

**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
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Date : 22.06.2023

O.A.No.72/2023

M.D. Shende & AnrApplicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Applicants are aspiring for the post of Secondary Teachers in Ashram School in Thane District pursuant to advertisement dated 02.12.2018. Selection process was published in the year 2019. Applicants challenge is for the year 2018.
3. Adjourned to 06.07.2023. Not to be treated as HOB.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.357 of 2016</u></p> <p>C.A. Ghodke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.A. Desai, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that applicant has not contacted him and therefore he seeks time.</p> <p>3. We direct the Ld. Advocate for the applicant to write a letter to the applicant and send it by RPAD/Speed post today itself.</p> <p>4. Ld. Advocate for the applicant seeks four weeks time. It cannot be granted as the matter is of the year 2016 and this Tribunal has taken a drive to decide the matters of 2016.</p> <p>5. S.O. to 13.7.2023.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 22.6.2023 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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"><u>O.A. No.575 of 2023</u></p> <p>K.R. Dighe & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 10.7.2023. Interim relief, if any, to continue.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 22.6.2023 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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
	<p align="center"><u>O.A. No.395 of 2023</u></p> <p>Dr. Yogita Shah & 5 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kranti L.C., learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. S.O. to 10.7.2023. Interim relief, if any, to continue.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 22.6.2023 (sgj)</p> <p align="center">Sd/- / (Mridula Bhatkar, J.) Chairperson 22.6.2023</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.06.2023</p> <p>O.A.No.117/2016</p> <p>D.B. JadhavApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant challenges the order dated 19.11.2014 passed by the Respondent No.1 of imposing punishment and removal so also order dated 01.09.2015 confirming order in appeal. Applicant was facing charge on unauthorized absenteeism. Applicant was working as Jail Guard in Prison Department. On 19.11.2014 Applicant was removed from service. There are two spells of alleged absenteeism :</p> <p>(i) Applicant was absent during the period from 08.07.2003 to 14.07.2003. (ii) Thereafter Applicant was absent for 467 days during the period from 25.10.2003 to 02.02.2005.</p> <p>3. Applicant has earlier filed OA.No.280/2010. The said O.A. was disposed of by order dated 11.11.2010. Thereafter Applicant filed Review Application No.58/2010 which was allowed by order dated 26.11.2010 on the point that the principle laid down by the Hon'ble Supreme Court in the case of Yoginath D. Bagde vs State Of Maharashtra & Anr reported in (1999) 7 SCC 739 was not followed where the Disciplinary Authority has not given reasons and the procedure was not followed by the Disciplinary Authority. Out of three charges, only one charge was said to be proved by the Enquiry Officer i.e. absent during the period from 08.07.2003 to 14.07.2003 and 2nd charge was not proved and 3rd charge was related to 1st and 2nd and the same was not proved. No reasoning was given in the show cause notice.</p> <p>4. Adjourned to 26.06.2023. P.H.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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
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Date : 22.06.2023

O.A.No.589/2018

S.V. KawathekarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Adjourned to 30.06.2023. To be tagged along with similar matter in O.A.No.247/2018.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.06.2023

O.A.No.803/2021

M.D. Walunj & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.M. Deshmukh, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. states that during the course of the day reply will be filed where vacant posts are shown.

3. At the request of learned Advocate adjourned to 06.07.2023.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.06.2023</p> <p>O.A.No.247/2018</p> <p>S.V. KawathekarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to 30.06.2023. To be tagged along with similar matter in O.A.No.589/2018.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.06.2023</p> <p align="center"><u>O.A.No.94/2022 with O.A.No.249/2022</u></p> <p>S.S. Zade & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Ms. Savita Suryawanshi states that she will file vakalatnama on behalf of Respondent No.2.</p> <p>3. Adjourned to 28.06.2023. P.H. FOB.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. of 20

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.06.2023</p> <p>O.A.No.134/2016</p> <p>S.M. Padule & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents. Ms. Punam Mahajan, learned Advocate for the Applicant is absent and has filed leave note.</p> <p>2. Adjourned to 23.06.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>pik</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p style="text-align: right;">Tribunal's orders Date : 22.06.2023</p>
	<p style="text-align: right;">O.A.No.1121/2016</p> <p>P.N. ShelkeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate has submitted that by order dated 17.05.2022 Applicant has been appointed on the post of Forest Guard at Murud and Janjira issued by the DFO Wild Life, Thane.</p> <p>3. In view that the relief in O.A. is redressed, O.A. stands disposed of.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.667 of 2023</u></p> <p>Kiran S. Meher ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p align="center">Heard Siri A.A. Desai, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks interim relief to stay the preliminary enquiry initiated by notice dated 24.5.2023.</p> <p>3. Shri Dharampal Mohan Bansode, Assistant Commissioner of Police, Administration, Navi Mumbai is present in the Court.</p> <p>4. Ld. Advocate for the applicant submits that applicant is on sick leave since 26.12.2021 till today. He has submitted medical certificate on account of his illness and not a single memo has been issued on account of his absence. He submits that it was a paid leave and approved and hence deemed to have been granted. He states that he has received notice dated 19.5.2023 directing him to resume duties immediately. The applicant replied to the said notice by his reply dated 23.5.2023 along with medical certificates and reports, but no cognizance was taken.</p> <p>5. Ld. Advocate submits that despite the above reply, he has received impugned notice dated 24.5.2023 issued by Preliminary Enquiry Officer cum Assistant Commissioner of Police, Vashi Division, Navi Mumbai i.e. respondent no.4 for preliminary enquiry which was scheduled on 27.5.2023. The applicant replied to the said notice by his reply dated 24.5.2023 informing that he is under medical treatment.</p> <p>6. Ld. Advocate submits that respondent no.4 had filed report before the Dy. Commissioner of Police, Vashi for issuing disciplinary action against the applicant by letter dated 23.12.2022 and now he himself is conducting the preliminary enquiry of the applicant, which is complete abuse of the process of law. Ld. Advocate submits that there is bias in appointing enquiry officer.</p> <p>7. Ld. Advocate refers to the judgment of the Hon'ble Supreme Court in Manak Lal, Advocate Vs. Prem Chand Singhvi & Ors., AIR 1957 SC 425 and State of U.P. & Anr. Vs. C.S. Sharma, AIR 1968 SC 158.</p> <p>8. In view of the above Ld. Advocate for the applicant prays for interim relief as preliminary enquiry has not yet started.</p> <p>9. Ld. PO submits that preliminary enquiry has been started and notice was issued to the applicant for filing reply. Notice was issued on</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>24.5.2023 directing applicant to remain present on 27.5.2023 however applicant was not present. Thereafter on 10.6.2023 another notice was issued however the applicant has remained absent. Ld. PO submits that the fact that salary has been disbursed does not mean that his leave has been sanctioned. As he has gone on long leave the respondents have issued notice to remain present. On 19.5.2023 notice was issued asking applicant to remain present as there was law and order issue in the State. She further states that there was internal communication Dy. C.P. to Commissioner of Police, Navi Mumbai regarding proposed disciplinary action against the applicant. Ld. PO submits that no notice was issued to the department regarding interim relief. Ld. PO therefore submits that no interim relief should be granted.</p> <p>10. It is to be noted that the applicant has remained absent since 26.12.2021 till today. Though he has submitted medical certificates for some of the illness, he has refused to join back duty after notice was issued to him on 19.5.2023. In a disciplined force like Police there is no reason for the applicant not to appear before the Preliminary Enquiry Officer.</p> <p>11. Under these circumstances, we are not inclined to grant any interim relief.</p> <p>12. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>13. Issue notice before admission returnable on 20.7.2023. The respondents are directed to file reply.</p> <p>14. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>15. 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>16. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>17. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p> <p style="text-align: right;">/ / (Mridula Bhatkar, J.) Chairperson 22.6.2023</p>

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

Tribunal's orders

Date : 22.06.2023

O.A.No.705/2023

M.N. AtreApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.B. Gaikwad, learned Advocate for the Applicant and and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 13.07.2023.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. Adjourned to 13.07.2023.

Sd/-
(Medha Gadgil)
Member (A)

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

Tribunal's orders

Date : 22.06.2023

O.A.No.704/2023

B.G. BhintadeApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.B. Gaikwad, learned Advocate for the Applicant and and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 13.07.2023.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
8. Adjourned to 13.07.2023.

Sd/-

(Medha Gadgil)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.482 of 2023</u></p> <p>Shri R.M. Shirsath ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for payment of provisional pension which has not been paid to him since 1.1.2018.</p> <p>3. Ld. PO states that she will take instructions from the Government and file reply.</p> <p>4. S.O. to 6.7.2023.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.332 of 2023</u></p> <p>R.B. Kawale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 30.6.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

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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"><u>O.A. No.273 of 2023</u></p> <p>B.R. Ghadge ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Applicant in person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 26.6.2023 under the caption 'For Query'.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

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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">Date: 22.06.2023</p> <p align="center">O.A. No.165 of 2017</p> <p>S.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Smt Archana B.K., learned Presenting Officer for the Respondent No.4 and Shri M.D. Lonkar, learned Advocate for the Respondent Nos.1 to 3 are present.</p> <p>3. O.A. is filed in the year 2017 for promotion and now period of 6 years of over. Therefore it is necessary to know whether in the meantime the Applicant is promoted or otherwise. No Reply is filed on behalf of Respondent No.4. Reply is filed on behalf of Respondent Nos.1 to 3.</p> <p>4. Learned P.O. is directed to take instruction from Respondent No.4 about the present position and appraise the Tribunal at 02.30 p.m.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

P.T.O.
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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L. O.

5. In the afternoon session, Shri Lonkar, learned Counsel for the Applicant for Respondent Nos.1 to 3 tendered Government order dated 22.12.2020 to show that the Applicant is already promoted to the post of Superintendent, District Prison, Class-II / Deputy Superintendent of Jail Group-B (Gazetted). It is taken on record and marked by letter 'X' for identification.

6. In O.A., the Applicant has sought promotion with deemed date of 2014 along with pay and allowances.

7. Since, the Applicant is promoted during pendency of O.A., his main grievance is redressed. Insofar as claim for deemed date of promotion is concerned, it is desirable that he should make representation.

8. Today, learned Counsel for the Applicant is absent and, therefore, short time is granted to take necessary steps.

9. S.O. to 26.06.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">O.A. No.828 of 2022</p> <p>N.G. KabadiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant who is appearing in person in the matter is absent. 2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent is present. 3. Perusal of record reveals that for the long time matter was not listed before the Tribunal for hearing and today for the first time it is listed for Final Hearing. 4. In view of above, adjourned for Final Hearing to give opportunity to the Applicant. 5. S.O. to 20.07.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 22.06.2023</p> <p align="center">O.A. No.468 of 2022</p> <p>V.A. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant is absent, she has sent her leave note.</p> <p>2. Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent is present.</p> <p>3. Shri R.A. Naik, learned Advocate for the Respondent No.4 is absent.</p> <p>4. In view of leave note adjourned to 19.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.292 of 2023 in O.A. No.46 of 2023</u></p> <p>P.P. Gharat & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 6.7.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.85 of 2023 in O.A. No.1313 of 2022</u></p> <p>S.K. Naiya ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. A.S. Kolapkar holding for Shri A.S. Gaikwad, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 30.6.2023 by way of last chance.</p> <p align="right">Sd/- (Medha Gadgil) Member (A) 22.6.2023</p> <p>(sgj)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION NOS 694 & 695 OF 2023

DISTRICT : AHMEDANAGAR

S.D Namdas & Ors
Reshma C. Shaikh & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

Shri Kranti L.C, learned advocate for the applicants
Ms Swati Manchekar, learned C.P.O for the Respondents.

CORAM : Smt Medha Gadgil (Member) (A)

DATE : 22.06.2023

ORDER

1. The applicants pray that the Tribunal be pleased to hold that the order and judgment dated 17.3.2022 in O.A 144/2022 would not apply to the present applicants as they had been declared successful to the post of Police Constable Driver 2019 against their first application in the light of the provision at clause 11.17.

2. Learned counsel for the applicants submit that the applicants have applied for the post of Police Constable Driver at more than one Unit. However, in view of the order and judgment of the Full Bench dated 17.3.2023 in O.A 144/2022, the candidature of the present applicants is considered invalid. However, some of the present applicants, who were already in service have approached the Hon'ble Bombay High Court challenging the order and judgment of the Full Bench of the Tribunal dated 17.3.2023 in O.A 144/2022, especially on the point that clause 11.17 of the Advertisement dated 30.11.2019, in W.P

Nos 5299/2023 & Ors, Amit H. Daphal & Ors Vs. State of Maharashtra & Ors. Learned counsel for the applicants pointed out that by order dated 24.4.2023 the Division Bench of the Hon'ble High Court has granted status quo in respect of those Petitioners who are in service. Learned counsel for the applicants pray that similar order of status quo is required to be passed in these matters as the applicants are similarly placed like Mr Amit H. Daphal in W.P 5299/2023 & Ors. Learned counsel further submitted that the names of the persons who are going to be affected because of the status quo order are required and the Respondents be directed to provide the said names so that the Original Application will not suffer from non-joinder of parties.

3. Learned C.P.O submits that the applicants are similarly situated like the Petitioners in W.P Nos 5299/2023 and Ors.

4. In view of the order dated 24.4.2023 passed by the Hon'ble Bombay High Court in W.P Nos 5299/2023 & Ors, Amit H. Daphal & Ors Vs. State of Maharashtra & Ors, if the present applicants are in service, then status quo to be maintained as on today, qua the applicants. Learned C.P.O to provide the names of the persons who are going to be affected by the status quo order to the learned counsel for the applicants.

5. S.O to 6.7.2023. To be tagged with O.A Nos 538, 539 & 559/2023.

Sd/-

(Medha Gadgil)
Member (A)

Place : Mumbai
Date : 22.06.2023
Dictation taken by : A.K. Nair.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>22.06.2023</u></p> <p align="center"><u>O.A 538, 539 & 559/2023</u></p> <p>H.S Khairnar & Ors M.P Takale & Ors B.S Shinde ... Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kranti L.C, learned counsel for the applicants in O.A 538 & 539/2023, Shri R.M Kolge, learned counsel for applicant in O.A 559/2023 and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Interim relief, if any to continue till next date.</p> <p>3. S.O to 6.7.2023. O.A Nos 694 & 695/2023 be tagged with the present Original Applications.</p> <p align="right">Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>22.06.2023</u></p> <p style="text-align: center;"><u>O.A 538, 539 & 559/2023</u></p> <p>H.S Khairnar & Ors M.P Takale & Ors B.S Shinde ... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kranti L.C, learned counsel for the applicants in O.A 538 & 539/2023, Shri R.M Kolge, learned counsel for applicant in O.A 559/2023 and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Interim relief, if any to continue till next date.</p> <p>3. S.O to 6.7.2023. O.A Nos 694 & 695/2023 be tagged with the present Original Applications.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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22.06.2023

O.A 686/2023

Shri John V. Tiwade ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicant challenges the impugned of summary dismissal dated 9.8.2022.

3. Issue notice before admission returnable on 13.7.2023.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

8. S.O to 13.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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22.06.2023

O.A 707/2023

Dr Ajay O. Dahad ... Applicant
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicant seeks exception to the advertisement dated 10.5.2023 issued by Respondent no. 2 with a view to fill in solitary post of Director, Ayush, Group-A on the establishment of Respondent no. 1.

3. Learned counsel for the applicant prays for interim relief on the ground that the recruitment rules dated 20.12.1975 framed were issued by the Urban Development Department and Public Health Department and they have become obsolete and as of today the post comes within the purview of Medical Education and Drugs Department.

4. Learned C.P.O is directed to take instructions in the matter.

5. S.O to 26.6.2023.

Sd/-

(Medha Gadgil)
Member (A)

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

22.06.2023

M.A 397/2023 in O.A 694/2023

S.D Namdas & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Kranti L.C, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.

Sd/-

**(Medhā Gadgil)
Member (A)**

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>22.06.2023</u></p> <p><u>M.A 398/2023 in O.A 695/2023</u></p> <p>R.C Shaikh & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Kranti L.C, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A)</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.06.2023</p> <p>O.A.No.677/2023</p> <p>P.S. ChouguleApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosle, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 20.07.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>8. Adjourned to 20.07.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A)</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.06.2023

**O.A.No.693/2023 with M.A.No.396/2023
(Caveat No.29/2023)**

S.S. SendreApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Applicant in person and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.
2. Applicant has placed on record written letter dated 21.06.2023, wherein Applicant prays for withdrawal of the present O.A. with liberty to avail legal remedy.
3. Allowed to withdraw, with liberty to file fresh O.A.

Sd/-

(Medha Gadgil)
Member (A)

prk

**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
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Date : 22.06.2023

O.A.No.697/2023

Dr. R.R. Tryambake ...Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Adjourned to 27.06.2023. Interim relief, if any, to be continued till next date.

Sd/-

(Medha Gadgil)
Member (A)

pk

**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
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Date : 22.06.2023

**O.A.No.703/2023
(Caveat No.29/2023)**

Dr. M.B. YadavApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. P.B. Patil, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. Adjourned to 27.06.2023. Interim relief, if any, to be continued till next date.

Sd/-

(Medha Gadgil)
Member (A)

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">C.A. No.15 of 2023 in O.A. No.652 of 2022</p> <p>D.K. MayekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and Advocate both are absent. Shri A.J. Chougule, learned Presenting Officer for the Respondent is present. Learned P.O. submits that order is complied with and payment is already made. He sought short time to file Affidavit of the contemnor. S.O. to 26.06.2023. <p align="center"> Sd/- (Debashish Chakrabarty) Member (A) </p> <p align="center"> Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 22.06.2023

C.A. No.79 of 2022 in O.A. No.605 of 2022

Dr. B.T. KarvekarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Applicant and his Advocate both are absent.
2. Smt. Archana B.K., learned Presenting Officer for the Respondent is present.
3. Learned P.O. submits that order passed by the Tribunal is complied with and sought short time to file Affidavit-in-Reply showing details of payment.
4. S.O. to 06.07.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">C.A. No.17 of 2023 in O.A. No.50 of 2019</p> <p>V.T. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent is present. Learned P.O. submits that Respondents have filed Writ Petition before Hon'ble High Court challenging order passed by the Tribunal on 02.02.2022 in O.A. No.50/2019. However she fairly concedes that there is no stay to the order passed by the Tribunal. Two weeks time is granted to file Affidavit-in-Reply of the contemnor. S.O. to 06.07.2023. <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">C.A. No.25 of 2023 in O.A. No.996 of 2021</p> <p>S.S. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</p> <p>2. Shri U.V. Bhosle, learned Advocate holding for Smt. Punam Mahajan is present and Shri A.J. Chougule, learned Presenting Officer for the Respondent is also present.</p> <p>3. Shri U.V. Bhosle, learned Advocate submits that in Writ Petition No.7629/2023 filed against the order passed by the Tribunal was before Hon'ble High Court today and the counsel for the Applicant made statement that she will not proceed with the Contempt matter and Writ Petition is adjourned to 06.07.2023.</p> <p>4. S.O. to 28.07.2023.</p> <p align="center">Sd/- Sd/- (Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 22.06.2023

C.A. No.32 of 2023 in O.A. No.496 of 2020

A.B. Baviskar & Ors.Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.

2. Tribunal by order dated 17.06.2021 directed Respondent No.1 to absorb the Applicant in terms of G.R. dated 16.10.2012. Writ Petition filed against the order has been dismissed by Hon'ble High Court on 20.06.2023.

3. In view of above, Respondents / Contemnor will have to implement the order passed by the Tribunal without further loss of time.

4. In view of above, one week time is granted to the contemnor to file Affidavit-in-Reply.

5. S.O. to 28.06.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 22.06.2023

O.A. No.1226 of 2022

**S.P. Khanvilkar & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.**

1. Applicant and his Advocate both are absent.
2. Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent Nos1 to 5 and Shri S.S. Dere with R.R. Shetty, learned Advocate for the Respondent Nos. 6 to 89 is present.
3. On request of learned C.P.O. four weeks time is granted to file Affidavit-in-Reply of Respondents.
4. S.O. to 20.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 22.06.2023

O.A. No.1121 of 2022 with M.A. No.244 of 2023 with
O.A. No.401 of 2023

A.V. Pujari

V.B. Kashid

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri Karnti L.C., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. On request of learned C.P.O. three weeks time is granted to file Affidavit-in-Reply by way of last chance.

3. S.O. to 13.07.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date: 22.06.2023

C.A. No.22 of 2022 in O.A. No.200 of 2021

S.R. Bagde & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent.

2. This Contempt Application is filed for non-compliance of order passed by the Tribunal on 07.03.2022 in O.A. No.200/2021 whereby directions were given to pay Leave Encashment, Gratuity, G.I.S., and Pension with interest. Apart, directions were given to the Respondents to fix responsibility for the said lapses for delaying payment and recover the same from the concerned.

3. Learned Advocate for the Applicant fairly concedes that the Applicants have received the amount due with interest in terms of the order passed by the Tribunal.

4. However, he raised grievance of non-payment of interest on Leave Encashment but in sofaras Leave Encashment is concerned, it is not included in the relief claimed in O.A. No.200/2021 as well as order passed by the Tribunal. Therefore non-payment of Leave Encashment cannot be termed contempt of the order.

5. Learned Advocate for the Applicant further raised grievance that the Tribunal gave direction to fix responsibility for the lapses for delaying payment and it is not complied with. In so faras, this issue is concerned learned P.O. submits that in fact it was for the Applicant Mr.Bagde (Applicant No.1) to take necessary steps for the preparation of pension papers. Indeed, all that Tribunal said "*Respondents are at liberty to fix the responsibility for the said lapses for delaying payment and may recover the same from the concerned.*" As such, only liberty was granted and there was no specific positive direction in the order. This being so, question of contempt does not survives.

6. In view of above, C.A. stand disposed of with no order as to costs.

Sd/-

(**Debashish Chakrabarty**)
Member (A)

Sd/-

(**A.P. Kurhekar**)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">C.A. No.52 of 2022 in O.A. No.52 of 2021</p> <p>A.D. NaganeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.</p> <p>2. This C.A. is filed for non-compliance of the order passed by the Tribunal on 27.08.2021 in O.A. No.52/2021 whereby direction were given to consider the Applicant's claim for appointment on compassionate appointment and two months time was granted for compliance. Being aggrieved by it Respondents have filed Writ Petition No.11994/2022 wherein interim relief is granted thereby staying the operation of the order passed by the Tribunal until further orders.</p> <p>3. Writ Petition is still subjudice and no further order is passed.</p> <p>4. Learned Advocate for the Applicant sought time to adjourn the matters for two months so that in the meantime he could take necessary steps in Hon'ble High Court.</p> <p>5. S.O. to 28.07.2023.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.06.2023</p> <p align="center">C.A. No.04 of 2023 in O.A. No.1018 of 2019 with M.A. No.561 of 2019</p> <p>G.F. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent is present. Learned P.O. has tendered Affidavit-in-Reply of contemnor Mr.Retesh Kumaarr. It is taken on record. Learned P.O. has pointed out that the Respondents have complied with the order by granting increment which was due on 1st July 2014. The order of grant of increment is at page 59 of Affidavit-in-Reply. However, further steps for revising pension are not taken which ought to have been taken in terms of the order passed by the Tribunal in O.A. No.1018/2019. On request of learned P.O. four weeks time is granted for remaining compliance. S.O. to 20.07.2023. <p align="center">Sd/- Sd/-</p> <p align="center">(Debashish Chakrabarty) (A.P. Kurhekar) Member (A) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 22.06.2023
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O.A.No.815 of 2017

S. M. PatilApplicant

Versus

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

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent No.1 to 3 and Shri Varnav Berde, learned Counsel for the Respondent No.4.

2. The perusal of record reveals that on previous date, the directions were issued to serve the Respondent No.4.

3. Today, Advocate Shri Varnav Berde appeared on behalf of Respondent No.4 and filed Vakalatnama. He has also filed Affidavit in Reply on behalf of Respondent No.4. It is taken on record. The copy be supplied to other side.

4. Learned Counsel for the Applicant sought time to go through the reply filed by Respondent No.4.

5. S.O. to 28.06.2023 for final hearing.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.06.2023

O.A.No.1082 of 2017

A. S. Dange

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

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

2. When the matter is taken up for hearing, it is noticed that punishment under challenge is of withholding of increment for two years with cumulative effect.

3. This being so, the matter pertains to Single Bench.

4. In view of above, the Registrar is directed to place the matter before Single Bench.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.06.2023

O.A.No.305 of 2017

S. C. PaithankarApplicant

Versus

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

1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. In this O.A., the Applicant has challenged the order dated 21.05.2012 passed by the Respondent No.2 imposing punishment of withholding of increment for three years without cumulative effect and also challenged the order dated 10.05.2016 maintaining the order passed by the Disciplinary Authority. Thus, the subject matter of O.A. is punishment of increment for three years without cumulative effect which pertains to Single Bench.

3. In view of above, the Registrar is directed to place the matter before the Single Bench.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member(J)

vsm