

**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.1032 of 2019</u></p> <p>Shri Ranjeet S. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.B. Rohile, learned Advocate for the Applicant, Ms. Neelima Gohad, learned Presenting Officer for Respondent No.1 and Shri A.S. Kaningdhvaj, learned Advocate for Respondent No.2. None for Respondent No.3.</p> <p>2. In view of order passed in MA No.574 of 2019 in the above OA, delay is condoned.</p> <p>3. At the request of Ld. PO and Ld. Advocate for Respondent No.2, two weeks time is granted for filing reply to OA.</p> <p>4. S.O. to 8.4.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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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: 23.03.2021</p> <p align="center">O.A. No.767 of 2019</p> <p>G.B. KamalkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Utkarsh Desai, learned Advocate holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was dismissed earlier on 10.09.2020. However, today in view of order passed in M.A. No.77/2021 it is restored.</p> <p>3. The pleadings are already completed, O.A. be kept for Final Hearing at the stage of admission on 22.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 23.03.2021</p> <p align="center">M.A. No.127 of 2021 in O.A. No.190 of 2021</p> <p>R.K. ShimpiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for restoration of O.A. No.190/2021, it was dismissed in default on 22.03.2021 for non compliance of submitting service Affidavit in terms of condition order dated 08.03.2021.</p> <p>3. Learned Advocate for the Applicant submits that the Respondent is already served, but only Affidavit was remained to be filed.</p> <p>4. He is directed to file Affidavit along with the acknowledgement in the office.</p> <p>5. Learned P.O. submits that she is ready with Reply in O.A. itself, and has tendered Reply.</p> <p>6. In view of above, M.A. No.127/2021 is allowed and O.A. No.190/2021 is restored.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 23.03.2021</p> <p align="center">O.A. No.190 of 2021</p> <p>R.K. ShimpiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was dismissed in default by office order dated 22.03.2021. However, today it is restored in view of order passed in M.A. No. 127/2021.</p> <p>3. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent. It is taken on record.</p> <p>4. S.O. to 30.03.2021.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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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: 23.03.2021</p> <p align="center">O.A. No.988 of 2019</p> <p>V.Y. MokashiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Learned Advocate for the Applicant has sent his leave note. 4. Today, matter is fixed for filing Rejoinder, but the same is not filed. 5. Adjourned for hearing at the stage of admission. 6. S.O. to 15.04.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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of 20

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Original Application No.

of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 23.03.2021</p> <p align="center">O.A. No.30 of 2020</p> <p>S.V. SatamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record. 3. No Reply is filed on behalf of Respondent Nos.1, 2 & 4. 4. Adjourned for hearing at the stage of admission. 5. S.O. to 20.04.2021. <p align="right">Sd/- ^w (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>Date: 23.03.2021</p> <p>O.A. No.166 of 2020</p> <p>U.S. JagtapApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Anita Murgude, learned Advocate holding for Smt. Ranjana Todankar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 19.04.2021. 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 Original Application. 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 19.04.2021. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

of 20

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Original Application No.

of 20

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 23.03.2021</p> <p align="center">O.A. No.175 of 2020</p> <p>M.J. MohiteApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Utkarsh Desai, learned Advocate holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 2. On request of learned P.O. three weeks time is granted for filing Affidavit-in-Reply. 3. S.O. to 15.04.2021. <p align="right">Sd/- WV (A.P. Kurhekar) Member (J)</p> <p>NMN</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 23.03.2021</p> <p align="center">O.A. No.928 of 2019</p> <p>S.A. DhamaleApplicant Versus The State of Maharashtra & Ors.Respondents.</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. Learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent. It is taken on record.</p> <p>3. Adjourned to 26.04.2021 for Final Hearing with O.A. No.937/2019.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 23.03.2021</p> <p align="center">O.A. No.635 of 2020</p> <p>V.V. KhuleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Learned Advocate for the Applicant has sent her leave note. 4. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record. 5. Adjourned to 05.04.2021 for hearing at the stage of along with O.A. No.636/2020. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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I N

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.713 of 2020</u></p> <p>U.R. Rajput ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today, Ld. PO files affidavit in reply on behalf of respondents no.1 to 3. It is taken on record.</p> <p>3. On the request of Ld. Advocate for the applicant time is granted to file rejoinder.</p> <p>4. S.O. to 15.4.2021.</p> <p align="right">Sd/- w' (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.745 of 2020</u></p> <p>L.Z. Newadkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>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, Ld. PO files affidavit in reply on behalf of respondent no.1. It is taken on record.</p> <p>3. On the request of Ld. Advocate for the applicant time is granted to file rejoinder.</p> <p>4. S.O. to 16.4.2021.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.198 of 2021</u></p> <p>R.M. Belsare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer holding for Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This matter is already adjourned to 19.4.2021 for filing affidavit in reply.</p> <p>3. Ld. Advocate for the applicant however requests to prepone the matter to consider interim relief.</p> <p>4. The matter is preponed to 5.4.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (↓) 23.3.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.686 of 2020</u></p> <p>S.M. Bichkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>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. Today, Ld. PO files affidavit in reply on behalf of respondent no.1. It is taken on record.</p> <p>3. On the request of Ld. Advocate for the applicant time is granted to file rejoinder.</p> <p>4. S.O. to 15.4.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.As. No.737 & 738 of 2020</u></p> <p>S.R. Gaud ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On the request of Ld. PO, time is granted to file reply till 30.3.2021.</p> <p>3. S.O. to 30.3.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.725 of 2020</u></p> <p>S.R. Gaud ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>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, Ld. PO files affidavit in reply on behalf of respondents no.1 & 2. It is taken on record.</p> <p>3. On the request of Ld. Advocate for the applicant time is granted to file rejoinder.</p> <p>4. S.O. to 15.4.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.141 of 2021</u></p> <p>D.H. Kharat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate absent. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, Ld. PO files affidavit in reply on behalf of respondent no.3. It is taken on record.</p> <p>3. S.O. to 16.4.2021 for filing rejoinder.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J) 23.3.2021</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 23.03.2021</p> <p align="center">O.A. No.142 of 2021</p> <p>S.K. DavarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.B. Khot, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order of punishment dated 14.11.2019 in the present O.A.</p> <p>3. As regard, limitation when asked learned Advocate for the Applicant submits that limitation has expired in lockdown period, and therefore, question of limitation does not arise. However, there is no such pleading to that effect in O.A. Learned Advocate for the Applicant shall take necessary steps in this behalf by way of suitable amendment in O.A.</p> <p>4. On request of learned Advocate for the Applicant two weeks time is granted for necessary steps.</p> <p>5. S.O. to 08.04.2021.</p> <p align="right">N Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 23.03.2021</p> <p align="center">M.A. No.561 of 2019 in O.A. No.1018 of 2019</p> <p>G.F. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Shri V.V. Joshi, learned Advocate for the Applicant has sent his leave note. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is lastly granted for filing Reply in O.A.</p> <p>3. S.O. to 15.04.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 23.03.2021</p> <p align="center">M.A. No.594 of 2019 with M.A. No.439 of 2019 in O.A. No.800 of 2019</p> <p>V.B. Bhere & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> The Applicant and his Advocate both are absent. Ms. N.G. Gohad, learned Presenting Officer for the Respondents is present. O.A. No.800/2019 was filed alongwith the application for Condonation of delay vide M.A. No.439/2019. However, M.A. No.439/2019 was dismissed in default for non compliance of condition order of collecting notices within seven days and to submit service Affidavit. Now, this M.A. 594/2019 is filed for restoration of M.A. No.439/2019 and O.A. No.800/2019, which is already dismissed in default. Perusal of record reveals that the Applicant and his Advocate are not attending the matter and their absence was marked from time to time. Today also the Applicant and his Advocate both are absent. Hence, M.A. No.594/2019 is dismissed in default. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p>

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	<p>Date: 23.03.2021</p> <p align="center">M.A. No.650 of 2019 in O.A. No.1135 of 2019 with M.A. No.682 of 2019 in O.A. No.1214 of 2019</p> <p>S.J. Kadam D.K. BendreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Learned Advocate for the Applicant has sent his leave note. 4. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply in M.A. as well as O.A. 5. S.O. to 15.04.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 23.03.2021</p> <p align="center">O.A. No.221 of 2021</p> <p>K.M. GundApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Utkarsh Desai, learned Advocate holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 2. The Applicant has challenged impugned order dated 05.02.2021, whereby rejecting his representation for appointment to the post of Police Patil, Village Kusgaon Bk., Tal. Maval, District Pune, on the ground that validity of the waiting list was for one year only. 3. Issue notice before admission returnable on 20.04.2021. 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 Original Application. 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. [P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>9. S.O. to 20.04.2021.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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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: 23.03.2021</p> <p align="center">M.A. No.94 of 2021 in O.A. No.766 of 2020</p> <p>M.M. MasudApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri V.D. Bhambure, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Today, learned P.O. has filed Affidavit-in-Reply in M.A. on behalf of Respondent Nos.1 to 7. It is taken on record. 3. The Applicant retired in 2011, but his retrial benefits were not paid in view of pendency of D.E. by order dated 08.01.2016, punishment of Rs100/-p.m. deduction of pension for one year has been passed. 4. Since, retrial benefits are not paid, present O.A. is filed for retrial benefits as well as challenging punishment order dated 08.01.2016. 5. However, the Applicant has not filed appeal against order of punishment dated 08.01.2016, which is appealable order. 6. At this juncture, having realized that without filing appeal O.A. is not maintainable. Learned Advocate for the Applicant seek permission to withdraw the O.A. as well as M.A. and to file appeal before the competent authority along with application for condonation of delay. 7. Allowed to withdraw O.A. and M.A. <p align="right">[PTO.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. Since, retrial benefits were withheld due to D.E. which is now already completed, there seems to be no other reasons for withholding retrial benefits. The Applicant retired from establishment of Collector Sholapur, therefore it was obligatory on the part of Collector Sholapur to release retrial benefits of the Applicant as per his entitlement and in view of order of punishment dated 08.01.2016.</p> <p>9. In view of above, O.A. is disposed of with direction to the Respondent No.5, Collector Sholapur, to release retrial benefits of the Applicant as per his entitlement and in accordance to Rules in terms of order of punishment dated 08.01.2016 within six weeks from today.</p> <p>10. Copy of this order be sent to Collector Sholapur for compliance.</p> <p>11. Steno Copy, <i>granted</i>.</p> <p>12. No order as to costs.</p> <p style="text-align: right;">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: 23.03.2021</p> <p align="center">M.A. No.77 of 2021 in O.A. No.767 of 2019</p> <p>G.B. KamalkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Utkarsh Desai, learned Advocate holding for Shri P.S. Bhavake, learned Advocate for the Applicant and Ms N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A.No.77/2021 has filed for condonation of delay and restoration of O.A. No.767/2019 which was dismissed in default on 10.09.2020.</p> <p>3. The learned Advocate for the Applicant submits that due to COVID-19 Pandemic situation and consequent lockdown, he as well as his Advocate could not remain present in the Tribunal, and therefore, requested to condone the delay and to restore the O.A. so that the O.A. can be decided on merit.</p> <p>4. Learned P.O. has not filed Reply in M.A., but opposed the application for condonation of delay as well as restoration of O.A. stating that no reasonable explanation is forthcoming to condone the delay.</p> <p>5. O.A. No.767/2019 was filed for correction of Date of Birth, the Applicant is still in service. It was fixed for hearing on 10.09.2020, but Applicant and his counsel both were absent, therefore O.A. was dismissed in default. While passing order of dismissal the Tribunal has also noted absence of the Applicant and his Advocate on earlier dates. However, there is no denying that due to COVID-19 Pandemic situation and lockdown that effected in the month of March 2020 and gradually it was unlock, but till date it is not completely lifted, there were restrictions on travel in first phase.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>The Applicant is a resident of Kolhapur and his Advocate is also from Kolhapur. As such, it appears that due to COVID-19 Pandemic situation and lockdown they were not able to remain present in the Tribunal.</p> <p>6. In view of above, I am satisfied that sufficient cause is made out to condone the delay and to restore the O.A.</p> <p>7. M.A. No.77/2021 is accordingly allowed with no order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 : 23.03.2021</p> <p align="center">O.A.No.469 of 2012 with O.A.No.682 of 2013 with O.A.No.879 of 2015</p> <p>Dr. A.R. Tarale & Ors (O.A.469/2012) Dr. M.B. Deolikar & Ors. (O.A.682/2013) Dr. G.P. Wadekar & Ors. (O.A.879/2015) ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicants in O.A.No.469/2012, Shri Rahul B. Khot, learned Advocate holding for Shri N.Y. Chavan, learned Advocate for the Applicants in O.A.No.879/2015 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Shri J.S. Deshmukh, learned Advocate for the Applicant in O.A.No.682/2013 is absent.</p> <p>3. The learned P.O. is directed to inform whether the decision taken by the Technical Committee constituted on 17th November, 2018 is accepted or not by the Government.</p> <p>4. Adjourned to 25.03.2021.</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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Date : 23.03.2021

O.A.No.806 of 2014

S.D. Borkar & Ors. ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. The learned Advocate Mr. M.R. Patil is not available. However, Registry is directed to contact Mr. M.R. Patil, telephonically and inform him to attend the matter or to make the necessary arrangement.

3 Adjourned to 31.03.2021.

Sd/-

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

prk

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 : 23.03.2021

O.A.No.253 of 2015

D.S. Pohnerkar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri V.P. Potbhare, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Shri A.S. Deshpande, learned Advocate for the Applicant and Mr. M.R. Patil, learned Counsel for the Private Respondent are absent.

3. The learned Advocate Shri V.P. Potbhare informs that learned Advocate Shri A.S. Deshpande has prayed for adjournment.

4. The learned Advocate Shri A.S. Deshpande to remain present on the next date and learned Advocate Shri M.R. Patil for Private Respondent to attend the matter or to make the necessary arrangement

5. Adjourned to 08.04.2021.

Sd/-

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

prk

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 : 23.03.2021</p> <p align="center">O.A.No.39 of 2014</p> <p>N.K. Sale & Ors. ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.G. Sawardekar, learned Advocate for the Applicants and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicants who are working as Anshakalin employee pray that the advertisement in Daily Pudhari published on 23.12.2009 is to be set aside and they are to be taken by giving preference as per Government Resolution dated 01.08.2003 to fill up the post from eligible Anshakalin employee and thereafter the candidates from open competition are to be taken.</p> <p>3. The Affidavit-in-reply dated 20.08.2016 on behalf of Respondent No.2 was filed by Shri Abhijeet M. Patil, Tahsildar, Jath, wherein it is made clear that all posts are filled from open category and therefore it is not necessary to fill post for Anshakalin.</p> <p>4. By way of last chance time granted of 2 weeks i.e. up to 08.04.2021 to file the reply to the amended O.A. If the affidavit-in-reply is not filed, matter will proceed without reply to the amended O.A.</p> <p>5. S.O. to 08.04.2021.</p> <p align="center">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>23.03.2021</u></p> <p>C.A 24/2010 in O.A 129 to 132 of 2004, 417 to 429/2004, 459 to 460/04 and 671 to 673/2004/2020</p> <p>Smt Madhavi S. Khanvilkar & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file one para affidavit in compliance of the order of this Tribunal.</p> <p>3. S.O to 30.3.2021.</p> <p align="right">Sd/-  /</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>Sd/-  /</p> <p align="right">(P.N'Dixit) Vice-Chairman (A)</p> <p>Akn</p>

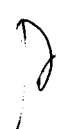
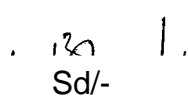
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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><u>23.03.2021</u></p> <p align="center"><u>C.A 169/2004 in O.A 846/2003</u></p> <p>Smt Vijaya. A Pawar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O request for time to file affidavit. Respondents are required to file the affidavit regarding the compliance of the order dated 22.7.2004, passed by the D.B of this Tribunal in O.A, wherein the reference of the principles laid down by the Tribunal in O.A Nos 65/1995, 74/1995, 77/1995, 137/1995, 46/1995 is mentioned.</p> <p>3. Respondents are directed to file affidavit by the 6.4.2021.</p> <p>4. S.O to 6.4.2021.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(P.N. Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>23.03.2021</u></p> <p align="center"><u>O.A 58/2021</u></p> <p>Shri K.D Chemte ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Smt Punam Mahajan, learned advocate for the applicant has filed leave note. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply. Same is taken on record.</p> <p>3. S.O to 8.4.2021.</p> <p align="center">Sd/- _____</p> <p align="center">(P.N¹Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- _____</p> <p align="center">(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><u>23.03.2021</u></p> <p><u>O.A 340, 341, 342, 343, 344, 687, 757 & 875/2011</u></p> <p>Shri K.P Shah & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for the applicants. Heard Ms Archana B.K with Ms Neeliam Gohad, learned P.O for the Respondents.</p> <p>2. These O.As were decided by the Tribunal by order dated 27.4.2015, thereby allowing all the applications. However, the said order was challenged by the State in W.P 8554 to 8562 of 2017. The said Writ Petitions were allowed and by order dated 21.1.2018, passed by Division Bench of Hon'ble Hig Court, the order passed by the Tribunal was quashed and set aside and the matter was remitted for decision afresh.</p> <p>3. In the order the Hon. High Court has observed that the Tribunal while deciding the matter has relied on the judgment in the case of Arun L. Zurmure Vs. Presiding Officer, University and College Tribunal and four others, W.P No. 2376/1999, rendered by Nagpur Bench, (SB) on 1.8.2014.</p> <p>4. However, the Division Bench of the Hon'ble High Court has made observation that the Apex Court did not concur with the view taken by the Hon'ble High Court in Arun Zurmure's case and the Supreme Court gave its verdict on 19.7.2016, while the Tribunal decided all the O.As on 27.4.2015. So the decision of the Supreme Court was not available to the Tribunal at the relevant time and decision of the High Court in Arun Zurmer's case was holding the field. Therefore, the matter is remitted for fresh consideration.</p> <p>5. Learned P.O to go through the decision of the Hon. S.C in Arun Zurmure's case and make submissions.</p> <p>6. Learned counsel for the applicants to appear in the matter on the next date.</p> <p>7. Parties to take that this is 10 year old matter and already remanded by the High Court. We expedite hearing of this matter. We direct Registry to contact the parties, if at all through their emails or phones. Similarly Mr M.R Patil, learned counsel for the applicants is to be contacted telephonically and informed accordingly about the date of hearing.</p> <p>8. S.O to 5.4.2021.</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> <p>Akn</p>


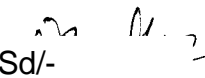
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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><u>23.03.2021</u></p> <p align="center"><u>O.A 165/2021</u></p> <p>Shri J.K Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O states that she need two weeks' time for filing reply, particularly in view of the allegation that there is open enquiry against the applicant by ACB from 4th May, 2019.</p> <p>3. Learned counsel for the applicant mentions that applicant is retiring by 31.5.2021.</p> <p>4. S.O to 6.4.2021.</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>Akn</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><u>23.03.2021</u></p> <p align="center"><u>O.A 155/2021</u></p> <p>N.K Parakhe & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri L.S Deshmukh, learned advocate for the applicants and Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicant produces letter dated 17.3.2021 issued by Lt. Col, (Dr Sarvjeet Kaur), Secretary of Indian Nursing Council, informing the extension of the cut-off date for admission for Nursing courses for the current year is extended up to 31.3.2021. Same is taken on record and marked as Exh.1.</p> <p>3. Learned P.O seeks time to file reply.</p> <p>4. S.O to 25.3.2021.</p> <p align="center">Sd/- _____ (P.N Dixit) Vice-Chairman (A)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>23.03.2021</u></p> <p align="center"><u>O.A 710/2020</u></p> <p>Shri D.N Patil & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file short affidavit about the decision taken by the Respondents.</p> <p>3. S.O to 30.1.2021.</p> <p align="center">Sd/-</p> <p align="center">/</p> <p align="center">(P.N'Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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MUMBAI**

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

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	<p><u>23.03.2021</u></p> <p align="center"><u>O.A 708/2020</u></p> <p>Sadhana Gulhane ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Shriya Gune, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned advocate for the applicant seeks time to file rejoinder. She submits that the matter be heard expeditiously. She prays for quashing of D.E. However, D.E has proceeded and applicant has participated and is cooperating.</p> <p>3. S.O to 30.3.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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

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Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

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	<p><u>23.03.2021</u></p> <p align="center"><u>O.A 88/2020 with O.A 234/2019</u></p> <p>Dr V.R Bhailume [O.A 88/2020] Dr V.R Bhailume [O.A 234/2019]... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Shri K.R Jagdale, learned advocate for the applicant. Heard Smt K.S Gaikwad, learned C.P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file affidavit in reply in O.A 88/2020.</p> <p>3. S.O to 31.3.2021.</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>Akn</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><u>23.03.2021</u></p> <p align="center"><u>O.A 72/2020</u></p> <p>Shri R.R Wagh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiawdekar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant seeks time to file rejoinder.</p> <p>3. S.O 19.4.2021.</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</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><u>23.03.2021</u></p> <p align="center"><u>O.A 980/2019 with O.A 24/2020</u></p> <p>Shri S.D Shelke [O.A 980/2019] A.B Ghadge [O.A 24/2020] ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Shri S.S Dere, learned advocate for the applicant in O.A 980/2019 and Shri A.V Bandiwadekar, learned advocate for the applicant in O.A 24/2020 and Ms Swati Manchekar, learned C.P.O for the Respondents no 1 & 2.</p> <p>2. Learned counsel Mr Bandiwadekar submits that applicant wants to file rejoinder.</p> <p>3. S.O to 19.4.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(P.N. Dixit) (Mridula Bhatkar, J.) Vice-Chairman (A) 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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	<p><u>23.03.2021</u></p> <p align="center"><u>O.A 595 with O.A 597/2019</u></p> <p>Shri A.A Andhare Shri R.K Jadhav ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel Mr Dere appearing for the applicants submit that the Respondents have appointed special counsel Mr Ashutosh Kulkarni. Mr Kulkarni is not present today and we adjourned the matter to 15.4.2021 and learned counsel to remain present</p> <p>3. S.O to 15.4.2021.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(P.N Dixit) (Mridula Bhatkar, J.) Vice-Chairman (A) Chairperson</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>23.03.2021</u></p> <p align="center"><u>O.A 219/2021</u></p> <p>Shri R.M Tayade & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Shri Ajay Chougule, learned P.O for the Respondents.</p> <p>2. The applicants are challenging the provisional seniority list dated 5.10.2020 for the post of Clerk cum typist as on 1.1.2020 issued by Respondent no. 2 and also challenges the final seniority list dated 10.2.2021 as on 1.1.2020. Further challenges the communication dated 26.2.2021 issued by Respondent no. 2, regarding the promotion to the post of Awal Karkun. The applicants are working in Revenue Department in Palghar District.</p> <p>3. Issue notice returnable on 31.3.2021.</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. Learned P.O to take instructions in the matter.</p> <p>8. S.O to 31.3.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(P.N. Dixit) (Mridula Bhatkar, J.) Vice-Chairman (A) Chairperson</p> <p align="right">[P.T.O.]</p>


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	<p align="center"><u>23.03.2021</u></p> <p align="center"><u>O.A 125/2020</u></p> <p>Shri A.P Khaire ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Ayesha Keshodwala i/b Talekar & Associates, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O files affidavit in reply.</p> <p>3. Learned advocate for the applicant seeks time to file rejoinder.</p> <p>4. S.O to 6.4.2021.</p> <p align="center">Sd/-  Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>