

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI BENCH**

**ORIGINAL APPLICATION NO 1060 OF 2020**

**DISTRICT : PUNE**

Shri Anil M. Chormale

)...**Applicant**

**Versus**

The State of Maharashtra & Ors

)...**Respondents**

Shri A.V Bandiwadekar, learned advocate for the Applicant.

Shri A.J Chougule, learned Presenting Officer for the Respondents.

**CORAM** : **Justice Mridula Bhatkar (Chairperson)**

**DATE** : **22.08.2023**

**ORDER**

1. The applicant working as Deputy Director of Sports, Pune, challenges the transfer order dated 18.8.2023 passed by Respondent no. 1, transferring the applicant from Krida Sankul, Balewadi, Pune to Yerwada, Pune City and further challenges the order dated 11.8.2023, transferring the Respondent No. 2 from Kolhapur to Pune in place of the applicant.

2. Learned counsel for the applicant challenges the transfer order on the following grounds:-

- (i) The applicant is not due for transfer as he has not completed three years at the present place of posting.



- (ii) The transfer is mid-term and mid-tenure. Hence, Sections 4 & 5 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as the said Act for brevity) is to be followed.
- (iii) No special reasons are recorded while issuing the transfer order.
- (iv) The applicant is going to retire within seven months, that is 31.7.2024. Hence Section 5(1) of the ROT Act, 2005 is not followed.
- (v) There is violation of clause 7 of the G.R dated 11.2.2015.
- (vi) No proposal was mooted by the Commissioner, Sports, Pune, for transferring the applicant.

3. Learned counsel for the applicant has submitted that the applicant has been transferred on administrative grounds. Learned counsel further submitted that the post in Yerwada, Pune City is vacant and Respondent No. 2 should have been posted there, instead of posting him in place of the applicant. Learned counsel for the applicant relied on the judgment of the Hon'ble Bombay High Court in the case of **RAMAKANT B. KENDRE Vs. STATE OF MAHARASHTRA & ANR, 2012 (1) Mh. L.J 951.** Learned counsel for the applicant has submitted that the report of the Civil Services Board observing therein that the applicant is not functioning efficiently is vague and not supported with any evidence. Learned counsel submitted that as per clause 8 of the G.R dated 11.2.2015, if at all there is a complaint against any civil servant, then he is to be informed about the said complaint and he is to be given an opportunity to put up his say. This has not been done in the present case and the applicant is not aware of any such complaint. Learned counsel further submitted that the Hon'ble Chief Minister has signed on page, where the Chart is given showing 8 persons including the applicant who are given posting on account of promotion and earlier four pages were not


placed before the Hon'ble Chief Minister and therefore, the Hon'ble Chief Minister might have misled. The reason of administrative inefficiency is a shadow reason, but the real reason for the transfer is to accommodate Respondent No. The applicant is not relieved and is still working at the same place.

4. Learned P.O, strongly opposed the transfer order and relied on the minutes of the meeting of the Civil Services Board dated 29.5.2023. Learned P.O submits that Mr Suhas Dewse, Commissioner, Sports & Youth, Pune under whom the applicant is working, is one of the Members of the Civil Services Board and he has recommended the transfer of the applicant on the ground that the applicant is not performing his duties efficiently with fullest capacity. Learned P.O has further submitted that a record is available against the applicant about his inefficiency that he had not applied his mind in the scrutiny of selecting a candidate for Shivaji Chatrapati Award. Learned P.O also produced the copy of the noting having the approval of the Hon'ble the Cabinet Minister of Sports and Youth and the Hon'ble the Chief Minister. Learned P.O further submitted that there is prima facie compliance of Section 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Learned P.O further submitted that he is transferred in the same City in view of his retirement.

5. Considered the submission. Prima facie, it is a mid-term and mid-tenure transfer. So it is necessary for the Respondents to show special reasons or exceptional circumstances for transferring the applicant and compliance of Rule 4(2) and 4(5) of the ROT Act, 2005. Considering the ratio laid down in the case of **RAMAKANT B. KENDRE, (supra)**, wherein the Hon'ble Bombay High Court has considered the provisions of Section 4 of the ROT Act, 2005 and

i.e., about tenure of the transfer and while making the guidelines clear, Their Lordships have considered the ratio in the case, i.e., W.P 5835/2011 decided on 15.9.2011. In this case, while considering the principle of harmonious constructions which is also known as 'Heydon's Rule of Interpretation' has considered and how the section of the rule could be read and interpreted and in the light of the ratio in RAMAKANT B. KENDRE's case, the impugned order passed by the Respondent is to be scrutinized.

6. Perused the minutes of the meeting of the Civil Services Board. Admittedly, the Commissioner, Sports and Youth Services, Pune, is one of the members of the Civil Services Board. The reason given for the transfer of the applicant is mentioned in the recommendation that the applicant is not performing his duty to his fullest capacity, and therefore, he should be transferred. Learned P.O on a query has submitted that only the work of three Districts is entrusted to Yerwada administration, Pune City, where the applicant is transferred and the work of the all other Districts and the entire City is administered from the Head Quarter at Balewadi, Pune. Clause 8 of the G.R dated 11.2.2015 cannot be attracted in the present case, because the transfer is not made on account of any complaint against the applicant. He is transferred on the basis of the assessment of his work by his senior hence clause 8 of the G.R dated 11.2.2015 is not attracted. Thus, when his seniors have assessed his work and found that he is not working efficiently, it is a good ground and a special reason to transfer the applicant. It is to be noted that transfer is an incident of service. Under Section 5 of the ROT Act, 2005, generally a civil servant may not be transferred when he is about to retire within a year. In this case, the applicant is not shifted from one place to other place, but he is retained in the same City.



7. Issue notice before admission returnable on 19.9.2023.
8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
11. In case notice is not collected within **seven** days or service report on affidavit is 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."
12. S.O to 19.9.2023.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**Place : Mumbai**  
**Date : 22.08.2023**  
**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><u>22.08.2023</u></p> <p><u>O.A 626/2023</u></p> <p>Dr Avinashkumar H. Dhanawade ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.A Desai, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel on instruction from Applicant No. 2, Dr Sunil Panalal Pokharna, prays that the name of the applicant be allowed to be deleted from the present Original Application with liberty to file fresh Original Application.</p> <p>3. Permission granted. The name of the applicant No. 2, Dr Sunil Panalal Pokharna, be deleted from the array of the Original Application with liberty to file fresh Original Application.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">/</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">_____</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: 22.08.2023</p> <p align="center">O.A. No.50 of 2017</p> <p>H.S. Koli .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that Additional Affidavit is under preparation and the same will be filed during the course of the day along with Annexure as directed by the Tribunal in Order dated 10.08.2023. It be taken on record.</p> <p>3. On request of learned P.O. one week time is granted to file Additional Affidavit along with schedule of examination conducted by the Department.</p> <p>4. S.O. to 23.08.2023.</p> <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
	<p>Date: 22.08.2023</p> <p align="center">C.A. No.69 of 2022 in O.A. No.339 of 2020</p> <p>M.V. Mohite .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In Contempt proceeding learned P.O. had already tendered Affidavit of Contemnor – Shri Dr. Rajagopal Devara, Additional Chief Secretary giving time schedule for compliance of order of the Tribunal dated 08.08.2023 in O.A. No.339 of 2020. When the matter was heard on 09.08.2023 Tribunal observed that Contemnors are taking long time to complete the process and it needs to be shortened.</p> <p>3. In view of above, Contemnor ought to have filed Affidavit of schedule afresh minimizing period today but not filed.</p> <p>4. Learned P.O. requested for two days time.</p> <p>5. S.O. to 24.08.2023.</p> <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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.464 of 2023 in O.A. No.879 of 2023</u></p> <p>S.S. Shewale ..Applicant Vs. The State of Maharashtra &amp; 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 submits that the delay of five months in filing the present OA may kindly be condoned.</p> <p>3. For the reasons given in the MA and in the interest of justice the delay is condoned. MA is allowed accordingly.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

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

Tribunal's orders

O.A. No.879 of 2023

S.S. Shewale

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri 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 12.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. 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 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.

Sd/-

(Medha/Gadgil)

Member (A)

22.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.As. No.914, 921, 922, 947 &amp; 956 of 2023</u></p> <p>A.E. Kerure D.B. Kadge &amp; Ors. S.M. Wazarkar B.U. Patil D.N. Mirajkar ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Shri S.S. Dere, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 12.9.2023. Interim relief, if any, to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.697 of 2023</u></p> <p>Dr. R.T. Tryambake ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Ashraf Patel holding for Shri P.B. Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are filed.</p> <p>3. Admit.</p> <p>4. S.O. to 5.9.2023 for final hearing. Interim relief, if any, to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.898 of 2023</u></p> <p>S.M.·Deshmukh &amp; Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji holding for Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that this matter may be tagged with similar group matters of OA No.914/2023 &amp; Ors.</p> <p>3. This matter be tagged with other group matters.</p> <p>4. Ld. PO seeks time to file reply.</p> <p>5. S.O. to 12.9.2023. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.867 of 2023</u></p> <p>B.S. Nagargoje ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Applicant and Advocate both the absent.</li><li>3. Reply is already filed.</li><li>4. Admit.</li><li>5. S.O. to 5.9.2023 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.728 of 2023</u></p> <p>P.S. Patane ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that department needs four weeks time to take final decision on the representation.</p> <p>3. S.O. to 20.9.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.530 of 2023</u></p> <p>A.S. Prasad ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to time to file reply.</p> <p>3. S.O. to 12.9.2023 by way of last chance.</p> <p style="text-align: right;">Sd/- (Medha Gadgi) Member (A) 22.8.2023</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
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O.A. No.529 of 2023

A.C. Chohan ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO seeks time to time to file reply.
3. S.O. to 12.9.2023 by way of last chance.

Sd/-

(Medha Gadgil)  
Member (A)  
22.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.400 of 2023</u></p> <p>I.J. Korbu ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none"><li>2. Ld. Advocate for the applicant files rejoinder.</li><li>3. Admit.</li><li>4. S.O. to 5.9.2023 for final hearing.</li></ol> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 22.8.2023</p> <p>(sgj)</p>

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

Tribunal's orders

M.A. No.520 of 2023 in O.A. No.800 of 2023

The Maharashtra State Food Officers  
Welfare Association

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicants and Shri 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 in MA returnable on 5.9.2023. The respondents are directed to file reply.

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of MA & OA. 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 MA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the MA shall stand dismissed.

Sd/-

(Medha Gadgil)

Member (A)

22.8.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p><b>O.A.No.750/2023</b></p> <p>B.P. Dhage .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.D. Patil, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Adjourned to 12.09.2023. Interim relief, if any, to be continued till next date.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> 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><b>Date : 22.08.2023</b></p> <p><b>R.A.No.17/2022 in O.A.No.200/2020</b></p> <p>M.P. Jamadar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard applicant in person and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant furnishes written arguments. Learned P.O. Mr. Chougule to reply the written arguments.</p> <p>3. Adjourned to 29.08.2023</p> <p>Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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><b>Date : 22.08.2023</b></p> <p><b>R.A.No.3/2023 in O.A.No.280/2022</b></p> <p>G.B. Jagtap .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate adjourned to 12.09.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>prk</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p style="text-align: center;"><b>C.A.No.41/2023 in O.A.No.297/2015</b></p> <p>G.N. Gawande &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Chief Secretary, Mr. Saunik to note that all the Principal Secretaries, Additional Chief Secretaries and Secretaries of Ministries are to be informed that their respective Departments should keep track of daily matters and are required to remain present on the respective dates. It is noticed that there is no proper assistance from the Departments. The office of the C.P.O. is not given instructions and not informed well within time. It is the duty of each party Respondent to keep the track of the matters. Orders in the Contempt Applications in many matters are not complied with. It is expected to take proper steps.</p> <p>3. In the present matter order dated 08.08.2022 passed in O.A.No.297/2015 is not complied with till today. It is to be complied a within.</p> <p>4. Adjourned to 23.08.2023.</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**

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


(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p><b>C.A.No.35/2023 in O.A.No.1017/2021</b></p> <p>G.N. Gawande &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to <del>23</del><sup>4</sup>.08.2023. Respondents are directed to report compliance on the next date.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(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>Date: 22.08.2023</p> <p align="center">C.A. No.46 of 2022 in O.A. No.72 of 2022 with C.A. No.47 of 2022 in O.A. No.73 of 2022</p> <p>V.H. Patil R.H. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. In Order dated 03.08.2023 Tribunal observed that if no final decision is taken by next date the charge for Contempt of Court is required to be framed against the Contemnors.</p> <p>3. Learned P.O. all that submits that matter is still in process at the level of Government and requested for two weeks time to file about the progress in the matter.</p> <p>4. None of the Contemnors are present. <i>Prima-facie</i> there is a Contempt of the order of the Tribunal. Therefore charge is required to be framed.</p> <p>5. Learned P.O. is directed to keep the Contemnor present before the Tribunal for framing of charge against them.</p> <p>6. S.O. to 05.09.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.08.2023</p> <p align="center">O.A. No.820 of 2017</p> <p>G.H. Dharade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</li> <li>Since Applicant and his Advocate are absent, in the interest of justice adjourned to give one opportunity for Final Hearing.</li> <li>S.O. to 27.09.2023.</li> </ol> <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\_\_\_\_

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: 22.08.2023</p> <p align="center">O.A. No.285 of 2017</p> <p>R.K. Padmane .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>3. In view of subsequent development in the matter.</p> <p>4. S.O. to 05.09.2023.</p> <p align="center">Sd/- <span style="float: right;">Sd/-</span> (Debashish Chakrabarty) <span style="float: right;">(A.P. Kurhekar)</span> Member (A) <span style="float: right;">Member (J)</span></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 22.08.2023</p> <p align="center">O.A. No.659 of 2017</p> <p>V.Kallur .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>Learned Advocate for the Applicant has sent his leave note.</li> <li>Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</li> <li>In view of leave note adjourned for Final Hearing.</li> <li>S.O. to 21.09.2023.</li> </ol> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 22.08.2023</b></p> <p><b>C.A. No.71 of 2023 in O.A. No.56 of 2018 with C.A. No.72 of 2023 in O.A. No.55 of 2018</b></p> <p><b>N.B. Kamble A.T. Mane .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit of Contemnor – Shri Rahul A. Rekhawar, Collector Kolhapur wherein he sought short time for the compliance of the order passed by the Tribunal on 19.04.2023 in O.A. No.55/2018 decided with O.A. No.56/2018.</p> <p>3. Perusal of record reveals that Respondent lost 2<sup>nd</sup> round of litigation also and being aggrieved by it filed Writ Petition No.10146/2023 which was heard by Hon'ble High Court on 17.08.2023. Hon'ble High Court declined to grant interim relief and observed that <i>prima-facie</i> order passed by the Tribunal is correct. Hon'ble High Court made it clear that this compliance of the order would be subject to outcome of decision of Writ Petition and Writ Petition is adjourned to 14.09.2023 for final disposal. Contemnor in Affidavit tendered unconditional apology and sought short time for the compliance, whereas learned Advocate for the Applicant opposed it stating that for more than two years the Applicants are deprived of the fruit of order in their favor.</p> <p>4. In view of above, we are inclined to grant one week time for compliance of the order passed by the Tribunal on 19.04.2023. Failing to which charge will be framed against the Contemnor on next date.</p> <p>5. S.O. to 31.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>(Debashish Chakrabarty)</b> <b>Member (A)</b></p> <p style="text-align: center;"><b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="782 741 1008 775">Date: 22.08.2023</p> <p data-bbox="870 819 1422 852">C.A. No.76 of 2023 in O.A. No.110 of 2023</p> <p data-bbox="782 896 1511 1012"> <b>P.F. Rathod</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents. </p> <ol data-bbox="782 1092 1511 1664" style="list-style-type: none"> <li>1. Shri K.B. Jadhav, learned Advocate for the Applicant has sent her leave note.</li> <li>2. Shri U.V. Bhosle, learned Advocate holding for Shri K.B. Jadhav sought time to respond in the matter.</li> <li>3. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>4. In view of leave note hearing of C.A. is adjourned.</li> <li>5. S.O. to 04.09.2023.</li> </ol> <p data-bbox="782 1702 1105 1870"> Sd/-  (Debashish Chakrabarty)  Member (A) </p> <p data-bbox="1211 1702 1414 1870"> Sd/-  (A.P. Kurhekar)  Member (J) </p> <p data-bbox="782 1908 829 1934">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: 22.08.2023</p> <p align="center">O.A. No.25 of 2017</p> <p>S.N. Khade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to collect information about the employee who are to be impleaded in O.A.</p> <p>3. Since, the information is awaited as sought under Right to Information Act.</p> <p>4. S.O. to 07.09.2023.</p> <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 \_\_\_\_\_

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: 22.08.2023</p> <p align="center">O.A. No.82 of 2017</p> <p>D.K. Khairnar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Anjali Kolapkar, learned Advocate holding for Shri A.S. Gaikwad, learned Advocate for the Applicant, Ms S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri K.R. Jagdale learned Advocate for the Respondent Nos. 3 to 14.</p> <p>2. On request of learned Advocate for the Applicant two days time is granted to file M.A. to implead more Respondents in O.A.</p> <p>3. S.O. to 28.08.2023.</p> <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**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p><b>O.A.No.1059/2023</b></p> <p>Dr. S.A. Humme (Bhagat) &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. A.A. Desai, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate adjourned to 23.08.2023.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> 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><b>Date : 22.08.2023</b></p> <p><b>M.A.No.541/2023 in O.A.No.1059/2023</b></p> <p>Dr. S.A. Humme (Bhagat) &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. A.A. Desai, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</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**

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

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

Tribunal's orders

**Date : 22.08.2023**

**O.A.No.1027/2023**

M.O. Lokhande & Ors. ....Applicants  
Vs.

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

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Senior Clerk, Mr, Manik Lokhande from the office of Water Supply and Sanitation Department is present. He informs that the copy of O.A. is not served to the Department.

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 31.08.2023.

5. 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.

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. 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. Applicants are directed to file Affidavit of compliance and notice.

8. In case notice is not collected within seven days or service report on affidavit is not filed 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.

9. Adjourned to 31.08.2023. To be shown under the caption 'For Urgent Admission'.

Sd/-

(Medha Gadgil)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

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

**Tribunal's orders**

**Date : 22.08.2023**

**O.A.No.1027/2023**

M.O. Lokhande & Ors. ....Applicants  
Vs.

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

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief 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 31.08.2023.

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. Applicants are 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 31.08.2023.

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><b>Date : 22.08.2023</b></p> <p><b>M.A.No.532/2023 in O.A.No.1027/2023</b></p> <p>M.O. Lokhande &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p><b>O.A.No.990/2023</b></p> <p>A.H. Nautiyal .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 05.09.2023.</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. Applicants are 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 05.09.2023.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

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

Tribunal's orders

Date : 22.08.2023

O.A.No.965/2023

P.J. Waghmare .....Applicant  
Vs.

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

1. Heard Mr. M.M. Kale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 05.09.2023.

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. Applicants are 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 05.09.2023.

Sd/-

*ngce*  
(Medha Gadgil)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

prk



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

**Tribunal's orders**

**Date : 22.08.2023**

**O.A.No.907/2023**

K.N. Sukalwad .....Applicant  
Vs.

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

1. Heard Mr. S.S. Dere, learned Advocate holding for Mr. R.K. Mendadkar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

3 Issue notice before admission returnable on 20.09.2023.

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. Applicants are 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 20.09.2023.

Sd/-

Sd/-

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.08.2023</b></p> <p style="text-align: center;"><b>O.A.No.1079/2019</b></p> <p>M.S. Chougule .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Officer is present from the office of Respondent No.2. None present from the office of M.P.S.C. M.P.S.C., Chairman Mr. Nimbalkar to take note that whenever there is matter wherein M.P.S.C. is party Respondent it is expected that the concerned Officer remains present to assist the C.P.O. or P.O.. It is to be noted that no phone call from the office of C.P.O. is required to the concerned Respondent for him remain present. It is duty of the Party Respondents to keep track record and accordingly remain present.</p> <p>3. Applicant is directed to serve the copy of O.A. to the concerned Respondents</p> <p>4. Adjourned to 01.09.2023. H.O.B.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p style="text-align: left; font-size: small;">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><b>Date : 22.08.2023</b></p> <p><b>O.A.No.1031/2023</b></p> <p>V.R. More .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant working as Assistant Project Officer seeks promotion to the post of Project Officer, Grade II on the basis of D.P.C.</p> <p>3. Learned Advocate has submitted that as per the enquiry report dated 09.07.2019 the applicant is exonerated. Learned Advocate draws our attention to page 134 i.e. the opinion given by the enquiry officer.</p> <p>4. Learned Advocate is directed to serve the copy of O.A. to the Department.</p> <p>5. Respondent is informed that any promotion order passed, will be subject to outcome of this O.A. It is to be made clear to the Respondent No.3, Additional Tribal Commissioner that the decision should be taken by him within two weeks from today pursuant to letter dated 03.08.2023 written to him by the Commissioner Tribal Development.</p> <p>6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>7. Issue notice before admission returnable on 12.09.2023.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.</p> <p>11. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original 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>12. Adjourned to 12.09.2023. Learned P.O. is directed to communicate this order to the Respondents.</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>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 22.08.2023</b></p> <p><b>O.A. No.667 of 2022</b></p> <p><b>R.H. Patil &amp; Ors., .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. The Tribunal by order dated 11.07.2023 directed learned C.P.O. to file Affidavit showing progress in completion of seniority list of Group 'B' Officers. Tribunal however noted that it is only after preparation of Seniority list of Group 'B' the process of preparing of Group 'A' will be initiated and which may require four months time as submitted by learned C.P.O.</p> <p>3. Thus, today matter is for filing Affidavit to show the progress in the preparation of Seniority list of Group 'B' Officers.</p> <p>4. Learned Advocate for the Applicant as well as learned P.O. fairly states that exercise of completion of Seniority list of Group 'B' Officers as already completed. Thus what remains is further exercise of preparation of Seniority list of Group 'A' Officers.</p> <p>5. In view of above, on request of learned P.O. two weeks time is granted to file Affidavit about the progress in the preparation of Seniority list of Group 'A' Officers.</p> <p>6. S.O. to 05.09.2023.</p> <p style="text-align: center;">Sd/-  <b>(Debashish Chakrabarty)</b>  <b>Member (A)</b></p> <p style="text-align: center;">Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b></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
	<p>Date: 22.08.2023</p> <p align="center">O.A. No.942 of 2022</p> <p>M.G. Chaudhari .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today matter is for filing Affidavit-in-Rejoinder on behalf of the Applicant. However no Rejoinder is filed.</p> <p>3. O.A. be kept for Final Hearing.</p> <p>4. S.O. to 06.09.2023.</p> <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 \_\_\_\_\_

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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><b>Date: 22.08.2023</b></p> <p align="center"><b>O.A. No.1016 of 2022 to O.A. No.1021 of 2022 with O.A. No.1026 of 2022 with O.A. No.1059 of 2022 with O.A. No.1062 of 2022 with O.A. No.1066 of 2022</b></p> <p><b>S.C. Burse, S.S. Thorat A.V. Waingankar A.D. Ladke S.S. Gabhale U.G. Surve D.V. Lad A.M. Gaikwad A.P. Sontakke M.M. Panse</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The perusal of record reveals that Respondent No.2 only filed Affidavit-in-Reply and no separate Reply is filed on behalf of Respondent No.1, though enough time is availed.</p> <p>3. Thus pleading is complete, O.As are admitted for Final Hearing.</p> <p>4. S.O. to 08.09.2023.</p> <p align="center">Sd/- <b>(Debashish Chakrabarty)</b> Member (A)</p> <p align="center">Sd/- <b>(A.P. Kurhekar)</b> Member (J)</p> <p>NMN</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>Date: 22.08.2023</p> <p align="center">O.A. No.1051 of 2022</p> <p>D.J. Ambilwade .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Advocate holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of the Respondent Nos.1 &amp; 2. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant adjourned for Final Hearing.</p> <p>4. S.O. to 15.09.2023.</p> <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 \_\_\_\_\_

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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>Date: 22.08.2023</p> <p align="center">O.A. No.1203 of 2022</p> <p>N.N. Mukhyadal .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents is present.</li> <li>Perusal of record reveals that short Affidavit-in-Reply is filed by Respondent No.1 only and today matter is for filing Affidavit-in-Reply Nos.2 to 4.</li> <li>On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply on behalf of Respondent Nos.2 to 4 by way of most last chance.</li> <li>S.O. to 06.09.2023.</li> </ol> <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 \_\_\_\_\_

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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>Date: 22.08.2023</p> <p align="center">C.A. No.65 of 2022 in O.A. No.263 of 2019</p> <p>D.B.Vithoba Kodag .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>Applicant and his Advocate both are absent.</li> <li>Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>As per Order passed by the Tribunal on 21.08.2023 in M.A. No.527/2023 in view of ad-interim relief granted by the Hon'ble High Court in Writ Petition No.6635/2023 framing of charge for Contempt is deferred till 04.09.2023.</li> <li>In view of above, hearing of the C.A. is deferred till 04.09.2023.</li> <li>S.O. to 04.09.2023.</li> </ol> <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 \_\_\_\_\_

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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>Date: 22.08.2023</p> <p align="center">C.A. No.03 of 2023 in O.A. No.950 of 2019 with M.A. No.516 of 2019 with</p> <p>S.K. Inamke .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. P.H. Hendre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that proposal is resubmitted to Accountant General complying the objections and within a week necessary orders will be issued. She therefore requested for one week time for compliance of the Order of the Tribunal. One week time is granted.</p> <p>3. S.O. to 29.08.2023.</p> <p align="center">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>


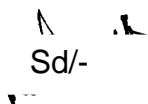
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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>Date: 22.08.2023</p> <p align="center">C.A. No.04 of 2023 in O.A. No.1018 of 2019 M.A. No.561 of 2019</p> <p>G.F. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. P.H. Hendre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant fairly stated that the order of the Tribunal is complied with and grievance is redressed.</p> <p>3. In view of above, Contempt Application No.04/2023 is disposed of with no order as to costs.</p> <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

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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>Date: 22.08.2023</p> <p align="center">C.A. No.10 of 2023 in O.A. No.367 of 2022</p> <p>P.B. Umrani .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant is conducting the matter in person but absent.</li> <li>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</li> <li>3. Learned P.O. has tendered Government order dated 21.08.2023 sanctioning interest of Rs.2,35,999/- (Rupees Two Lakhs Thirty Five Thousand Nine Hundred and Ninety Nine Only) on the belated payment on retrial benefits.</li> <li>4. Since, today the Applicant is absent matter is adjourned to verify the correctness of the amount of interest sanctioned by the Government and for production of regular pension order.</li> <li>5. S.O. to 30.08.2023.</li> </ol> <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 \_\_\_\_\_

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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>Date: 22.08.2023</p> <p align="center">C.A. No.53 of 2023 in O.A. No.472 of 2021</p> <p>P.B. Chaudhari .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit along with order of Accountant General.</p> <p>3. S.O. to 30.08.2023.</p> <p align="center">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>