify-content: space-around;"> <div style="text-align: center;">             Sd/-              _____              (Debashish Chakrabarty)              Member-A              20.11.2023           </div> <div style="text-align: center;">             Sd/-               _____              (Mridula Bhatkar, J.)              Chairperson              20.11.2023           </div> </div>                (skw)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>O.A.1453/2023</u></b></p> <p><b>A.P. Avhad &amp; Ors. ... Applicants</b> <b>Vs. ... Respondents</b> <b>The State of Mah. &amp; Ors.</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned CPO for Respondents.</li> <li>2. All the Applicants who are working as Statistical Assistants, Group-C with Respondent No.2 - Director of Economic and Statistics challenges the method of preparation of Gradation List in the cadre of Statistical Assistant, Group-C.</li> <li>3. Issue notice returnable on 11.12.2023.</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 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>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> <li>9. In case notice is not collected within <b>seven</b> days or service report on affidavit is not filed <b>three</b> days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "<b>for Dismissal</b>" and thereafter on the subsequent date the O.A. shall stand dismissed.</li> </ol>

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

**Tribunal's orders**

10. 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.

11. S.O. to 11<sup>th</sup> December, 2023.

Sd/-

Sd/-

(Debashish Chakrabarty)

(Mridula Bhatkar, J.)

Member-A

Chairperson

20.11.2023

20.11.2023

(skw)





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

**Tribunal's orders**

for final disposal at the stage of admission hearing.

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

9. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.

10. 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.

11. S.O. to 11<sup>th</sup> December, 2023.

12. Allowed to amend the date of order of dismissal in prayer clause (a).

Sd/-

(Debashish Chakrabarty)  
Member-A  
20.11.2023

(skw)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
20.11.2023

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>20.11.2023</u></b></p> <p style="text-align: center;"><b><u>M.A 542/2023 in O.A 255/2023</u></b></p> <p>A.S Chavan ... 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 the Respondents.</p> <p>2. Learned P.O submits that Mr Zoting, Joint District Registrar, who is looking into this matter is not keeping well.</p> <p>3. The present Misc Application is filed seeking directions to the Respondents that the case of the applicant who is going to retire on 31.5.2024 be considered for promotion to the post of Joint District Registrar in view of having undergone the punishment saddled on 30.1.2023 in the departmental enquiry by the Inspector General of Registration and Controller of Stamps, Pune. Learned counsel submits that by order dated 19.6.2022 originally two increments were stopped. However, thereafter by order dated 30.1.2023 the said order was modified and only one increment was stopped. Learned counsel submits that by order dated 19.6.2022 his first increment ought to have been stopped by 1.7.2022 and thereafter on 1.7.2023. He submits that factually his first increment was stopped in July, 2023 and still it is going on. Therefore, as it is stoppage of increment permanently, he will never get the chances of promotion.</p> <p>4. Learned C.P.O relies on the G.R dated 15.12.2017 especially clause 14 wherein by way of punishment the increment is withheld for one year or more than that. She submitted that the increment is withheld permanently and therefore the period of undergoing punishment will continue and his case was considered and kept in sealed cover. Learned C.P.O further submitted that though in the first order the date is mentioned as 19.6.2022, the concerned officer has put mark '8'. Thus, order is in fact issued on 19.8.2022. Therefore, he was given increment in July 2022 and he has benefited at that time and his increment was stopped from 1<sup>st</sup> July, 2023.</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. After going through clause 14 of the said G.R, it is found that nowhere the imposing of stoppage of increment permanently is contemplated. If at all the increment is withheld permanently then that period will go on and the Government servant till he/she retires the chances of their promotion will be scuttled. This will amount to great injustice to such Government servants.</p> <p>6. Thus, in view of clause 14 of the G.R dated 15.12.2017, we are of the view that the applicant's name can be considered for promotion in the next D.P.C meeting whenever it is going to be held.</p> <p>7. Misc Application accordingly stands disposed of.</p> <p>8. O.A 255/2023 to be place on Board on 31.3.2024.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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 : 21.11.2023 O.A.No.751 of 2023</p> <p>I. V. Basle .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos.1 &amp;2, Smt. P. Pradhan, learned Advocate for Respondent No.3 and Shri K. R. Jagdale, learned Advocate for Respondent No.4.</p> <p>2. S.O. to 22.11.2023 (F.O.B.)</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</p>



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A. No.466 of 2018</u></p> <p>M.R. Tambe &amp; Ors. ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and 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 23.11.2023.</p> <p style="text-align: center;"> Sd/- _____ Sd/- _____  (Medha Gadgil) (Mridula Bhatkar, J.)  Member (A) Chairperson  21.11.2023 21.11.2023</p> <p>(sgj)</p>





**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>M.A. No.303 of 2023 in O.A. No.491 of 2021</u></p> <p>Dr. S.V. Sambhare ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Purva Pradhan holding for Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Id. Advocate for the applicant submits that MPSC has not filed the reply. Id. PO seeks time to file reply.</p> <p>3. S.O. to 5.12.2023 by way of last chance for the MPSC to file reply.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 21.11.2023 21.11.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

J 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 : 21.11.2023</b> <b>O.A.No.1340 of 2023</b></p> <p><b>K. N. Tadvi</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The M.P.S.C. is directed to provide the list of oniy candidates who are short listed for interview for Open Sports Category, Group A who played at international level.</p> <p>3. S.O. to 23.11.2023 under the caption of 'Urgent Admission.'</p> <p style="text-align: center;">Sd/-</p> <p>(Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</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>(1) <u>M.A. No.189 of 2022 in O.A. No.613 of 2019 with</u>  (2) <u>O.A. No.494 of 2020 with</u>  (3) <u>M.A. No.465 of 2022 in O.A. No.214 of 2020 with</u>  (4) <u>M.A. No.239 of 2022 in O.A. No.603 of 2021 with</u>  (5) <u>O.A. No.24 of 2022</u></p> <p>S.S. Chavan  S.K. Sabale  S.K. Khomane  P.R. Shelke  M.S. Aitawade ..Applicants  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants in Sr. No.3, 4 &amp; 5 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for Applicants in Sr. No.1 &amp; 2 has filed Leave Note.</p> <p>3. S.O. to 5.12.2023.</p> <p align="center">Sd/-  (Medha Gadgil)  Member (A)  21.11.2023  (sgj)</p> <p align="center">Sd/-  (Mridula Bhatkar, J.)  Chairperson  21.11.2023</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>C.A 54/2022 in O.A 248/2014</u></b></p> <p>Smt I.S Mulgaonkar (Legal Heir S.Y Mulgaonkar) ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwdekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O for the Respondents seek one weeks' time to take steps in the matter.</p> <p>3. S.O to 28.11.2023.</p> <p>Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 872/2019</u></b></p> <p>Shri S.J Gorve ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. The period of last chance is extended by four weeks.</p> <p>4. S.O to 19.12.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 491/2021</u></b></p> <p>Shri V.K Awhad ... 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 the Respondents.</p> <p>2. Admit with liberty to file rejoinder if any.</p> <p>3. S.O to 16.1.2024.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No.

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 318/2023</u></b></p> <p>Shri V.P Idate ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 5.12.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 699/2023</u></b></p> <p>Shri Y.A Ahire &amp; Ors ... Applicants 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 the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O 16.1.2024.</p> <p>Sd/- _____ (Medha Gadgil) Member (A) Akn</p> <p>Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

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DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.11.2023</u></b></p> <p><b><u>O.A 787/2023</u></b></p> <p>Shri A.R Deokar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Purva Pradhan holding for Shri D.B Khaire, learned advocate for the applicant, Mrs K.S Gaikwad, learned P.O for the Respondents No 1 &amp; 2 and Ms Pooja Mankoji holding for Shri S.S Dere, learned counsel for Respondents No 3 &amp; 4.</p> <p>2. Learned P.O files affidavit in rejoinder.</p> <p>3. Learned counsel for Respondents No 3 &amp; 4 seeks time to file reply.</p> <p>4. S.O to 23.11.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A) Akn</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</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>M.A. No.697 of 2023 in O.A. No.200 of 2022</u></p> <p>D.H. Choudhari ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Kailas Jadhav, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In the OA, the applicant is challenging the Departmental Enquiry (DE) and prays that proceedings of DE be quashed and set aside and applicant be given the entitled consequential pecuniary benefits.</p> <p>3. MA is filed by the applicant for releasing the retirement benefits which are illegally held by the respondents. Ld. Advocate for the applicant submits that it is to be paid with interest. Ld. Advocate submits applicant has retired on 31.5.2020 and DE is initiated in January, 2021. Thus, DE is initiated after his retirement. Ld. Advocate submits that though applicant retired in May, 2020 till today the regular pension and gratuity is not paid to him.</p> <p>4. Ld. CPO opposes the submissions of Ld. Advocate for the applicant. She submits that though reply is not filed in the MA, she relies on the affidavit in reply dated 22.8.2023 filed in OA by Sanjiv Digambar Pawar, Executive Engineer, Works Department, ZP, Nandurbar on behalf of respondent no.4. Ld. CPO submits that in para 22 of the said affidavit a chart of payment of GPF, Leave Encashment and GIS are given. These amounts were paid to the applicant on 2.2.2021, 18.5.2022 and 11.5.2022 respectively.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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5. Ld. Advocate for the applicant confirms that applicant has received the above amounts. However, though the applicant was entitled to get full pension he is not given the full pension. Ld. Advocate for the applicant relies on the judgment and order dated 3.4.2018 passed by the Hon'ble Bombay High Court in W.P. No.12966/2017 Vinodkumar N. Dixit Vs. The State of Maharashtra on the point of granting interest if pension and gratuity is not paid within a period of three months from the date of retirement and refers to Rule 129-A and 129-B of the MCS (Pension) Rules, 1982.

6. Considered the submissions of both the sides. When the applicant retired no DE was initiated against him and NOC of no DE and no court case was given to the applicant on 16.10.2020. The charge sheet was served on him on 15.1.2021. We go by Rules 121, 122 and 123 of MCS (Pension) Rules, 1982. Thus, we are of the view that if enquiry is not initiated against the applicant at the time of his retirement, then he is entitled to get pension in this case.

7. The MA is allowed. The respondents are directed to pay the pension and gratuity to the applicant with interest as per rules within three months from today. The applicant to cooperate with the respondents. No order as to costs.

Sd/-

(Medha Gadgil)  
Member (A)  
21.11.2023

(sgj)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
21.11.2023