Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22.02.2021
	R.A. No.03 of 2021 in O.A.No.792 of 2019
	Dr. D. B. BamaneApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. On request of learned P.O., two weeks time is granted
	for filing reply to R.A.
	3. S.O. to 08.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm
	[P.T.O.

Date : 22.02.2021

O.A.No.50 of 2021

A. N. Bhalchandra

....Applicant

Versus

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

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

2. Issue notice before admission returnable on 22.03.2021.

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. 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.

7. 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.

S.O. to 22.03.2021.

Sd/-

(A.P. Kurhekar) Member(J)

Tribunal's orders

Date : 22.02.2021

O.A.No.280 of 2020

R. T. More

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicant stands retired in 2016 but his retirement benefits were withheld due to Departmental Enquiry (D.E.). After retirement of the Applicant, D.E. has been completed on 03.11.2018 and punishment of deduction of 6% pension for one year has been imposed by order dated 03.11.2018 which seems to have been not challenged by the Applicant.

3. Shri A. V. Bandiwadekar, learned Counsel for the Applicant submits that he is not challenging the punishment order but there is no reason to withhold the retirement benefits namely Gratuity, GPF, GIS etc.

4. Whereas, learned P.O. has pointed out that there are dues of Rs.20,11,763/- towards housing advance, computer advance, credit society and quarter rent. He has further pointed out that provisional pension is already granted.

5. Learned Counsel for the Applicant submits that he will call his client to verify that any such amount is due and payable and will take necessary steps in this behalf.

6. On request of learned Counsel for the Applicant, two weeks time is granted to file Rejoinder, if any as well as to take further appropriate steps in respect of payment of Rs.20,11,763/- to the department so that O.A. can be disposed of and Applicant should get his legitimate dues without further loss of time.

8. S.O. to 08.03.2021.

vsm

Sd/-<u>۱</u>

(A.P. Kurhekar) Member(J)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 22.02.2021 O.A.No.741 of	f 2020
	S. V. Patil & Ors.	Applicants
	Versus	
	The State of Maharashtra & Ors.	Respondents.
	1. Heard Shri Bhushan Bandiv for the Applicants and Shri A. J. Cho Officer for the Respondents.	
	2. The limited relief is claimed	in the O.A. is as follows:
	"9(a) :- By a suitable orde Tribunal may be pleased to notice dated 20.11.2020 is No.1 (Exb.A) based on the effect passed by the Respon (ExbB) to the extent to w denied to the Petitioners allowances in the event they Project Affected Person Ce the Petitioners be grante service benefits, as if the been passed."	o set aside the impugned ssued by the Respondent impugned order to that ndent No.2 on 04.11.2020 which the same has been the monthly pay and fail to furnish the original ertificate and accordingly d all the consequential
	3. Admittedly, till date the App	plicant is in service of the
	Respondents. However, the pay and	d allowances are not paid
	since November 2020 on the grou	und of non furnishing of
	original Project Affected Person Cert	tificate.
	4. Learned Counsel for the App	licants submits that since
	the Respondents are availing the ser	vices of the Applicant, his
	pay and allowances cannot be with	held in this manner. He
	therefore, submits that the present	O.A. is restricted to the
	grant of pay and allowances and o	directions be accordingly
	issued to the Respondents.	[<i>P.T.O</i> .
		L

5. Learned Counsel has further pointed out that way back in 2002, the Respondent No.1 by letter dated 25.06.2002 (page 87 of PB) asked the Applicant to produce original certificate which the Applicant has accordingly submitted on 24.11.2020 with his letter (Page 88 of PB) but the office of the Respondent No.1 had lost the certificate, and therefore, Applicant cannot be blamed for it.

6. The Applicant has challenged the communication dated 20.11.2020 which is the show cause notice issued by the Respondent No.1 to Applicant that his pay and allowances will not be paid till the production of original certificate and also to show cause as to why he should not be terminated from service.

7. Learned Counsel for the Applicants made fair submission that O.A. is restricted to the grant of pay and allowances so long as the Applicant is in service.

8. Admittedly, the Applicant is in service and so long as ne is in service and work is expected from him, his pay and allowances cannot be denied.

9. Learned P.O. could not point out any provision to deny pay and allowances to the Applicant during his service period.

10. In view of above, Original Application is disposed of with direction to Respondent No.1 to release pay and allowances of the Applicant during tenure of his service.

11. It is hereby made clear that the Respondent is at liberty to take further recourse of law against the Applicant as may be permissible in law.

12. Original Application is accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar) Member(J)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22 .02.2021 O.A.No.792 of 2019
	Dr. D. B. BamaneApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri B.A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. This O.A. was disposed of on 22.12.2020, and
	operative order is as follows:-
	 (A) Original Application is allowed partly. (B) The Applicant's absence from 28.06.2007 to 04.09.2011 shall be treated as unauthorized absence and extra ordinary leave without pay and the said period shall not be considered for pension purpose. (C) The Applicant is held entitled for pay and allowances from 05.09.2011 to 09.11.2014 with all consequential service benefits by treating the said period as compulsory waiting period and monetary benefits be paid within two months from today. (D) Respondent No.1 is directed to cause enquiry into the matter and to fix the responsibility upon person responsible for delay in issuance of necessary order and shall recover the amount now payable to the Applicant from them in accordance to law. (E) Respondent No.1 is directed to submit compliance report within two months from today. (F) Though the matter is disposed of it be listed before the Tribunal on 22.02.2021 for compliance of order. (G) No order as to costs."
	3. As such, the Respondent No.1 was to submit
	compliance report by today but the same is not filed. [P.T.O.

4. This matter was taken up for hearing in morning session and on request of learned P.O., it was kept in afternoon session for taking necessary instructions from the Respondent No.1. However, in the second session, learned P.O. again requested for adjournment stating that she wants to take further instructions from Respondent No.1 about the compliance of the order dated 22.12.2020.

5. Indeed, in terms of order passed by this Tribunal, the Respondent No.1 was bond to submit the compliance report by today but neither the compliance report is submitted nor there is any explanation for non compliance of the order. Thus, it appears that Respondent No.1 has totally ignored the directions given by the Tribunal. They seem to have no regard for the orders passed by the Tribunal and *prima-facie* liable for action under contempt of court act for willful disobedience of the order passed by the Tribunal.

6. In view of above, issue show cause notice to Principal Secretary, Public Health Department as to why *suo moto* cognizance of the contempt of court should not be taken for prosecution under contempt of court Act.

7. Issue notice returnable on 01.03.2021.

8. Hamdast granted.

15-2 Sd/-

(A.P. Kurhekar) Member(J)

vsm

Tribunal's orders

Date : 22 .02.2021

O.A.No.152 of 2021

R. S. Vannam & Ors.....ApplicantsVersusThe State of Maharashtra & Ors....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 08.03.2021.

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. 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.

7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 08.03.2021.

9. In the meantime, learned P.O. to take decision in view of the decision rendered by this Tribunal in O.A.No.83/2019 decided on 28.02.2019, O.a.No.328 & 331/2019, decided on 08.07.2019 as well as O.A.No.207/2020 decided on 16.06.2020.

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

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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
	Date : 22.02.2021 M.A.No.79 of 2021 in O.A.No.152 of 2021 R. S. Vannam & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents. 1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. This is an application for leave to sue jointly. 3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately. 4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid. 5. M.A.No.79/2021 is allowed.
	Sd/- v. (A.P. Kurhekar) Member(J)
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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
	Date : 22.02.2021
	O.A.No.109 of 2021
	NAA Detaker 8 O
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri B. A. Bandiwadekar, learned Counsel fo the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
	2. On request of learned P.O., one week time is granted
	for taking instructions.
	3. S.O. to 01.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	[PT.O.

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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
	Date: 22.02.2021 O. A. No.648 of 2020
	V.S. SawantApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
	2. Applicant stands retired on 28.02.2018 but his retrial benefits are withheld. Enough time is granted but no reply is filed.
	3. Since Applicant retired on 28.02.2018 and period of more than three years is over, I see no reason for withholding retrial benefits of the Applicant.
	4. The learned P.O. again asks for time to file Reply and to take instructions from the Department.
	5. In view of three years' delay in releasing retrial benefits, I am not inclined to grant more time. Needless to mention that gratuity and pension are not bounty and those are required to release immediately after retirement. However, though the period of more than three years is over, the gratuity, G.I.S., regular pension, leave encashment, computation has been withheld.
	 6. In view of above, O.A. is to be disposed of with suitable directions. A) O.A. is disposed of with directions to Respondents to release retrial dues and other allowances of the Applicant as per his entitlement and in accordance to rules within two months from today.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
	B)	If there is any legal hurdle for withholding retrial benefits, then it should be communicated to the Applicant within a month from today.
	C)	If there is no legal hurdle, then retrial benefits in accordance to rules be released within two months from today without fail.
	D)	Applicant is at liberty to avail further here recourse of law a gainst interest.
		^ Sd/-
		(A.P. Kurhekar) Member (J)
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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
	Date: 22.02.2021
	O. A. No.761 of 2020
	D.R. NalwadApplicant Versus
	The State of Maharashtra & OrsRespondents
	1. Heard Mr. Pawar, learned Advocate holding fo Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer fo the Respondents.
	2. On request of the learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 08.03.2021.
	Sd/- (A.P. Kurhekar)
	Member (J)

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
	Date: 22.02.2021
	O. A. No.767 of 2020
	A.D. DeokarApplicant Versus The State of Maharashtra & OrsRespondents.
	1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents No1&2, Smt. V.K. Jagdale, the learned Advocate holding for Shri K.R. Jagdale, the learned Advocate for the Respondent No.3.
	2. Today, the learned Advocate for the Respondent No.3 has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record.
	3. On request of learned P.O. two weeks time is granted time to file Affidavit-in-Reply on behalf of Respondent No.1&2.
	4. S.O. to 09.03.2021.
	Sd/- (A.P. Kurhekar) Member (J)
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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	
	Date: 22.02.2021	
	O. A. No.769 of 2020	
	A.S. SavaleApplicant Versus The State of Maharashtra & OrsRespondents	
	 Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 	
	 On request of the learned P.O. two weeks time is granted for filing Affidavit-in-Reply. 	
	3. S.O. to 09.03.2021.	
	Sd/-	
	(A.P. Kurhekar) Member (J)	
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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	
	Date: 22.02.2021	
	O.A. No.797 of 2020 with O.A. No.799 of 20 with O.A. No.04 of 2021	20
	R.V. SolankheAppli Versus	cant
	The State of Maharashtra & OrsRespor	ndents.
	 Heard Shri Punam Mahajan, learned Ac for the Applicant and Smt. K.S. Gaikwad, I Presenting Officer for the Respondents. 	
	2. On request of the learned P.O. three wee is granted for filing Affidavit-in-Reply.	ks time
	3. S.O. to 15.03.2021.	
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	ر (A.P. Kurhekar) Member (J)	
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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
	Date: 22.02.2021
	O.A. No.399 of 2020 & O.A. No.400 of 2020
	B.A. Shinde
:	S.N. JagtapApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents in O.A.399/2020 & for Respondent No.1 in O.A.400/2020 and Ms. Ayesha Keshodwala holding for Shri V. Chavan & A. Keshwade, learned Advocate for the Respondent No.2 in O.A. No.400/2020.
	2. The learned Advocate for the Applicant Shri A.V. Bandiwadekar seeks permission to delete the name of the Respondent No.2 - Shri Arvind D. Khadke from O.A. No.399/2020 contending that he is not going to be affected by the decision of O.A
	3. Allowed to delete the name of Respondent No.2 at his own risk.
	4. These two O.As are ripe for hearing at the stage of admission and required to be heard today.
	Howev M 5. <u>Eurthe</u> r, the learned Advocate for Respondent No.2 in O.A.400/2020 requested for short adjournment on the ground that learned Advocate is being not able to come from Pune.
	6. S.O. to 02.03.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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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
	Date: 22.02.2021
	O. A. No.864 of 2019
	A.D. DaundharApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. The learned Advocate for the Applicant Shri A.V. Bandiwadekar submits that he has instructions from Applicant No.1 - Shri A.D. Daundhar that he is not interested to proceed with the matter, since, he joined the post where he is transferred and requested to delete his name.
	3. He has tendered the communication dated 08.02.2021 sent by Applicant No.1. It is taken on record and marked by letter 'X' for identification.
	4. The learned Advocate for the Applicant requested for two weeks' time to take fresh instructions from Applicants No.2 & 3.
	5. S.O. to 08.03.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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(G.C.P.) J 2959 (A) (50,000–3-2017)	Spl MAT-F-2 E.
IN THE MAHARASHTRA AD	MINISTRATIVE TRIBUNAL
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MUMBAI		
Original Application No.	of 20 District Applicant/s	
(Advocate)	
	versus	
The Stat	e 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	
	Date : 22.02.2021	
	O.A.No.640 of 2020	
	R. M. MaskeApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	1. The Applicant and his Counsel both are absent. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.	
	2. On request of learned P.O., two weeks time is granted	
	for filing reply.	
	3. S.O. to 12.03.2021.	
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	(A.P. Kurhekar) Member(J)	
	vsm	

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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	
	Date: 22.02.2021	
	O. A. No.713 o	f 2020
	U.R. Rajput Versus The State of Maharashtra & Ors	ApplicantRespondents.
	 Heard Shri U.V. Bhosle, Id Applicant and Smt. Archana B Officer for the Respondents. 	
	2. On request of the learne granted to file Affidavit-in-Reply	
	3. S.O. to 02.03.2021.	
		Ŝd/-
		.P. Kurhekar) Member (J)
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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	
	Date: 22.02.2021	
	O. A. No.748 o	f 2020
	A.M. Patil Versus The State of Maharashtra & Ors	ApplicantRespondents.
	The state of Maharashita & Ors	
	 Heard Shri A.V. Bandiwad for the Applicant and Shri A Presenting Officer for the Response 	A.J. Chougule, learned
	2. On request of the learner is granted for filing Affidavit-in-R	
	3. S.O. to 08.03.2021.	
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		.P. Kurhekar) Member (J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's o	rders
	Date : 22.02.2021	
	O.A.No.3	340 of 2020
	S. P. Thombare	Applicant
	Versus	
	The State of Maharashtra & C	DrsRespondents.
	1. Heard Ms Avanti Inam learned Counsel for the Appl learned Presenting Officer for t	ndar holding for Shri R. N. Git licant and Shri A. J. Chougul the Respondents.
	2. On request of learned	P.O., two weeks time is last
	granted for filing reply.	
	3. S.O. to 09.03.2021.	
		N Sd/-
	vsm	(A.P. Kurhekar) Member(J)
		[<i>P.T.O</i> .

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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
	Date : 22.02.2021
	O.A.No.329 of 2020
	M. H. MhaldarApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Smt. Punam Mahajan, learned Counsel for th Applicant and Smt. Archana B. K., learned Presenting Office for the Respondents.
	2. Today, learned P.O. has filed reply. It is taken or record.
	3. The matter is adjourned for hearing at the stage of admission.
	4. S.O. to 15.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	[PT.O.

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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
	Date : 22.02.2021
	O.A.No.282 of 2020
	R. S. NaikodeApplicant Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar , learned Counsel fo the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
	2. Learned Counsel for the Applicant submits that he
	does not want to file Affidavit-in-Rejoinder and the matter be
	kept for hearing at the stage of admission.
	3. The matter is adjourned for hearing at the stage of
	admission. 4. S.O. to 09.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	[<i>P.T.O.</i>

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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of 20

IN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22.02.2021
	O.A.No.312 of 2020
	S. K. NaraApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri Vaishali Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Office for the Respondents.
	2. Today, learned P.O. has filed short affidavit in reply
	on behalf of the Respondent No.2. It is taken on record.
	3. Present O.A. is filed for grant of pension and other
	pensionary benefits.
	4. However, perusal of reply filed today particularly
	letter at page no.116 of reply reveals that because of break in
	service, the Applicant is said not entitled to retirement benefits.
	5. In view of above, learned Counsel is directed to take necessary steps.
	 The matter is adjourned for filing Rejoinder, if any. S.O. to 09.03.2021.
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	Sd/-
	(A.P. Kurhekar)
	vsm Member(J)
	[P.T.O.

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	
	Date: 22.02.2021	
	O. A. No.997 of 2019	
	S.A. SutarApplicant Versus The State of Maharashtra & OrsRespondents.	
	The State of Maharashtra & OrsRespondents.	
	1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.	
	2. Learned Advocate for the Applicant Shri M.D. Lonkar has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.	
	3. Adjourned to 09.03.2021 for hearing at the stage of Admission.	
	Sd/-	
	(A.P. Kurhekar) Member (J)	
	NMN	

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.568 of 2020
	S.V. PawarApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
	2. Learned Advocate for the Applicant Smt. Punam Mahajan has filed Affidavit-in-Rejoinder. It is taken on record.
	3. Adjourned to 25.02.2021 for hearing at the stage of Admission.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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ΙN

Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.534 of 2020
	M.V. PatilApplicant Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
	2. Learned C.P.O for the Respondent Ms. S.P. Manchekar has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent No.1. It is taken on record.
	3. At the request of learned Advocate for the Applicant adjourned to 25.02.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT	Applicant/s
(Advocate)		
	vei	rsus	
Th	e State of Mah	arashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Appearance, Tribunal's orders directions and Registrar's ord	or	Tribunal's orders	
	Date	: 22 .02.2021	
		O.A.No.451 of 2020)
	A. G.	Gote	Applicant
	Vers	IS	
	The	State of Maharashtra & Ors	Respondents.
	Offic	Heard Shri A.V. Bandiwadekar, Applicant and Shri A. J. Chougule er for the Respondent Nos.1 to 3. F d their Counsel are absent.	e, learned Presenting
	2. Res stat	Today, learned P.O. has filed r bondent No.1. It is taken on record ed that no reply on behalf of Res	. Learned P.O. further
	3.	on request of learned Counsel ks time is granted for filing Rejoinde	
	4.	S.O. to 08.03.2021.	<u>_</u>
		n Sd	
			urhekar) 1ber(J)
	vsm		

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	0	DISTRICT	Applicant/s
(Advocate)		
		versus		
Ч	The State of	Maharashtra and oth	ners	
-				Respondent/s
(Presenting Officer)		
Office Notes, Office Memoranda Appearance, Tribunal's orde directions and Registrar's c	ers or	Tr	ibunal's orders	
*		Date: 22.02.2021		
		0./	A.No.479 of 2020)
		K. P. Salunkhe		Applicant
		Versus		
		The State of Maharash	ntra & Ors	Respondents.
		1. Heard Smt. Pu Applicant and Shri A. for the Respondents.	nam Mahajan, lea J. Chougule, learn	rned Counsel for the ed Presenting Officer
		2. Today, learned	d P.O. has filed ro	eply on behalf of the
		Respondent Nos.3 and		
		behalf of the Respond		
				for the Applicant, two
		weeks time is granted		e r.
		4. S.O. to 08.03.2	2021.	
			Sd	
				urhekar) ber(J)
		vsm		

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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT Applicant/s
(Advocate)	
	versus	
The S	State of Maharas	htra and others
		Respondent/s
(Presenting Officer)
Office Notes, Office Memoranda of Con Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
		O.A.No.491 of 2020
	A. H. Shir	deApplicant
	Versus	
	The State	of Maharashtra & OrsRespondents.
	Applican holding Officer fo 2. 7 Respond	eard Shri C.T. Chandratre, learned Counsel for the t and Shri A. J. Chougule, learned Presenting Officer for Ms S. P. Manchekar, learned Chief Presenting or the Respondents. Today, learned P.O. has filed reply on behalf of the lent Nos.1 and 2. It is taken on record. The matter is adjourned for hearing at the stage of on.
		5.0. to 15.03.2021.
		Sd/- (A.P. Kurhekar)
		Member(J)
	vsm	· · ·
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	
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of 20

..... Applicant/s

DISTRICT

(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 Date : 22.02.2021 O.A.No.497 of 2020		
	H. P. WaghelaApplicant		
	Versus		
	The State of Maharashtra & OrsRespondents.		
	1. Heard Shri P. L. Rathod, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Office for the Respondents.		
	2. On request of learned Counsel for the Applicant, tw		
	weeks time is granted for filing Rejoinder.		
	3. S.O. to 09.03.2021.		
	Sd/-		
	ت (A.P. Kurhekar) Member(J)		
	vsm		

..... Applicant/s

DISTRICT

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20
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(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
	Date : 22 .02.2021
	O.A.No.556 of 2020
	A. T. WakadeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Smt. Punam Mahajan , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. On request of learned P.O., two weeks time is granted
	for filing reply.
	3. S.O. to 08.03.2021.
	Sd/-
	(A.P. Kurhekar)
	Member(J)
	vsm
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

..... Applicant/s

DISTRICT

(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 Date : 22.02.2021 O.A.No.553 of 2020		
•	J. J. KhaireApplicant		
	Versus		
	The State of Maharashtra & OrsRespondents.		
	1. The Applicant and his Counsel both are absent. Heard Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos. 1 to 3 and Ms Shaila Taware, learned Counsel for Respondent No.4.		
	2. On request of learned Counsel for the Responden		
	No.4, two weeks time is granted for filing reply.		
	3. S.O. to 09.03.2021.		
	Sd/-		
	v ·		
	(A.P. Kurhekar) Member(J)		
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Original Application No.

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 22.02.2021	
	O.A. No.453 of 2020	
	A. G. GoteApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	 Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presentine Officer for the Respondent Nos.1 to 5 and Smt. Punan Mahajan, learned Counsel for Respondent No.6. Today, learned P.O. has filed reply on behalf of the Respondent No.1. It is taken on record. Learned P.O. furthe stated that no reply on behalf of Respondent Nos.2 to 5 is necessary. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder. S.O. to 08.03.2021. 	
	Sd/- (A.P. Kurhekar) Member(J)	
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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL ЛЛТТЛЛ САТ

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Original Application No.	of 20	DIST	RICT Applicant/s
(Advocate)		
	versu	2.8	
The Sta	te of Mahara	ashtra and others	
			Respondent/s
0.00)	
(Presenting Officer			
Office Notes, Office Memoranda of Coram Appearance, Tribunal's orders or directions and Registrar's orders	,	Tribunal's or	ders
· · · · · · · · · · · · · · · · · · ·	Date: 2	22 .02.2021	
		O.A.No.575 of	2020
		with O.A.No.589 of	2020
	P. K. Ma		
	S.N. Sav		Applicants
	Versus		
	The Stat	te of Maharashtra & Ors.	Respondents.
	The Sta		
	the Ap Counse Manche	plicant (O.A.575/2020), S I for the Applicant (O.A.I	dekar, learned Counsel for Shri M.D. Lonkar, learned No.589/2020) and Ms S.P. ting Officer and Smt.Kranti er for the Respondents.
	2.	Learned P.O. submits that	the Review Committee has
	decide	d to continue the suspens	ion for three months. She,
	therefo	ore, sought short time to f	ile reply as well as to place
	the dee	cision of Review Committee	e on record.
	3.	One week time is granted	
	4.		the Applicant has raised
	grieva	nce of non-payment of su	ibsistence allowance as per
	rules.		irected to nav subsistence
	5.		irected to pay subsistence
		ance as per rules regularly. S.O. to 01.03.2021.	
	6.	5.0. (0 01.05.2021.	V
			Sd/-
		(A.P. Kurhekar) Member(J)
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20
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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
	Date : 22 .02.2021
	O.A.No.604 of 2019
	A. C. KaleApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. Learned P.O. submits that the Applicant has already
	reinstated by order dated 15.10.2020. However, she sought
	short time to file reply.
	3. Learned Counsel for the Applicant submits that he is
	challenging the legality of suspension order itself, and
	therefore, matter be decided on merit.
	4. S.O. to 02.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm

(G.C.P.) J 2959 (A) (50,000–3-2017)	[Spl MA
IN THE MAHARASHTRA ADMINISTRATIV	/E TRIBUNAL
MUMBAI	

of 20

Original Application No.

	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
	Date : 22 .02.2021
	O.A.No.619 of 2020
	P. U. RathodApplicant
·	Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. On request of learned P.O., two weeks time is granted for filing reply as a most last chance.
	3. S.O. to 09.03.2021.
	Sd/- (A.P. Kurhekar) Member(J)
	[<i>P.T.O.</i>

[Spl.- MAT-F-2 E.

DISTRICT

fice Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22 .02.2021
	M.A.No.220 of 2020 in O.A.No.486 of 2020
	S. D. TejaneApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A.V. Bandiwadekar, learned Counsel fo the Applicant and Shri A. J. Chougule, learned Presentin Officer for the Respondents.
	2. M.A. is for condonation of delay for two month
	challenging the order of punishment of 15.01.2019 whereb
	the punishment of withholding of increment for two year
	with cumulative effect has been passed.
	3. In M.A., no reply is filed though enough time
	availed.
	4. I see no such negligence on the part of Applicant t
	render him disentitled to condone the delay. The challenge
	to the punishment order imposed in D.E., therefore, in th
	interest of justice, delay is condone so as to decide the O.
	on merit.
	5. M.A.No.220/2020 is allowed and accordingly dispose
	of with no order as to costs.
	6. Two weeks time is granted to learned P.O. to fi
	reply in O.A.
	7. S.O. to 08.03.2021 in O.A.
	Sd/-
	(A.P. Kurhekar)
	(A.P. Kurrekar) Member(J)
	vsm

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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
	Date : 22.02.2021
	O.A.No.141 of 2020
	Dr. A. E. GawaliApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. The Applicant and his Counsel both are absent. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
	2. On request of learned P.O. for the Respondents, two
	weeks time is granted as a most last chance. No further time
	will be granted for filing reply.
	3. S.O. to 08.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm
	[PTO.
	[<i>P.I.O.</i>]

(G.C.P.) J 2959(B) (50,000-3-2017)

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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
	Date: 22.02.2021
	O. A. No.798 of 2020
	S.G. KambleApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri Rahul Tripathi, the learned Advocate holding for Shri A.P. Barge, learned Advocate for the Applicant and Ms S.P. Manchekar, the learned Presenting Officer for the Respondents. On request of the learned P.O. two weeks time
	is granted for filing Affidavit-in-Reply. 3. S.O. to 12.03.2021.
	Sd/- (A.P. Kurhekar) Member (J)
	NMN

(G.C.P.) J 2737 (50,000-4-2019)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22 .02.2021 M.A. No.49 of 2018 in O.A.No.83 of 2018
	U. N. KhobrgadeApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, learned Counsel fo the Applicant and Smt. Archana B. K., learned Presentin Officer for the Respondents.
	2. Enough time is granted for filing reply but the same i
	not filed despite last chance granted on previous dates.
	3. However, on request of learned P.O., two weeks time
	as a most last chance is granted for filing reply to M.A.
	4. S.O. to 08.03.2021.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm
	[P.T.O.

(G.C.P.) J 2959(B) (50,000–3-2017)

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of 20

ΙN

Original Application No.

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Office Notes, Office Memoranda of Coram,	
Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.07 of 2021
	S.G. JoshiApplicant Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri M.B. Kadam, the learned Advocate holding for Shri A.D. Sugdare, the learned Advocate for the Applicant and Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
	2. On request of the learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
	3. S.O. to 12.03.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.12 of 2021
	P.M. AutiApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
	2. On request of the learned P.O. short time is granted for filing Affidavit-in-Reply.
	3. S.O. to 25.02.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN

(G.C.P.) J 2959(B) (50,000—3-2017)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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ΙN

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.20 of 2021
	N.K. GaikwadApplicant Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
	2. Today, the learned P.O. has filed Affidavit-in- Reply on behalf of Respondent. It is taken on record.
	 Two weeks time is granted for filing Affidavit-in- Rejoinder.
	4. S.O. to 09.03.2021.
	Sd/-
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	(A.P. Kurhekar) Member (J)
	NMN

(G.C.P.) J 2959(B) (50,000-3-2017)

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date: 22.02.2021
	O. A. No.45 of 2021
	H.D. PatilApplicant Versus The State of Maharashtra & OrsRespondents.
	 Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
	2. On request of the learned P.O. short time is granted for filing Affidavit-in-Reply.
	3. S.O. to 25.02.2021.
	Sd/-
	(A.P. Kurhekar) Member (J)
	NMN

(G.C.P.) J 2959(B) (50,000-3-2017)

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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			
	Date: 22.02.2021			
	O. A. No.52 of 2021			
	A.D. NaganeApplicant Versus The State of Maharashtra & OrsRespondents.			
	 Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents. 			
	2. On request of the learned P.O. two weeks time is granted for filing Affidavit-in-Reply.			
	3. S.O. to 12.03.2021.			
	Sd/-			
	v- (A.P. Kurhekar) Member (J)			
	NMN			

(G.C.P.) J 2737 (50,000-4-2019)

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M.A./R.A./C.A. 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
	Date : 22.02.2021
	O.A.No.425 of 2020
	M. B. DeolikarApplicant
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presentin Officer for the Respondents.
	2. Learned P.O. submits that the Applicant is already reinstated in service.
	3. However, learned Counsel for the Applicant submits that he had sought some other relief also, and therefore
	reply is necessary. 4. On request of learned B O, two works is a second by the secon
	4. On request of learned P.O. two weeks time is granted for filing reply.
	5. S.O. to 08.03.2021.
	N
	(A.P. Kurhekar) Member(J)
	[P.T.O.

Date : 22 .02.2021

O.A.No.145 of 2021

N. P. Chaudhari & Ors.Applicants Versus The State of Maharashtra & Ors.Respondents.

 Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
 Perusal of O.A. and an analysis of the second s

2. Perusal of O.A. and on hearing of learned Counsel for the Applicants as well as learned P.O. reveals that the grievances basically pertain to promotion and allotment of cadre in terms of Divisional Cadre Allotment Rules, 2015. The Applicants have prayed for declaration that allotment of divisional cadre to the petitioners could not have been withheld for want of passing of Hindi language examination and Marathi language examination. The Applicants contend that they are eligible for promotion to the post of Police Inspector (PI) but for want of passing examination the departments have not sought options from them in terms of Divisional Cadre Allotment Rules, 2015 which *inter-alia* provides for calling of options for division on promotion.

3. Presently the Applicants are working as API and they seem to be in the zone of promotion as PI. It seems that they have not passed language examination, and therefore, promotions seem to have stuck up. Thus, basically the Applicants are claiming promotion to the post of PI, though the relief is claimed in other way. Indeed unless the Applicants are promoted to the post of PI, the question of asking of division in terms of Divisional Cadre Allotment Rules, 2015 does not survive which are amended in 2017.

4. As such, prima-facie the issue basically pertains to promotion and not cadre allotment rules only. The subject of promotion pertains to Division Bench.

5. In view of above, the Registrar is directed to examine the matter and place it before appropriate bench.

vsm

Sd/-

(A.P. Kurhekar) Member(J)

(G.C.P.) J 2737 (50,000-4-2019)

Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 22.02.2021
	M.A.No.74 of 2021 in O.A.No.145 of 2021
	N. P. Chaudhari & OrsApplicants
	Versus
	The State of Maharashtra & OrsRespondents.
	1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
	2. This is an application for leave to sue jointly.
	3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the case is not required to be decided separately.
	4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.
	5. M.A.No.74/2021 is allowed.
	Sd/-
	(A.Þ. Kurhekar) Member(J)
	[<i>P.T.O.</i>

(Spl.- MAT-F-2 E. $(G.C.P.) = J_{-}2959(B) + (50,000 - -3-2017)$ IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

ΙN

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal'	s orders
	<u>22.02.2021</u>	
	<u>M.A 56/2021 in C.A 2</u>	21/19 in O.A 848/2014
	Shri R.B Wadile Vs.	Applicant
		Ors Respondents Solanke , learned advocate for na Gohad, learned P.O for the
	Misc Application to recall	the applicant has filed this the order dated 12.1.2021and plication No. 21/2019 to its
	inadvertently as he was no	bmits that he missed the date ot keeping well. He, therefore, erit in the case and the C.A be
	4. In view of the above	M.A is allowed.
	Sd/-	D Sd/- I
	(P.N Dixit) Vice-Chairman (A)	/ (Mridula Bhatkar, J.) Chairperson
	Akn	
	i.	

(G.C.P.) J 2959(B) (50,000---3-2017)

Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

ΙN

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	'Tribunal's orders		
	<u>22.02.2021</u>		
	C.A 21/19 in O.A 848/2014		
	Shri R.B Wadile Vs.	Applicant	
	The State of Maharashtra	& Ors Respondents	
		l Solanke , learned advocate for lima Gohad, learned P.O for the	
	 Learned P.O prays for time to take instructions. S.O to 1.3.2021. 		
	Sd/-	The sd/- in	
	(P.N ^l Dixit) Vice-Chairman (A) ^{Akn}	(Mridula Bhatkar, J.) Chairperson	

[Spl- MAT-F-2 E. (G.C.P.) J 2959(B) (50,000--3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

ΙN

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribu	inal's orders	
	22.02.2021		
	<u>O.A 1059/2012</u>		
·	Shri D.C Kamble Vs. The State of Maharashtr 1. Heard Shri B.A	Applicant ra & Ors Respondents Bandiwadekar, learned advocate	
		Is Neelima Gohad, learned P.O for	
	2. At the request of Mr Bandiwadekar, learned advocate for the applicant, adjourned to 25.2.2021.		
	Sd/-	In Sd/-	
	(P.N Dixit) Vice-Chairman (A)	(Mridula Bhatkar, J.) Chairperson	
	Akn		

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

Date : 22.02.2021

M.A.No.38 of 2021 in O.A.No.310 of 2019

D.M. Jadhav Vs ... Applicant

The State of Maharashtra & Ors ... Respondents

Heard Ms. Savita Suryavanshi, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. This M.A. is for transfer of O.A. from Aurangabad Bench to Principal Bench at Mumbai.

3. This application is moved by the applicant under Section 25 of the Administrative Tribunals Act, 1985 as the applicant wants his appointment on compassionate ground as he has a good case.

4. The learned Counsel submits that Aurangabad Bench of this Tribunal has become non-functional due to retirement of all the Members and therefore litigants have no forum for their redressal.

5. I am fully in agreement with the learned Counsel for the Applicant. However, I don't find a good cause to allow this application because there are many applications under Section 25 of Administrative Tribunals Act, 1985 and many litigants who want transfer from Aurangabad Bench to Principal Bench at Numbai, as the Aurangabad Bench had become nonfunctional since 05.11.2020.

6. The facility of giving hearing by video conferencing is used by this Single Bench and Division Bench also. However, the Principal bench of this Tribunal doesn't have computers which are in proper working condition and most of these computers are more than 10 years old and also the interim connection is unstable. However we are trying to hear the matter through video conferencing as and when possible.

7 In view of the above, the M.A. for transfer is rejected. The applicant may take chance on video conferencing.

8

D

M.A. is dismissed. Sd/-

(Mridula Bhatkar, J.) Chairperson

(G.C.P.) J 2959(B) (50,000---3-2017) (Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

I N

Original Application No. of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	22.02.2021		
	<u>O.A 460/2020</u>		
	D.J Ambilwade Applicant Vs. The State of Maharashtra & Ors Respondents		
	1. Heard Shri D.J Ambilwade applicant in person and Ms Swati Manchekar, learned C.P.O for the Respondents.		
	2. Learned C.P.O prays for two weeks' time for filing reply. By way of last chance two weeks' time is granted.		
	3. Learned C.P.O to serve copy of the affidavit in reply on or before 12.3.2021.		
	4. S.O to 16.3.20221.		
	(Mridula Bhatkar, J.) Chairperson		
	Akn		

(G.C.P.) J 2959 (A) (50,000–3-2017)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		DISTRICT	A
				Applicant/s
(Advocate)			
	ve	ersus		
The State	e of Mał	arashtra and othe	ers	
				Respondent/s
(Presenting Officer)		
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Trit	ounal's orders	
		<u>O.A.</u>	<u>No.708 of 2020</u>	
	Smt. S	Sadhana Gulhane Vs.		Applicant
	The S	tate of Maharashtra	& Ors.	Respondents
			J. Chougule, I	Advocate for the learned Presenting
	2. seeks	Ld. PO states that one week's time to		ed instructions and granted.
	3.	S.O. to 1.3.2021.		
		Sd/-	S	Sd/-
	(sgj)	(P.N. Dixit) Vice-Chairman 22.2.2021	' (Mridula R. Chairp 22.2.	berson

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20	DISTRICT	
			Applicant/s
(Advocate)		
	versus		
The State	of Maharashtra a	nd others	
			Respondent/s
(Presenting Officer		.)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders	
		O.A. No.541 of 2020	<u>)</u>
	ayprakash C. Kar Vs.	nble	Applicant
	The State of Maha	rashtra & Ors.	Respondents
		t. Punam Mahajan, le l Smt. K.S. Gaikwad, spondents.	
		ubmits that she has seeks time to file repl	
	3. S.O. to 22.3	3.2021.	
	 Sd/-		Sd/-
	(P.N. Dixit Vice-Chairm 22.2.2021 (sgj)	ian Chair	- Bhatkar, J.) person 22021

(G.C.P.) J 2959 (A) (50,000–3-2017)

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		DISTRICT	Applicant/s
(Advocate)		
	υ	persus		
The Sta	ate of Ma	harashtra and other	S	
				Respondent/s
(Presenting Officer)		
Office Notes, Office Memoranda of Coran Appearance, Tribunal's orders or directions and Registrar's orders	n,	Tribu	nal's orders	
		<u>O.A. N</u>	o.508 of 2020	
	Vick	y S. Gaikwad		Applicant
	The !	Vs. State of Maharashtra &	c Ors.	Respondents
		Heard Smt. Punam Applicant and Ms. enting Officer for the R	S.P. Manchek	
	2. the s	Ld. CPO files reply ame is taken on record		ne respondents and
	3.	S.O. to 30.3.2021.		
	ł	Sd/-	So	d/- ,
	(sgj)	(P.N. Dixit) Vice-Chairman 22.2.2021	(Mridula R. Chairp 22.2.2	erson

O.A. No.67 of 2021

Tribunal's orders

Smt. Savita K. Titar (Datir)	Applicant
Vs.	
The State of Maharashtra & Ors.	Respondents

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

2. The applicant a Drug Inspector, Yeotmal was earlier suspended by order dated 26.7.2018 in a trap case by Anti-Corruption Bureau. However, she was reinstated in service and therefore she prays that she be given all consequential service benefits w.e.f. the date when her colleagues, who are similarly situated, were given.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 30.3.2021.

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

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

7. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-

(P.N. Dixit) Vice-Chairman 22.2.2021 (Mridula R. Bhatkar, J.) Chairperson 22.2.2021

Sd/-

(sgj)

O.A. No.49 of 2021

Arun N. Bhalchandra ...Applicant Vs.

The State of Maharashtra & Ors. ...Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. The applicant a retired Joint Transport Commissioner prays that the respondents be directed to relax the condition of requirement of minimum 3 years of service in the feeder cadre for promotion to the post of Additional Transport Commissioner. He also challenges clause 3(i) of the recruitment rules for Additional Transport Commissioner and clause 1 of GAD GR dated 5.10.2015.

3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.

4. Issue notice before admission returnable on 22.3.2021.

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

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

7. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-

Sd/-

1

(P.N. Dixit)' Vice-Chairman 22.2.2021 (Mridula R. Bhatkar, J.) Chairperson 22.2.2021

(sgj)

Tribunal's orders		
	<u></u>	
<u>O.A. No.131 of 2021</u>	L	
Smt. Medha J. Kadam Vs.	Applicant	
The State of Maharashtra & Ors.	Respondents	
Heard Shri M.B. Kadam, learne Applicant and Ms. S.P. Manchekar, learn Officer for the Respondents.		
2. The applicant who is a Commissioner of Police prays that directed to complete the Departmental memorandum of charges dated 1.8.201 time. Ld. Advocate for the applicant served copy of OA on the respondents.	the respondents be Enquiry pursuant to 19 within stipulated	
3. The office objections, if any, are court-fees to be paid, if not already paid.	e to be removed and	
4. Issue notice before admission retu	urnable on 1.3.2021.	
5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.		
6. This intimation/notice is ordered the Maharashtra Administrative Tribunal 1988, and the questions such as limit remedy are kept open.	l (Procedure) Rules,	
7. The service may be done by hard post/courier and acknowledgement produced along with affidavit of complia within one week. Applicant is directed compliance and notice.	be obtained and ance in the Registry	
Sd/-	Sd/-	
Vice-Chairman Chair	. Bhatkar, J.) person .2021	

(G.C.P.) J 2959(B) (50,000–3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

Original Application No.

ΙN

of 20

FARAD CONTINUATION SHEET No.

2.1

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
		÷	
	Date : 22.02.2021		
	O.A.No.626 of 2017		
	S.B. Wategaonkar	Applicant	
	Vs. The State of Maharashtra & Ors	Respondents	
	 Heard Shri A.S. Deshpande, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents No.1 & 2 and Shri K.R. Jagdale, learned Advocate for the Respondent No.3. The learned P.O. prays for some time to file a short affidavit-in-reply as the period of nearly 5 years is over. She wants to bring some fresh developments on record. 		
	3. Adjourned to 08.03.2021. Sd/-	Sd/-	
	(P.N. Dixit) Vice-Chairman	(Mridula Bhatkar, J.) Chairperson	
	prk		
	4 a		

(G.C.P.) J 2959(B) (50,000-3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL **MUMBAI**

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

of 20

IN

Office Notes, Office Memoranda of Coram,

Appearance, Tribunal's orders or directions and Registrar's orders

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Date : 22.02.2021

J.V. Jamdhade

1.

Vs.

... Applicant The State of Maharashtra & Ors ... Respondents Heard Smt. Archana B.K., learned Presenting Officer for the Respondents. None for the Applicant.

2. This matter is transferred from Aurangabad Bench to Principal Bench.

Tribunal's orders

O.A.No.83 of 2015 (O.A.No.133/2014 Aurangabad Bench)

The Applicant challenges the communication 3. dated 25.10.2013 issued by Respondent No.3, Deputy Commissioner for Transport and also prays that the respondents be directed to issue the appointment order in favour to the applicant as the applicant is meritorious.

Today learned Counsel for the Applicant is not 4. present. As the learned Counsel is from Aurangabad, matter is fixed on 25.02.2021 to enable him to remain present or inform accordingly.

5. Adjourned to 25.02.2021 under the caption For Dismissal' as the matter is of 2015.

Sd/-

Sd/-

(P.N. Dixit) Vice-Chairman (Mridula Bhatkar, J.) Chairperson

prk

(G.C.P.) J 2959(B) (50,000–3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of 20

ΙN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Date : 22.02.2021 O.A.No.782 of 2019		
-			
	Yeole S.B.	Applican	t
	Vs. The State of Maharashtra & Ors Respondents 1. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. None for the Applicant.		
	2. The applicant in this matter prays that he be considered for the post of Multipurpose Health Worker.		
	3. Matter is adjourned to 25.02.2021, under the caption 'For Dismissal'.		
	Sd/-		Sd/-
	(P.N. Dixit) Vice-Chairman		ula Bhatkar, J.) Chairperson
	prk		
-			

Date : 22.02.2021

O.A.No.663 of 2020 with O.A.No.682 of 2020 with O.A.No.683 of 2020 with O.A.No.684 of 2020 with O.A.No.685 of 2020 with O.A.No.661 of 2020 with O.A.No.703 of 2020

R.S. Yadav (O.A.663/2020) S.G. Koli (O.A.682/2020) S.G. Koli (O.A.683/2020) V.B. Koli (O.A.683/2020) P.R. Arage (O.A.685/2020) P.R. Ninave (O.A.661/2020) P.R. Waikar (O.A.703/2020) ... Applicants Vs.

The State of Maharashtra & Ors Respondents

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicants in O.A.No.663/2020, O.A.No.682/2020, O.A.No.683/2020 & O.A.No.684/2020, Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicants in O.A.No.685/2020 & O.A.No.703/2020, Smt. Punam Mahajan, learned Advocate for the Applicant in O.A.No.661/2020 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2 The learned P.O. for the Respondents files affidavit-in-reply in O.A. No.661/2020.

3 This group of matters is schedule on 09.03.2021. All the learned Counsel and learned P.O. are directed to take note that this group of matters will be heard finally on next date. All the pleadings accordingly in between are to be completed.

4. The Applicants would be continued to be on the supernumerary posts till the next date of hearing. Interim relief, if any, to be continued in respective matters till next date.

Adjourned to 09.03.2021.

Sd/-

5.

prk

(P.Ń.\Dixit) Vice-Chairman (Mridula Bhatkar, J.) Chairperson

.• Sd/- ł