

**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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22.12.2020

M.A 304/2020 in O.A 953/2016

Shri S.S Kamble ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

Later on:

1. In this matter today at 3.50 pm the party in person appeared before this Tribunal. He submitted that in the morning he could not remain present because he was taken to the Police Station for not wearing mask when entered the premises of this Tribunal. He admits that he is not wearing mask as he feel suffocated by wearing the mask. He paid fine of Rs. 200/- for not wearing the mask.

2. Today he is appearing in the Court without mask. He was informed that he can be provided mask. However, he insisted that rules have to be shown to him for wearing mask in the premises of the Tribunal. He claims that he has earlier protested to wear the mask and accordingly he has given application on 29.9.2020 under RTI to the office of this Tribunal to provide copy of the Rules under which wearing of mask is mandatory. He submitted that till date he has not received the same.

3. However, in view of the health and hygiene of the public, Members of the Bar, staff of the Tribunal, who are present in the Court, the party in person is directed to wait outside the premises of the Tribunal. Mrs Alka Masal, Research Officer, to whom the application is given under RTI to supply the copy of the Rules for wearing of mask, is directed the supply copy of the rules today only to the applicant and take his acknowledgement. Hence after, he is directed to act as per the rules and guidelines of the Center and the State.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Sd/-

(Mridula Bhatkar J.)
Chairperson

**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
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22.12.2020

O.A 577/2020

P.Y Shelar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for Respondents 1, 2 & 3 and Shri M.A Patil with Shri J.M Argade, learned advocate for Respondent no. 4.

2. Learned counsel appearing for Respondent no. 4, files affidavit in reply and copy is served to the applicant.

3. Admit. S.O to 5.1.2021 for final hearing.

Sd/-

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

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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22.12.2020

O.A 537/2020

S.S Powar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Dr Gunratan Sadavarte, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. Learned P.O files affidavit in reply. The same is taken on record.

3. S.O to 16.2.2021.

Sd/-

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

Akn

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

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22.12.2020

O.A 510/2020

Shri G.R More ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Pankaj Pandey, learned advocate for the applicant and Ms Archana B .K, learned P.O for the Respondents.

2. Learned P.O states that affidavit in reply is ready and it is sent for affirmation to Nasik. Learned P.O submits that she will file reply on 24.12.2020. Learned P.O further submits that she received a letter wherein it is stated that on 24.12.2020 review of the suspension of the applicant will be taken.

3. S.O to 24.12.2020.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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22.12.2020

O.A 454/2020

S.A Golokar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri C.T Chandratre, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.

2. Affidavit in reply has been filed.

3. Learned counsel for the applicant has filed affidavit in rejoinder. The same is taken on record.

3. Admit. S.O to 19.1.2021 for final hearing.

Sd/-

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

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>22.12.2020</u></p> <p><u>O.A 447/2020</u></p> <p>D.A Khade ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.R Joshi , learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that he has received para wise reply and he will file affidavit in reply before next date.</p> <p>3. S.O to 25.1.2021.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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22.12.2020

O.A 349/2020

V.A Lalbige ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.

2. A responsible officer from the Social Justice Department is directed to remain present on 11.1.2021.

3. My attention is drawn to the letter dated 30.11.2018 by Desk Officer, Social Justice Department addressed to Addl. S.P, C.I.D, Pune.

4. Today, Ms Bharti More, Dy. S.P, C.I.D, Pune is present to assist the Court.

5. Principal Secretary, Social Justice Department is directed to reply to the query as to how the applicant fits in G.R dated 21.10.2011 and 10.11.2015 regarding compassionate appointment. Preferably the affidavit in reply to be filed by the Social Justice Department before next date.

6. S.O to 19.1.2021.

Sd/-

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

**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><u>22.12.2020</u></p> <p><u>O.A 311/2020</u></p> <p>S.J Awale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. The copy of order of this Tribunal dated 8.9.2020 in O.A 264/2020 is not produced.</p> <p>3. Learned P.O is directed to file affidavit in reply. Meanwhile the Respondents to take review of the suspension of the applicant.</p> <p>4. S.O to 19.1.2021.</p> <p style="text-align: right;">A W I. Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

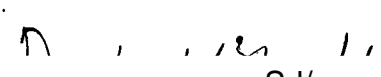
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders 22.12.2020
	<p style="text-align: right;"><u>O.A 669/2020</u></p> <p>Shri A.B Hotkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri J.N Kamble, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant seeks direction to the Respondents to pay full pension to the applicant i.e. from the date of Voluntary Retirement Notice 31.3.2009 along with gratuity and other financial benefits with 18% interest within one month as per 6th & 7th Pay Commission.</p> <p>3. Issue notice 2.3.2021</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 2.3.201.</p> <p style="text-align: right;">  Sd/- </p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>22.12.2020</u></p> <p align="center"><u>O.A 644/2020</u></p> <p>Dr D.R Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant seeks the directions to the Respondents to pay and release amount of Rs. 1,51,394/- along with interest @18% on the unpaid amount and also Rs. 1,00,000/- towards mental agony.</p> <p>3. Issue notice returnable 15.2.2021.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 15.2.2021.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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22.12.2020

O.A 768/2020

Shri Devendra S/o Tukaram Katke ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Vaibhav Ugle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Today learned counsel Shri Vaibhav Ugle stated that yesterday short affidavit has been filed by the applicant. He informs that he has already served copy of the affidavit in reply on the office of the learned C.P.O and this affidavit is to be considered in the order.

3. The interim order was dictated in the open court on 18.12.2020. Learned counsel Mr Talekar had argued the matter on 17.12.2020 so also on 18.12.2020 for considerable long time, may be for 2 hours. After hearing learned C.P.O the order was dictated in the open court. The order was transcribed on the same day and I corrected the same order yesterday and today morning the order was to be uploaded in the morning. So the order is fully ready. At this stage it is not possible to consider the short affidavit in reply of the applicant, which can be considered at the stage of final hearing.

4. Learned counsel submitted that before signing the order this can be considered. It is not possible to consider this affidavit at this stage as the order is pronounced in the court at length.

5. S.O to 14.2.2021.

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1 20 . A 1 ~
Sd/-

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

Akn

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

Tribunal's orders

Date : 22.12.2020

O.A.No.626 of 2020

Dr. D.B. Bamane ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri Bhushan V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Dr. B. Kakade, Respondent No.2 in person.

2. The learned P.O. Smt. Gaikwad files short affidavit-in-reply of Dr. Pradeep Vyas, Principal Secretary, Public Health Department. The same is taken on record.

3. In this said affidavit no explanation is given in respect of breach of Section 5 of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred as ROT Act 2005 for brevity). Applicant and Respondent No.2 are retiring on 31.05.2021. Similarly nothing is mentioned in the said affidavit as to why while transferring the applicant to Saswad nothing was verified. Similarly nothing is explained why the applicant was kept without any posting of 2 months.

4. The learned P.O. to answer the said queries on next date.

5. Adjourned to 24.12.2020.

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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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.12.2020

O.A.No.435 of 2020

R.K. Pawar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri H.P. Ghadigaonkar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Smt. Punam Mahajan, learned Advocate for Respondent No.4.

2. The decision is required to be taken at the earliest by the competent authority as the matter is pending before this Tribunal since September, 2020 and this Tribunal has passed specific order on 10.12.2020.

3. Considering the peculiar circumstances of the applicant the Home Department to pass the necessary order at the earliest.

4. S.O. to 04.01.2021.

Sd/-

(Mridula Bhatkar J.)
Chairperson

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 : 22.12.2020

O.A.No.659 of 2020

S.P. Aher ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Respondent No.3 by letter dated 02.12.2020 of Joint Commissioner of Police, Thane is marked as cancelled.

3. The learned P.O. files affidavit-in-reply on behalf of Respondent No.2 of Shri Rajesh K. Vaidya, Deputy Assistant to Director General of Police. The same is taken on record.

4. Adjourned to 24.12.2020 for hearing.

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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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>22.12.2020</u></p> <p align="center"><u>O.A 747/2020</u></p> <p>G.S Waghmode ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Smt Kranti S. Gaikwad, holding for Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply. Time granted.</p> <p>3. S.O to 19.1.2021.</p> <p align="right">  Sd/- (Mridula Bhatkar, J.) Chairperson </p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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	<p style="text-align: center;"><u>22.12.2020</u></p> <p style="text-align: center;"><u>O.A 760/2020</u></p> <p>Shri Ajay U. Pawar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant files copy of application sent by the applicant seeking to withdraw the Original Application with liberty to file fresh Original Application. Application of the applicant is taken on record and marked as Exh.1.</p> <p>3. Allowed to withdraw with liberty to file fresh Original Application.</p> <p style="text-align: right;">^ / Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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22.12.2020

O.A 741/2020

S.V Patil & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. Learned P.O submits that she is waiting for the reply to the communication made by her office to the Respondents.

3. S.O to 19.1.2021.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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22.12.2020

O.A 642/2020

Shri B.R Ghadge ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.R Ghadge applicant in person and Ms Swati Manchekar ,learned C.P.O for the Respondents.

2. Learned C.P.O submits that the concerned person who is supposed to prepare the noting and place before the Committee is on leave. Hence the earlier order of this Tribunal could not be considered and seeks time.

3. S.O to 19.1.2021.

Sd/-

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

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.12.2020</p> <p align="center">O.A.No.555 of 2020</p> <p>D.N. Lohkare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri V.V. Ugle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. submits that reply is ready but it is to be affirmed, hence time may be granted.</p> <p>3. The learned Advocate files affidavit of service. The same is taken on record.</p> <p>4. Adjourned to 18.01.2021.</p>
	<p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="right">Sd/-</p> <p align="right">(Mridula Bhatkar J.) Chairperson</p> <p>prk</p> <p align="center">Date : 22.12.2020</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 22.12.2020

O.A.No.721 of 2020

J.M. Bhosale & Ors. ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

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

2. At the request of learned C.P.O. adjourned to 05.01.2021 for filing affidavit-in-reply.

Sd/-

**(P/N Dixit)
Vice-Chairman (A)**

Sd/-

**(Mridula Bhatkar J.)
Chairperson**

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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	<p align="center">Date : 22.12.2020</p> <p align="center">O.A.No.559 of 2020</p> <p>S.T. Buye ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. for the Respondents files affidavit-in-reply dated 21.12.2020 on behalf of Ms. Sadique Ali Nusrat Sayed, Assistant Commandant. The same is taken on record.</p> <p>3. Adjourned to 01.03.2021, with liberty to file rejoinder, if any.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 22.12.2020

O.A.No.558 of 2020

P.R. Thakur ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

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

2. The learned P.O. for the Respondents files affidavit-in-reply dated 21.12.2020 of Shri A.B. Patil, Incharge, Deputy Director of Town Planning. The same is taken on record.

3. Adjourned to 11.02.2021, with liberty to file rejoinder, if any.

Sd/-

(P.N Dixit)
Vice-Chairman (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 : 22.12.2020

O.A.No.702 of 2020

A.K. Jagtap ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri J.S Deshmukh, 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 11.03.2021.

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 in view of this present COVID-19 Pandemic situation. 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. Adjourned to 11.03.2021.

Sd/-

Sd/-

(P.N Dixit)
Vice-Chairman (A)

(Mridula Bhatkar J.)
Chairperson

**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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22.12.2020

O.A 480/2020

Smt L.R Kharat ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned C.P.O files affidavit in reply. The same is taken on record.

3. S.O to 15.2.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

[Handwritten Signature]
Sd/-

(Mridula Bhatkar J.)
Chairperson

**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 : 22.12.2020</p> <p align="center">M.A.No.344 of 2020 in O.A.No.848 of 2018</p> <p>State of Maharashtra & Ors. ... Applicant (Org. Respd.) Vs. R.S. Salunkhe & Ors. Respondents(Org. Appli.)</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent) and Shri A.A. Gharte, learned Advocate for the Respondents (Org. Applicant).</p> <p>2. M.A.No.344/2020 is filed by learned C.P.O. for extension of 6 months time to comply the orders passed by this Tribunal on 13.02.2020 and 30.07.2020. However respondents are not complying with the order of this Tribunal since long.</p> <p>3. This is the second extension sought by the Respondents, therefore we are not inclined to grant the extension of 6 months. However, we adjourn the matter to 01.03.2021 to see the progress in this matter.</p> <p>4. S.O. to 01.03.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/-</p> <p 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

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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22.12.2020

O.A 746/2020

Shri Sanjay M. Bhagwat ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

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

2. Dr Madhav Veer, Deputy Secretary, Revenue & Forest Department, files short affidavit in reply dated 21.12.2020. The same is taken on record.

3. Learned C.P.O has relied on the judgment of the Hon'ble Supreme Court in Secretary, Ministry of Defence & Ors Vs. Prabhash Chandra Mirdha, AIR 2012 SC 2250. Respondents to file reply on all the issues including the gravity before the next date.

4. S.O to 14.1.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Akn

Sd/-

(Mridula Bhatkar J.)
Chairperson

**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 : 22.12.2020

O.A.No.482 of 2019

B.M. Yadav ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Affidavit-in-reply of Respondent no.1 i.e. Home Department is to be filed till 12.01.2021. The Home Department to clarify whether the period undergone in training is to be considered as a valid experience.

3. S.O. to 22.01.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Sd/-

(Mridula Bhatkar J.)
Chairperson

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 : 22.12.2020</p> <p style="text-align: center;">O.A.No.759 of 2020</p> <p>M.K. Satpute ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., 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 12.01.2021.</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 in view of this present COVID-19 Pandemic situation. 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. The office of learned C.P.O. has already received the set of the O.A.</p>

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

Tribunal's orders

8. Pursuant to order dated 15.12.2020, the learned P.O. informs that there was no sealed cover to the minutes of the DPC. On instructions the learned P.O. states that the Respondents have considered the name of the applicant.

9. We are not satisfied with the submissions made by the learned P.O. Respondent is directed to file affidavit in reply without fail on 12.01.2021 including the answers to the following queries raised by the Tribunal :-

- (a) When the DPC was held ?
- (b) When the next DPC is going to be held ?
- (c) Whether the Respondents have promoted the junior officer to the applicant while issuing promotion order on 09.12.2020 by superseding the applicant,.
- (d) By the decision in the appeal wherein the punishment was reduced to censure was not considered while issuing the promotion order.

10. Affidavit-in-reply be filed without fail on 12.01.2021. However we make it clear that one post of Commandant is directed to keep vacant till the decision of the O.A., therefore there is no impediment for the respondent to consider the applicant if found fit especially in view of the decision in appeal to promote him, to the post of Commandant.

11. S.O. to 12.01.2021.

Sd/-

(P.N Dixit)
Vice-Chairman (A)

Sd/-

(Mridula Bhatkar J.)
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**


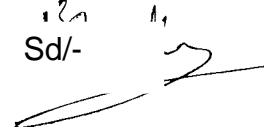
M.A./R.A./C.A. No. _____ of 20 _____

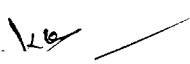
I N

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>22.12.2020</u></p> <p style="text-align: center;"><u>O.A 779/2020</u></p> <p>Shri Kantrao P. Dhumale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan , learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicant seeks direction that Respondents to issue a promotion order of the applicant to the post of Divisional Forest Officer along with the juniors of the applicant mentioned in letter dated 11.12.2020, issued by Mr Anil Das, Section Officer, Revenue & Forest Department, Mantralaya, Mumbai. It is submitted that in the seniority list dated 1.1.2019 the name of the applicant stands at serial no. 147.</p> <p>3. It is claimed by the applicant that the names of other junior Assistant Conservator of Forest are appearing in the said list.</p> <p>4. The learned counsel submits that the applicant had earlier approached this Tribunal claiming promotion in O.A 437/2020. In that case, the Respondent-State has expressed that they had no objection in giving promotion to the applicant and therefore the matter was disposed of by order dated 29.9.2020. However, while considering the issue of promotion, the Respondents according to the applicant has committed error in not including the name in the letter dated 11.12.2020 calling upon the choice of the Division in the persons listed therein. Except one, all persons are junior to him.</p> <p>5. Learned C.P.O prays for time as she wants to take instructions as the issue in respect of Departmental Promotees and Direct Recruits is involved. The persons who are shown above in the impugned letter are direct recruits.</p> <p>6. Issue notice returnable on 28.1.2021.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. The service may be done by hand delivery/speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>10. Promotion order if issued will be subject to the outcome of this O.A.</p> <p>11. S.O to 28.1.2021.</p> <p>Sd/-  Sd/- </p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p>(Mridula Bhatkar J.) Chairperson</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 : 22.12.2020</p> <p>O.A.No.1058/16, 471/17, 472/17, 473/17, 474/17, 475/17 with 538/17, 540/17, 541/17, 542/17, with 544/2017 with 1154/17, 1155/17, 1156/17, 1157/17 with 1158/17</p> <p>B. B. Pote & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors....Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri C. T. Chandratre, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. The Applicant namely Shri D.N.Kale in O.A.No.539/2017 and the Applicant namely Shri S.S. Satpute in O.A.No.544/2017 are also present before the Tribunal. 3. Shri C.T. Chandratre, learned Counsel for the Applicants seeks permission to withdraw the Original Applications and also tendered joint letter signed by all the Applicants for withdrawal of Original Applications. Letter is taken on record and marked by letter 'X'. 4. Learned Counsel for the Applicants submits that there is disparity in pay-scale of the Applicants and the employees working in different unit but under the same department, and therefore, the Applicants want to claim pay parity by filing independent O.A. He further submits that the Applicants intend to make representation to this effect to appropriate authority, and thereafter he would file fresh O.A. 5. In view of above, permitted to withdraw the Original Applications with liberty to file fresh O.A. in accordance to law. 6. No order as to costs. <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</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 : 22.12.2020</p> <p>O.A.No.965 of 2019</p> <p>V. J. PagareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., short time is grnted to produce the order dated 24.0.2012 as directed in the order dated 18.12.2020.</p> <p>3. S.O. to 04.01.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.12.2020</p> <p style="text-align: center;">M.A. No.347 of 2020 in M.A. No.348 of 2020 in O.A.No.61 of 2020.</p> <p>N. D. BhosaleApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R. G. Panchal, learned Counsel for the Applicant and Smt. Kranti GAikwa, learned Presenting Officer for the Respondents. 2. These Misc. Applications are filed for condonation of delay and for restoration of O.A.No.61/2020 which was dismissed in default for non collection of notices and filing of service affidavit within prescribed period. 3. Issue notice before admission returnable on 18.01.2021. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 18.01.2021. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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 : 22.12.2020</p> <p align="center">R.A. 10 of 2020 in O.A.No.837 of 2019</p> <p>D. K. Pajai ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. During the course of argument, learned Counsel for the Applicant strongly contended that the Applicant was not given any administrative work, and therefore, the observations made by this Tribunal while deciding O.A. that she was left with administrative work is incorrect.</p> <p>3. Learned C.P.O. seeks time to file affidavit of Charity Commissioner to specify what administrative work was given to the Applicant after withdrawing her judicial work at Mumbai as well as during her tenure at Dhule.</p> <p>4. S.O. to 05.01.2021.</p> <p align="right">Sd/- <i>(Signature)</i> (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 22.12.2020</p> <p>M.A. No.232 of 2020 in O.A.No.66 of 2020</p> <p>Dr. A. S. ManeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed reply. It is taken on record. 3. Misc. Application is adjourned for hearing. 4. S.O. to 07.01.2021. <p style="text-align: right;">Sd/- wv (A.P. Kurhekar) Member(J)</p> <p>vsm</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

Date : 22.12.2020

M.A. No.76 of 2020 in O.A.No.465 of 2019

S. K. Mukherjee

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Shri U. V. Bhosale holding for Shri D.B. Khaire, learned Counsel for the Applicant states that today Shri D. B. Khaire, learned Counsel is unable to attend the matter. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.

2. Learned P.O. for the Respondents requested for two weeks time to file reply to Misc. Application.

3. Enough time is granted for filing reply.

4. On previous date, last chance was granted for filing reply but in vain.

5. In view of above, I am not inclined to grant any more time to file reply. The matter be proceeded without reply.

6. S.O. to 08.01.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

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

Tribunal's orders

Date : 22.12.2020

O.A.No.952 of 2019

N. P. Swami

....Applicant

Versus

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

1. Heard Shri A. R. Johsi holding for Shir V. V. Joshi, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 21.01.2021.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 21.01.2021.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 : 22.12.2020</p> <p>O.A.No.1211 of 2019</p> <p>R. L. KulkarniApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by this Tribunal on 08.12.2020, the Applicant has carried out the amendment.</p> <p>3. On request of learned P.O., two weeks time is lastly granted to file reply to the amendment to O.A.</p> <p>4. S.O. to 04.01.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.251 of 2019</u></p> <p>D.S. Sabale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.B. Nikte, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents No.1 to 3. Advocate for Respondent No.4 is absent.</p> <p>2. This matter was lastly listed before the Tribunal on 27.3.2020 and thereafter it remained unlisted due to COVID-19 Pandemic situation.</p> <p>3. Today it is listed for hearing at the stage of admission on circulation by the Ld. Advocate for the applicant.</p> <p>4. Ld. PO submits that today the matter being taken up for hearing without prior intimation to the respondents, She needs time to argue the matter.</p> <p>5. Adjourned to 4.1.2021 for hearing at the stage of admission.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J) 22.12.2020</p> <p>(sgi)</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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O.A. No.937 of 2019

S.A. Dhamale ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

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

2. Ld. Advocate for the applicant submits that another OA No.928 of 2019 filed by the applicant challenging the punishment of 6% reduction in pension for one year is not listed before the Tribunal for a long period. He submits that OA No.928 of 2019 and this OA needs to be heard together.

3. I so far as OA No.928 of 2019 is concerned it is unlisted for long time due to COVID-19 Pandemic situation. The decision in OA No.928 of 2019 may have some impact on this OA. In view of the above, it is desirable that OA No.928 of 2019 should be also heard simultaneously along with this OA No.937 of 2019.

4. Office is directed to trace the record of OA No.928 of 2019 and it be listed for final hearing along with OA No.937 of 2019 on 4.1.2021.

Sd/-

(A.P. Kurhekar)

Member (J)

22.12.2020

(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
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O.A. No.1026 of 2019

S.K. Chandane ..Applicant
 Vs.
 The State of Maharashtra & Ors. ..Respondents

Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Shri P.G. Kayande, learned Advocate for the Applicant has sent leave note on email and requested to adjourn the matter in last week of February, 2021.

3. Matter pertains to pensionary benefits and therefore such a long date cannot be given, though sought by the applicant himself.

4. S.O. to 25.1.2021.

Sd/-

(A.P. Kurhekar)
 Member (J)
 22.12.2020

(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 align="center"><u>O.A. No.1177 of 2019</u></p> <p>V.M. Thombare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant and advocate are absent. Shri K.R. Jagdale, Ld. Advocate submits that Shri Datta Mane, learned Advocate for the applicant is unable to attend the matter and sought adjournment on his behalf.</p> <p>3. Perusal of record reveals that applicant and his advocate were absent on various dates.</p> <p>4. However, in the interest of justice last chance is granted to the applicant and his advocate to remain present for hearing of the matter.</p> <p>5. S.O. to 8.1.2021.</p> <p align="right">Sd/- vrv (A.P. Kurhekar) Member (J) 22.12.2020</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
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O.A. No.1228 of 2019

R.K. Jadhav ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

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

2. Applicant and his advocate both are absent.

3. Adjourned for hearing on 21.1.2021.

Sd/-

(A.P. Kurhekar)

Member (J)

22.12.2020

(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
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O.A. No.1113 of 2019

S.D. Waghmare ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. This matter is taken up on today's board by way of circulation by the Ld. Advocate for the applicant for hearing on merits.

3. Indeed in this matter the Tribunal has granted interim relief on 22.11.2019 and therefore the matter ought to have been expedited.

4. As the matter is listed for hearing today after remaining unlisted for long period, Ld. PO requests for two days time to take instructions from the department and argue the matter.

5. S.O. to 24.12.2020.

Sd/-

(A.P. Kurhekar)
Member (J)
22.12.2020

(sgj)

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

Tribunal's orders

O.As. No.155, 157 & 161 of 2020

D.L. Fulpagar

D.Y. Kamble & Ors.

A.A. Zajjan & Ors.

..Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

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

2. Today Ld. PO files affidavit in reply on behalf of respondent no.5 in OA No.161 of 2020. It is taken on record.

3. It appears that till date provisional pension is not sanctioned by Accountant General. Ld. PO submits that proposal was forwarded to the AG long ago and department is also pursuing the office of AG and orders are expected in a week.

4. In view of the above respondents no.5 to 7 are directed to get necessary orders of provisional pension from the office of AG within a week.

5. Applicants seem to retired in between 2015 to 2017 but their retirement benefits are withheld on the ground of alleged recovery. Tribunal has granted interim relief against the recovery of the excess payment.

6. The issue seems to be about entitlement of the applicant to pension on the basis of their last pay or the pay revised by the respondents by withdrawing benefits of Time Bound Promotion.

7. In view of the above, OAs need to be decided expeditiously. The pleadings are complete.

8. OAs be listed for final hearing at the stage of admission on 4.1.2021.

Sd/-



(A.P. Kurhekar)

Member (J)

22.12.2020

(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 align="center">Date : 22.12.2020</p> <p align="center">O.A.No.167 of 2020 with O.A.No.168/2020 with O.A.No.169/2020 with O.A.No.170/2020 with O.A.No.171/2020</p> <p>Dr. N. N. Inamdar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri J. S. Deshmukh, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is lastly granted for filing reply.</p> <p>3. S.O. to 28.01.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

O.A. No.1355 of 2009

Mehmud K. Subhedar ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 3.

2. Shri R.M. Patil, Power of Attorney Holder of Respondent No.44 has sent application dated 11.12.2020 through email for speaking to minutes of the order dated 8.12.2020 passed in the above OA.

3. He has sought the following corrections:

(i) In column no.2, 8th row of table at page 18 of the judgment the sentence, 'Entire selection shall cancel if and only if segregation.' should be replaced by 'Entire selection shall cancel if and only if segregation is impossible.'

(ii) In line no.1, para 18, page 17 of the judgment the sentence 'Respondent No.44 is represented through Power of Attorney holder on behalf of Respondent No.44.' should be replaced by 'Respondent No.44 is represented through Power of Attorney holder, Shri R.M. Patil.'

(iii) In line no.1, para 25, page 21 of the judgment the sentence, 'Advocate Shri Anil Vasant Kale has filed Affidavit on behalf of' should be replaced by 'Advocate Shri Vivek Patil has filed Affidavit on behalf of'.

4. Ld. Advocate for the applicant and Ld. PO for the respondents have no objection for the above corrections.

5. Hence, the above corrections be carried out in the judgment. Speaking to minutes is disposed off.

Sd/-
(A.P. Kurhekar)
Member (J)
22.12.2020

Sd/-
(P.N. Dixit)
Vice-Chairman
22.12.2020

(sgj)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.12.2020</p> <p>M. A. No.296 of 2020 in R.A.No.14 of 2020 in O.A.28 of 2018 with O.A.938 of 2018</p> <p>The State of Maharashtra & Ors.Applicants (Ori. Respondents)</p> <p>Versus</p> <p>D. L. Awate. ...Respondent (Ori. Applicant)</p> <p>1. The present matter pertains to Division Bench but it is placed before the Single Bench due to non availability of the Division Bench which has decided the O.A. No.28/2018 with O.A.938/2018.</p> <p>2. Heard Ms S. P. Manchekar, learned Chief Presenting Officer for the Applicants (Ori. Respondents) and Shri S.S. Dere, learned Counsel for the Respondent (Ori. Applicant).</p> <p>3. Shri S.S. Dere, learned Counsel for the Ori. Applicant submits that he does not want to file separate reply to M.A.No.296/2020 which is for condonation of delay and this M.A. be heard along with R.A. since reply to R.A. is already filed.</p> <p>4. The matter was decided by the D.B. consisting of myself and Shri Bhagwan, learned Administrative Member from Nagpur Bench. Therefore, this R.A. needs to be decided by taking hearing through video conferencing.</p> <p>5. The matter will be heard through video conferencing on 4th or 5th January, 2021 after confirming availability of Shri Bhagwan, learned Administrative Member, Nagpur Bench and the board will be notified in advance.</p> <p>6. The matter is adjourned for hearing for M.A. and R.A.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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><u>22.12.2020</u></p> <p><u>O.A 464/2020 with M.A 214/2020 in O.A 99/2020</u></p> <p>Shri K.Suryakrishnamurty Shri B.G Phatangare ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A. Dubey a/w Shri Raguram Kuleriya i/b Troy Legal, learned advocate for the applicant in O.A 464/2020, Shri Vagish Mishra a/w U. Kumar i/b Law Counsellors, learned advocate for the applicant in O.A 99/2020, Shri R.S Apte, learned Special Counsel for the Respondents and Shri Bhalchandra S. Shinde, learned advocate for Respondent no. 4 in O.A 99/2020</p> <p>2. Dr Veer, Dy Secretary, Revenue & Forest Department present in person. On instructions Learned Senior Counsel Shri Apte, submits that pursuant to para 12 of order dated 6.10.2020 the Respondents will prepare and publish the seniority list on or before 31.12.2020.</p> <p>3. S.O to 1.3.2021. However, liberty given to the applicants to mention the matter, in case compliance on the part of the Respondents is not made on or before 31.12.2020.</p> <p>Sd/-</p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p>Sd/-</p> <p>(Mridula Bhatkar J.) Chairperson</p> <p>Akn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>22.12.2020</u></p> <p style="text-align: center;"><u>O.A 919/2018</u></p> <p>Shri Y.L Belgiri [O.A 919/2018] Shri M.B Pandit [O.A 1049/2018]... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar , learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant request that the present Original Application be tagged together with O.A 1049/2018.</p> <p>3. Both the O.A 919/2018 & 1049/2018 be clubbed together</p> <p>4. S.O to 23.2.2021.</p> <p>Sd/-</p> <p>(P.N/ Dixit) Vice-Chairman (A)</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s



(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>22.12.2020</u></p> <p style="text-align: center;"><u>M.A 304/2020 in O.A 953/2016</u></p> <p>Shri S.S Kamble ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Shri S.S Kamble, applicant absent. Heard Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Today when the matter was called out, party in person is not present. We need his presence to explain the relevancy of the amendment.</p> <p>3. Party is directed to remain present. If not present application will be dismissed on that day.</p> <p>4. S.O to 1.2.2021.</p> <p style="text-align: center;">Sd/-  Sd/- </p> <p>(P.N^l Dixit) Vice-Chairman (A)</p> <p>(Mridula Bhatkar J.) Chairperson</p> <p>Akn</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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22.12.2020

C.A 35/2020 in O.A 770/2019

Shri S.B Mahajan ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. Pursuant to order dated 17.12.2020 the learned P.O, produces order dated 18.12.2020, issued by Under Secretary, Public Health Department, Government of Maharashtra, giving posting to the applicant at Police Hospital, Police Headquarter, Nasik, which is acceptable to the applicant.

3. Kept for disposal on 24.12.2020.

Sd/-

(P.N^o Dixit)
Vice-Chairman (A)

Akn

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	<u>22.12.2020</u> Tribunal's orders M.A 233/2020 in O.A 511/2020
	<p>Ms Prajakta S. Sawant ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, holding for Shri A.A Desai, learned advocate for the applicant and Ms Swati Manchekar, learned P.O for the Respondents.</p> <p>2. Misc Application is filed seeking delay in filing the Original Application.</p> <p>3. Issue notice returnable on 25.3.2021.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 25.3.2021.</p>
	<p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N'Dixit) Vice-Chairman (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

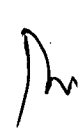
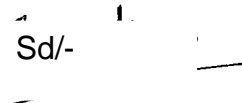
(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	22.12.2020
	<u>O.A 708/2020</u>
	Smt Sadhana Gulhane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents
	1. Heard Ms Shriya Gune, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.
	2. The applicant prays that the Departmental Enquiry initiated by order dated 11.9.2020, against her for violation of Rules 3 & 4 of Maharashtra Civil Services (Declaration of Small Family) Rules, 2005 dated 28.3.2005, wherein if third child is born after 28.3.2006, Government servant will not be eligible to continue in service, be quashed and set aside.
	3. Issue notice returnable 22.2.2021.
	4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case 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. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.
	7. S.O to 22.2.2021.
	Sd/-  Sd/- 
	(P.N Dixit) Vice-Chairman (A)
	(Mridula Bhatkar J.) Chairperson
	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>22.12.2020</u></p> <p style="text-align: center;"><u>O.A 763/2020</u></p> <p>Shri S.S Kokane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant challenges order dated 7.11.2020 terminating his service without giving any show cause notice.</p> <p>3. Learned P.O to file short affidavit in reply.</p> <p>4. S.O to 11.1.2021.</p> <p>Sd/-  Sd/- </p> <p>(P.N Dixit) Vice-Chairman (A)</p> <p>(Mridula Bhatkar J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

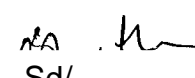
(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	22.12.2020
	<u>O.A 775/2020</u>
	<p>Shri Y.M Budhwant ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The applicant, Desk Officer, Finance Department Mantralaya, Mumbai, seeks promotion to the post of Under Secretary, if found fit for promotion in view of the judgment dated 13.2.2020 passed by the Nagpur Bench of this Tribunal in O.A 953/2019.</p> <p>3. Issue notice returnable 18.1.2021.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case 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. The service may be done by hand delivery/speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week before returnable date or on the same date. Applicant is directed to file affidavit of compliance and notice.</p> <p>7. S.O to 18.1.2021.</p>
	<p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N' Dixit) Vice-Chairman (A)</p> <p style="text-align: right;">  Sd/- (Mridula Bhatkar J.) Chairperson </p>
	Akn