

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b>Date : 21.12.2021</b></p> <p style="text-align: center;"><b>O.A.No.1026 of 2021</b></p> <p>R.K. Bhosale .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant by way of interim relief prays that the Departmental Enquiry (D.E.) initiated against him on 15.02.2007 is to be quashed and set aside.</p> <p>3. In this matter we came across a very sad and peculiar situation wherein the enquiry was initiated in 2007 for unauthorized absence of one year. The enquiry officer submitted the report on 19.03.2011 and to which the delinquent officer i.e. the Applicant gave his reply on 19.03.2011. However, till today the Disciplinary authority has not taken decision as to whether the reply is accepted or rejected. Further the decision is still awaited since last 10 years and 10 months (approx..)</p> <p>4. Under such circumstances, the learned Advocate relies on the judgment of <b>Prem Nath Bali Versus Registrar, High Court of Delhi and Another reported in (2015) 16 SCC 415</b>, wherein the Hon'ble Supreme Court on the point of unreasonable delay of making decision by the disciplinary authority has specifically observed that,</p> <p style="text-align: center;"><i>"Where it is not possible for the employer to conclude due to certain unavoidable causes arising in the proceedings within the time frame then efforts should be made to conclude within reasonably extended period</i></p>

Office Notes, Office Memoranda of Coram,  
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*depending upon the cause and the nature of inquiry but not more than a year."*

5. On this background we would like to hear the disciplinary authority and so also the erstwhile officer who was in-charge of this enquiry report and its movement from the Social Justice Department to the Disciplinary Authority.

6. The Disciplinary Authority to file affidavit-in-reply on the following points :

(a) A person who is responsible for not forwarding this enquiry report within a reasonable time.

(b) What are the reasons for inordinate delay of 10 years and 10 months (approx.)

7. Till then the Disciplinary Authority is directed not to take decision.

8. Adjourned to 06.01.2022.

Sd/- *MS*

Sd/-

**(Medha Gadgil)**  
**Member(A)**

**(Mridula Bhatkar, J.)**  
**Chairperson**

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	<p align="center"><u>MA.244/19 in OA.1080/18 &amp;12 Ors.</u></p> <p>A.S. Kharbude (MA.244/19 in OA.1080/18)  A.J. Shinde (MA.245/19 in OA.1081/18)  D.P. Salunkhe (MA.246/19 in OA.1082/18)  V.V. Shivade (MA.247/19 in OA.1083/18)  P.K. Patil (MA.248/19 in OA.1098/18)  H.I. Shaikh (MA.249/19 in OA.1099/18)  N.S. Tathavadekar (MA.250/19 in OA.1100/18)  R.N. Deshpande (MA.251/19 in OA.1101/18)  B.K. Naik (MA.252/19 in OA.1103/18)  M.R. Kelkar (MA.253/19 in OA.1104/18)  M.P. Khaire (MA.254/19 in OA.1105/18)  D.B. Misal (MA.255/19 in OA.1106/18)  A.V. Mahindrakar (MA.256/19 in OA.1107/18)</p> <p align="right">..Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">..Respondents</span></p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that next date of hearing of the writ petitions before the Hon'ble High Court, Bench at Nagpur is 7.1.2022. Ld. PO also submits that on 9.12.2021 there was a misconception about the Hon'ble High Court, Nagpur Bench granting stay in the writ petitions. However, she was informed thereafter that no stay was granted by the First Court of Bombay High Court, Nagpur Bench on 8.12.2021 and the matters were kept on 10.12.2021. Thus as of today all the writ petitions before Nagpur Bench are clubbed and now will be placed on 7.1.2022.</p> <p>3. Ld. Advocate for the applicants submits that if this is so, then the judgment in MAs is not to be passed and she wants to argue as the matters are yet part heard. Ld. PO supports the submissions of Ld. Advocate for the applicants as she also wants time to argue the matters and submits that these matters are not to be heard till 31.1.2022. Ld. Counsel for applicants submits that till the order is passed by the Hon'ble High Court these matters are to be kept in abeyance or sine die.</p> <p>4. Ld. Advocate for the applicants and Ld. PO are directed to give Purshis to this effect.</p>

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5. We make it clear that order dated 9.12.2021 was dictated in open Court in the presence of Counsel for both the sides. For clarification para 3 and 6 of the order dated 9.12.2021 is reproduced:

*"3. The learned PO submits that in some of the Writ Petitions which were before the Hon'ble High Court, Nagpur Bench, the Hon'ble High Court, Nagpur Bench has stayed the orders of the Tribunal allowing the Original Applications.*

*6. In this matter in fact the dictation of the judgment has commenced. However, as the Writ Petitions involving the same issue are now placed tomorrow before the First Court at Nagpur Bench, the judicial propriety warrants to go slow or to wait for the pronouncement if at all they are going to be by the Hon'ble High Court on this issue."*

6. Thus, we are of the view that when dictation of judgment started in the Court there should not be any ambiguity in the mind of the counsel that arguments were over. Secondly, neither objection was taken nor speaking to minutes was made by either of the sides in respect of this order stating that they had not completed their arguments till 9.12.2021. Be that as it may. As submitted today both the sides have impression that the Court was noting down the facts of the case and judgment had not commenced and due to oversight it did not occur to them to move speaking to minutes.

7. We have already spent few judicial hours in hearing both the sides. Counsel for both the sides need some time to sum up their submissions. In view of this a reasonable time can be granted and we think it appropriate to adjourn the matter till 31.1.2022 so that in between the Hon'ble High Court, Nagpur Bench may pass some effective order in the writ petitions. However, it is made clear to both the counsel that if no order is passed in the writ petitions till 31.1.2022, then these matters will be heard and decided as these matters cannot be kept in abeyance or sine die.

8. S.O. to 1.2.2022.

9. MA.150/2021 with OA.153/2021 filed by R.M. Kulkarni & Anr. is clubbed with the above matters as requested by Shri R.M. Kolge, I.d. Advocate for the applicants.

Sd/-

(Medha Gadgil)  
Member (A)  
21.12.2021

(sgj)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
21.12.2021

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 21.12.2021</b></p> <p align="center"><b>O.A. No.1012 of 2021</b></p> <p><b>B.M. Kakad</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has sought direction to Respondent to release retiral benefits. He stands retired on 31.05.2021.</li> <li>3. Issue notice before admission returnable on 14.01.2022.</li> <li>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> </ol> <p align="right">[P.T.O.]</p>

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>8. In case notice is not collected within Seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>9. S.O. to 14.01.2022.</p> <p>10. Along with connected O.A. No.275/2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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
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	<p><b>Date: 21.12.2021</b></p> <p style="text-align: center;"><b>O.A. No.1031 of 2021</b></p> <p><b>K.A. Tare</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. While the Applicant was serving in the cadre of Sub Inspector, State Excise FL-I, Non Executive, Mumbai Suburban, he was promoted to the post of State Excise Inspector by order dated 13.12.2021 and was given posting at Wardha, Revenue Division Nagpur. At the time of promotion he has given option of Kokan-II, in terms of Maharashtra Government Allotment of Revenue Division for appointment by nomination and promotion to the post in Group 'A' and 'B', Rules 2021.</p> <p>3. Learned Advocate for the Applicant, sought interim relief to the extent of continuing the Applicant on the post of Sub Inspector, State Excise FL-I, Non Executive, Mumbai Suburban, <i>inter-alia</i> contending that though the Applicant was Sr. most in promotion order dated 13.12.2021 and has given option of Kokan-II, he was given Wardha, Division Nagpur in contravention of Cadre Allotment Rules, 2021. She further pointed out that option, Kokan-II was required to be given as per the option given by the Applicant.</p> <p>4. Learned P.O. submits that there were two vacant post in Kokon-II and one was already occupied. She further submits that posts were required to fill-in proportionate, and therefore, post in Kokan-II was not filled-in.</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. The Applicant is presently ready to continue on the same post since he is challenging post in Nagpur Division. Admittedly, nobody is posted in place of the Applicant.</p> <p>6. In view of above, the Applicant is allowed to continue as Sub Inspector, State Excise, FL-I, Non Executive, Mumbai Suburban. Thus, interim relief shall continue till the filing of Rely.</p> <p>7. Issue notice before admission returnable on 11.01.2022.</p> <p>8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>9. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>11. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>12. In case notice is not collected within Seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>13. S.O. to 11.01.2022.</p> <p>14. Steno copy granted.</p> <p style="text-align: right;">   Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p style="text-align: center;">NMN</p>



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	<p>Date: 22.12.2021</p> <p align="center"><b>O.A. No.724 of 2021 FOR SPEAKING TO THE MINUTES</b></p> <p>A.M. Deokar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Matter is taken on today's board for Speaking to the Minutes to rectify one typographical mistake in Clause No.4 of order dated 21.12.2021.</li> <li>3. O.A. No.724/2021 was disposed of on 21.12.2021, in view of the order passed by the Government dated 20.12.2021. The Applicant was serving as Assistant Registrar, Cooperative Society F/S Ward, Mumbai and was transferred which was under challenge in O.A. However, subsequently by order dated 20.12.2021 reinstated the Applicant in his previous post as Assistant Registrar, Cooperative Society F/S Ward, Mumbai.</li> <li>4. However, in Clause No.4 in place of 'F/S' Ward, Mumbai, it is mentioned 'B' Ward, Mumbai. As such 'B' Ward be corrected as 'F/S' Ward.</li> <li>5. Necessary correction accordingly <del>to</del> be made and fresh order be uploaded. ✓</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p>

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IN

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	<p>Date: 21.12.2021</p> <p>O.A. No.724 of 2021</p> <p>A.M. Deokar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri Pravin Padave, learned Advocate for the Respondent No.2.</p> <p>2. The Applicant was serving as Assistant Registrar, Cooperative Society F/S Ward, Mumbai by virtue of his transfer and posting order dated 30.05.2019. He had not completed normal tenure of three years. However, Government by order dated 01.09.2021 posted Respondent No.2 in place of the Applicant and the Applicant was left without posting. It is on this background the Applicant has challenged transfer order of Respondent No.2 dated 01.09.2021.</p> <p>3. When the matter was taken up for hearing having noticed that the Applicant is left without posting. Tribunal observed that Government ought to have passed appropriate order of the Applicant while posting Respondent No.2 in his place. That time statement was made by learned P.O. that posting order of the Applicant will be issued soon.</p> <p>4. Today, learned P.O. has tendered order dated 20.12.2021 issued by Government thereby reinstating the Applicant in his previous post as Assistant Registrar Cooperative Society (B) <sup>F/S</sup> Ward, Mumbai. It appear Government has realized mistake and has taken remedial measure.</p>

*Correction is carried out  
as per order on speaking to  
the Minutes dated 22.12.2021*

*Deokar*  
*25-12-2021*  
I/C Registrar  
Maharashtra Administrative Tribunal  
Mumbai.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. As such, the grievances of the Applicant is now redressed, in view of his reposting in the post held by him and O.A. has become infructuous.</p> <p>6. Since the Applicant was left without posting, in view of posting of Respondent No.2 in his place by order dated 01.09.2021 the period from the date he was relieved till he joined will have to be treated as waiting period. Indeed, in order dated 20.12.2021, itself the Applicant is shown in waiting.</p> <p>7. Learned Advocate for the Applicant submits that Applicant will join on tomorrow.</p> <p>8. In view of above, O.A. is disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>



Office Notes, Office Memoranda of Coram,  
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7. In this behalf, reference may be made to O.A. 83/2019 A.V. Shahane & Ors. V/s State of Maharashtra disposed of on 28.02.2019, O.A.328/2019 & 331/2019 P. H. Rathod & Ors. V/s. State of Maharashtra disposed of on 08.07.2019 and O.A.No.207/2020 A.L. Rikibe & Ors. V/s State of Maharashtra disposed of on 16.06.2020. In all these O.As directions were given to relieve the Applicants therein and accordingly they were relieved.

8. Now, in this O.A., again 20 Police Constables are seeking directions of repatriation. Indeed, had Respondent No.1 followed the Circular and Government policy, there would <sup>have been</sup> no occasion of Police Constables to approach the Tribunal. However, Police Constables are constrained to approach the Tribunal for similar relief.

9. In reply filed on behalf of the Respondents, they have not disputed entitlement of the Applicants for repatriation on completion of five years tenure. Admittedly, the Applicants have completed near about six years. In reply all that Respondents state that process of repatriation is in progress batch wise vis-à-vis seniority and Applicants would be relieved as and when their turn would come in phase wise manner. This Affidavit is filed in the month of July, 2021.

10. However, though the period of more than five months is over, the Respondents seem to have not taken necessary steps to relieve the Police Personnel in phase wise manner vis-à-vis seniority. On the contrary as rightly pointed out by learned Counsel for the Applicant four Police Constables were relieved even before completion of five years tenure which fact is admitted by the Respondents.

11. It is thus explicit that Respondent No.1 is adopting pick and choose policy instead of following the policy decision taken by Circular dated 16.07.2018 and 02.04.2018.

12. If, there were short fall of drivers, Respondent No.1 was required to get Police Constables deputed from time to time so that Police Constable Drives who have completed normal tenure of five years could be relieved. However, no such systematic steps are taken.

13. In view of above, this O.A. is disposed of with direction to Respondent No.1 to relieve the Applicants from their establishment within a month from today so as to enable them to join their parent establishment.

14. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member(J)

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	<p><b>Date : 21.12.2021</b></p> <p style="text-align: center;"><b>M. A. No.564 of 2021 in O.A.No.701 of 2021</b></p> <p><b>The State of Maharashtra &amp; Ors. ....Applicants (Ori. Respondents)</b></p> <p><b>Versus</b></p> <p><b>S. R. Nakhwa ...Respondent (Ori. Applicant)</b></p> <p>1. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Applicants (Ori. Respondents) and Shri C. T Chandratre, learned Counsel for the Respondent (Ori. Applicant).</p> <p>2. This M.A. is filed for grant of six months extension to comply the order passed by this Tribunal dated 21.09.2021 in O.A.No.701/2021.</p> <p>3. The Applicant stands retired on 31.12.2015 but his retiral benefits were not paid due to non updating of service book. He, therefore, filed this O.A. No.701/2021 for direction to release retiral benefits which was disposed of on 21.09.2021 thereby giving directions to Respondent No.3- District Collector, Raigad to update the service book and to ensure release of retiral benefits within two months from the date of order.</p> <p>4. It is really disgusting that though the Applicant retired on 31.12.2015 till date for six years retiral benefits are not paid due to sheer negligence and laxity on the part of Respondents. There is absolutely no hurdle in grant of retiral benefits.</p> <p>5. Learned P.O. submits that steps are now being taken but still some entries in service book remain to be updated from the department where Applicant served during the course of his tenure.</p> <p style="text-align: right;">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram,  
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6. Shri C.T. Chandratre, learned Counsel for the Ori. Applicant submits that reasonable time may be granted for compliance.
7. It is only after the order passed by the Tribunal now the steps are taken which were required to be taken by the department much before retirement.
8. In view of above, I am inclined to grant one month time but it should be subject to cost since the Applicant is deprived of retiral benefits for six years for no fault on his part. The Applicant may independently take recourse of claiming interest for delayed payment.
9. One month time is granted for compliance of order passed by the Tribunal on 21.09.2021 in O.A.No.701/2021 subject to payment of cost of Rs.10,000/- by Respondent No.3- District Collector, Raigad. Cost be paid within a week.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.12.2021</b></p> <p style="text-align: center;"><b>O.A.No.356 of 2020</b></p> <p><b>M. D. Mire</b> <span style="float: right;"><b>....Applicant</b></span>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant's date of birth in service book is recorded as 01.01.1971 while entering into service. However, on pay-slip his date of birth is shown as 15.02.1960. It is on the basis of date of birth shown in pay-slip, he was made to retire on 29.02.2020.</p> <p>3. Now, the Applicant contends that as per service book entry, his date of birth is 01.01.1971 or in alternative it be treated as 15.12.1967. Insofar as date of birth as 15.12.1967 is concerned, it is on his own estimation in the light of medical certificate dated 15.12.2012 wherein he was shown 45 years old.</p> <p>4. Needless to mention, the date of birth recorded in service book carries much weight and entry about date of birth is required to be taken on the basis of documents of birth certificate etc. However, in present case, the Applicant's date of birth is shown as 01.01.1971 without any documents to that effect.</p> <p>5. It appears that he was sent for medical examination since no documentary evidence about date of birth is forthcoming. The medical certificate issued by Medical Superintendent, J.J. Group of Hospital dated 15.12.2012, he is shown 45 years of age as on 15.12.2012. Indeed, doctor certified the age accepting the statement made by Applicant that he is 45 years old. No further examination namely ossification test was carried out to determine the age. Apart, even if, 45 years age shown in medical certificate is considered then also his date of birth would not be 01.01.1971 and would be of 1967. As such, date 01.01.1971 is record in service book is apparently totally incorrect. The department acted very negligently while recording date of birth as 01.01.1971.</p> <p>6. In view of above, Respondent – Chief Conservator of Forest and Director, of Sanjay Gandhi National Park is directed to file affidavit and to explain all these anomalies surfacing on record. Affidavit be filed on next date.</p> <p>7. S.O. to 04.01.2022.</p> <p style="text-align: right;">Sd/- _____  (A.P. Kurhekar)  Member(J)</p>




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	<p>Date : 21.12.2021</p> <p align="center">M. A. No.585 of 2021 in O.A.No.732 of 2021 with M.A.No.555 of 2021</p> <p>N. A. Ashtekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondent No.1 and Smt. Punam Mahajan, learned Counsel for the Respondent No.2.</p> <p>2. On request of learned P.O., the matter is adjourned to 23.12.2021 since representation made by the Applicant in September, 2021 for change of posting is under consideration of the Government and appropriate orders are likely to be received by 23.12.2021.</p> <p>3. S.O. to 23.12.2021.</p> <p align="right">             Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b> </p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p style="text-align: center;">O.A.No.996 of 2021</p> <p><b>S. S. Shinde</b> <span style="float: right;">...Applicant</span>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Ms Asawari Ghate, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the impugned communication dated 07.05.2021 whereby her name is deleted from waiting list maintained for providing appointment on compassionate ground since she was crossed 45 years of age.</li> <li>3. Issue notice before admission returnable on 27.01.2022.</li> <li>4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</li> <li>8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>9. S.O. to 27.01.2022.</li> </ol> <p style="text-align: right;">A Sd/- v <b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

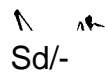

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p align="center">O.A.No.1112 of 2019</p> <p>K. B. Solanki &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. During the course of hearing it was tried to contend by learned P.O. that there are no allotment orders of quarters in question in favour of the Applicant.</p> <p>3. Learned Counsel for the Applicant submits that he got the orders of allotment of quarters in question and wants to file the same on record along with an affidavit by next date.</p> <p>4. S.O. to 03.01.2022.</p> <p align="right">   Sd/-    (A.P. Kurhekar)  Member(J) </p> <p>vsm</p>

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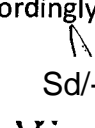
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 21.12.2021</b></p> <p align="center"><b>O.A.No.724 of 2020</b></p> <p><b>M. B. Jadhav</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed for transfer from Mumbai to Pune having completed near about 5 ½ in present post of PSI in Mumbai Police Commissionerate. The Applicant is claiming transfer to Pune on the ground that her husband is staying in Pune.</p> <p>3. On previous date, when the matter was taken up for hearing, it was adjourned on request of learned P.O. stating that the issue of transfers on request is under consideration before the Respondent No.1 –Director General and Inspector General of Police and Applicant's name will be considered.</p> <p>4. Today, learned P.O. has tendered order dated 17.12.2021 issued by the Respondent No.1 thereby transferring 114 police personnel on request which including the Applicant. Her name is at Sr. No.97 of order and she is transferred from Mumbai to Pune City.</p> <p>5. As such, in view of transfer order dated 17.12.2021, the Applicant's grievance is redressed.</p> <p>6. In view of above, Respondents shall ensure that the Applicant is relieved within two weeks to enable her to join the place where she is transferred.</p> <p>7. Original Application is accordingly disposed of with no order as to costs.</p> <p align="right">Sd/-    <b>(A.P. Kurhekar)</b>  <b>Member(J)</b></p> <p align="right">[P.T.O.]</p> <p>vsm</p>



# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p>O.A.No.968 of 2021</p> <p>S. S. Jadhav ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri Ashok Jadhav, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply is under preparation and same will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 23.12.2021.</p> <p style="text-align: right;">             Sd/-              (A.P. Kurhekar)            Member(J)         </p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p align="center">O.A.No.918 of 2021</p> <p>P. B. Zende .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Ms Asawari Ghatge holding for Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two days time is granted for filing reply by way of last chance.</p> <p>3. The matter be kept with connected O.A.No.968/2021.</p> <p>4. S.O. to 23.12.2021.</p> <p align="right">^ Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p align="center">O.A.No. 380 of 2021</p> <p>B. M. Chodankar &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 04.01.2022.</p> <p align="right">Sd/-</p> <p align="right">v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p align="center"><b>O.A.No.392 of 2021</b></p> <p><b>S. S. Sali &amp; Ors.</b> <span style="float:right">....Applicants</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 04.01.2022.</p> <p align="right"> <sup>^</sup>            Sd/-            V^v  <b>(A.P. Kurhekar)</b>  <b>Member(J)</b> </p> <p>vsm</p>



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	<p>Date : 21.12.2021</p> <p align="center">O.A.No.739 of 2021</p> <p>D. B. Sul <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 11.01.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p>Date : 21.12.2021</p> <p align="center">O.A.No.746 of 2021</p> <p>K. D. Baraf &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 20.01.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.12.2021</p> <p align="center">O.A.No.775 of 2021</p> <p>S. S. Fawade <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 04.01.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 21.12.2021</p> <p align="center">O.A. No.18 of 2021</p> <p>Dr. D.B. Bhosale .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent. It is taken on record.</p> <p>3. S.O. to 19.01.2022.</p> <p align="right">N Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 21.12.2021</p> <p align="center">O.A. No.826 of 2021 with O.A. No.828 of 2021</p> <p>T.M. Rathod A.K. Chaus .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 10.01.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center"><b>Date: 21.12.2021</b></p> <p align="center"><b>O.A. No.334 of 2020</b></p> <p><b>D.Y. Dange</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 18.01.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 21.12.2021</p> <p align="center">O.A. No.467 of 2021</p> <p>A.A. Chavan .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today matter is for hearing at the stage of admission without Reply, since Respondent fail to file Reply within time granted by the Tribunal.</p> <p>3. However, today learned P.O. seeks permission to file Affidavit-in-Reply on behalf of Respondent No.2. In the interest of justice, allowed to file Reply. It is taken on record.</p> <p>4. S.O. to 19.01.2022.</p> <p align="right">   Sd/-    (A.P. Kurhekar)  Member (J) </p> <p>NMN</p>

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	<p>Date: 21.12.2021</p> <p align="center">O.A. No.1046 of 2019</p> <p>S.P. Bhave .....Applicant Versus .....Respondents. The State of Maharashtra &amp; Ors.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. When the matter is heard for some time, learned P.O. requested for adjournment to call the concerned person with record.</p> <p>3. S.O. to 06.01.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>





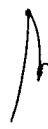
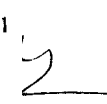
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	<p><b><u>21.12.2021</u></b></p> <p align="center"><b><u>O.A 676/2021</u></b></p> <p>Shri S.B Patil &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Ms S.P Manchekar, learned C.P.O for the Respondents.</p> <p>2. Last chance is given to the Respondents to file affidavit in reply.</p> <p>3. S.O 12.1.2022.</p> <p>Sd/- </p> <p><b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p>Akn</p> <p>Sd/- </p> <p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>


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	<p><b><u>21.12.2021</u></b></p> <p align="center"><b><u>O.A 1073/2019</u></b></p> <p>Shri M.G. Kale ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan , learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. By order and judgment dated 1.12.2021 in Criminal Appeal No. 38/2019, the Additional Sessions Judge, acquitted the applicant for an offence punishable under Section 509 of the Indian Penal Code.</p> <p>3. Learned C.P.O submits that this order of the Sessions Court is communicated to the Director General of Police and as per instructions the matter is pending before the Director General of Police and they want one month's time to take opinion of the Government Pleader in respect of challenging the order in appeal.</p> <p>4. Matter is fixed on 18.1.2022 as it is a reasonable time for the office of the D.G.P to take appropriate decision pursuant to the order of acquittal of the applicant by order and judgment dated 1.12.2021 in Criminal Appeal No. 38/2019.</p> <p align="center">Sd/- _____ Sd/- </p> <p align="center"><b>(Medha Gadgil)</b> <b>(Mridula Bhatkar, J.)</b> <b>Member (A)</b> <b>Chairperson</b></p> <p>Akn</p>

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	<p><b><u>21.12.2021</u></b></p> <p><b><u>C.A 52/2021 in O.A 488/2020</u></b></p> <p>Shri Vikas N.Patil ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Ganesh Masurkar, holding for Shri C.T Chandratre, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O for the Respondents submit that in the said Departmental Enquiry, punishment of deducting 12% from the pension of the applicant was imposed by way of penalty. However, the General Administration Department has sent back the file saying that the punishment was insufficient in view of the gravity of the charges and the monetary loss to the State Government, which is up to 2 crores.</p> <p>3. Learned P.O submits that in view of the directions of the G.A.D, the Respondents require two months' time to implement the order.'</p> <p>4. S.O to 28.2.2022.</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</p>

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	<p><b><u>21.12.2021</u></b></p> <p><b>M.A 538/2021 in M.A 453/2021 in O.A 348/2020 with M.A 540/2021 in M.A 453/2021 in O.A 348/2020.</b></p> <p>Mahesh J. Chote &amp; Ors ... Interveners And Ranesh B. Shinde &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Suresh Pakale with Mrs Ranjana Todankar, learned advocate for the Interveners, Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Misc Application No. 453/2021, was moved by the applicants restraining the Respondents for considering the names of officers for promotion to the post of Deputy Director of Education (Group-A) from the post of Education Officer (Group-A).</p> <p>3. In the said Misc Application No. 453/2021, following order was passed by this Tribunal on 29.10.2021, as under:-</p> <p style="padding-left: 40px;">“5. In view of this, we direct that two posts in the cadre of Deputy Director be kept vacant till the final disposal of the Original Application.”</p> <p>4. Thereafter, Misc Application No. 538/2021 was filed by five applicants for intervention in the Original Application as they are necessary party Respondents.</p> <p>5. Further Misc Application No. 540/2021 was filed by the Interveners for vacating the interim relief granted on 29.10.2021 in M.A 453/2021.</p> <p>6. The brief facts of the case are as follows:-</p> <p style="padding-left: 40px;">There are two separate cadres of Education Officer and Administrative Officer in the Education Department. Government Resolution to merge both the cadres was issued on 20.11.2019. However, the draft recruitment rules for the said merger of the cadre have not yet been finalized by the Respondent-State. There are existing rules for the feeder cadre of Deputy Director.</p> <p>7. Learned C.P.O submits that at present there are 16 vacant posts, out of which 11 posts have already been filled up on 9.12.2021 and 5 posts are yet to be</p> <p style="text-align: right;">P.T.O.</p>

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	<p>filled in by promotion, all of whom are from the Education Department. The applicants are from the administrative cadre, the rules for which have not yet been finalized.</p> <p>8. In view of this, the argument of the learned counsel for the applicants that there is merger of both the cadres is not accepted. The Recruitment Rules of merger of both the cadres of Education Officer and Administrative Officers have not yet been finalized. Hence no common seniority list of both the cadres exists.</p> <p>9. In view of the above, we vacate the interim relief granted on 29.10.2021 in M.A 453/2021 of keeping vacant two posts of Deputy Director. Misc Application No. 540/2021, seeking to recall the order dated 29.10.2021 in M.A 453/2021 in O.A 348/2020 is allowed.</p> <p>10. Misc Application No. 538/2021 seeking intervention in the Original Application is allowed. The Applicants are directed to add the interveners as Party Respondents No. 2 to 6 in the Original Application. The amendment to be carried out by 24.12.2021. Copy of the Original Application be served on the Interveners-Respondents 2 to 6 before 7.1.2022. The Respondents 2 to 6 should file affidavit in reply and serve copy of the same on the other side before 11.2.2022.</p> <p>11. Both the Misc Applications are disposed of accordingly.</p> <p>12. Place for final hearing on 18.2.2022.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p align="center">O.A.No.739 of 2020</p> <p>S. S. Shelke .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by this Tribunal on 13.12.2021 the Applicant has made representation to Director General &amp; Inspector General of Police for transfer.</p> <p>3. Learned P.O. submits that representation is received and same will be considered in PEB. She, therefore, requested for two weeks time.</p> <p>4. The matter is adjourned for two weeks. Learned P.O. is directed to apprise the Tribunal about the decision on representation.</p> <p>5. S.O. to 12.01.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.12.2021</p> <p>O.A.No.878 of 2021</p> <p>R. C. Deshmukh ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dudhane, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 12.01.2022.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



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	<p>Date : 21.12.2021</p> <p align="center">O.A.No.934 of 2021</p> <p>A. D. Chaudhari ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 11.01.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 21.12.2021</p> <p align="center">O.A.No.959 of 2021</p> <p>V. N. Vadake <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., three weeks time is granted for filing reply.</p> <p>3. S.O. to 18.01.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 21.12.2021</p> <p align="center">O.A.No.485 of 2021</p> <p>P. R. Abhang &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar , learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicants has filed Rejoinder. It is taken on record.</p> <p>3. Since pleading is complete, the matter is admitted for final hearing.</p> <p>4. S.O. to 20.01.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p><b>Date : 21.12.2021</b></p> <p style="text-align: center;"><b>O.A.No. 155 of 2019</b></p> <p><b>M. K. Atkar</b> <span style="float: right;"><b>...Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. When the matter is taken up for hearing, it is transpired that the Applicant is challenging punishment order dated 17.09.2018 issued by the Director of Medical Education and Research without filing appeal before the Appellate Authority.</p> <p>3. When this quarry was raised to learned Counsel for the Applicant, he seeks time to satisfy the Tribunal that O.A. is maintainable without filing appeal.</p> <p>4. S.O. to 11.01.2022.</p> <div style="text-align: right; margin-top: 20px;"> <p>Sd/-</p> <p><b>(A.P. Kurhekar)</b> <b>Member(J)</b></p> </div> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>21.12.2021</u></b></p> <p align="center"><b><u>M.A 554/2021 in O.A 967/2021</u></b></p> <p>Maharashtra Shikshan Rajpatrit Adhikari Sangh, through its Vice-President, Ravindra B. Wani &amp; Ors ... Intervenors</p> <p align="center">Vs.</p> <p>Mr Sanjaykumar G. Kale &amp; Ors ... Respondents (Ori Applicants)</p> <p align="center">Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the Intervenors, Shri K.R Jagdale, , learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply and same is taken on record. Copy of the same is served on the other side.</p> <p>3. S.O to 18.2.2022.</p> <p align="right">Sd/- _____</p> <p align="center">Sd/-</p> <p align="center"><b>(Medha Gadgil)</b> <b>Member (J) A</b></p> <p align="right"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Akn</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.1016 of 2021</u></p> <p>S.R. Kasar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.S. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, 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 20.1.2022. 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 in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>21.12.2021</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>21.12.2021</p> </div> </div>