

Date : 23.08.2019.

O.A.No.619 of 2018

P. R. Wanjale

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. Respondent No.6 and his Counsel are absent.

2. In the present O.A., the Applicant has challenged the impugned order dated 31.05.2018 passed by the Respondent No 3 i.e. S.D.O. thereby declaring the Applicant ineligible for the appointment to the post of Police Patil Village Ahirgaon, Haveli, Dist. Pune.

3. Respondent No.3-S.D.O. had published advertisement on 08.02.2018 thereby inviting applications for Village Ahirgaon, Tal. Haveli, Dist. Pune and as per condition of the advertisement, the document particularly Non Creamy Layer Certificate was required to be submitted along with an application. Last date of submission was 15.12.2018. Though the Applicant made an application for appointment to the post of Police Patil, she did not file Non Creamy Layer Certificate along with an application. However, she was allowed to appear for written examination which was conducted on 13.05.2018. Respondent No.6 also appeared in written examination. Thereafter, interviews were scheduled on 23.05.2018. As the Applicant could not produce Non Creamy Layer Certificate after the date of interview, she was not allowed to appear for oral interview. Later by order dated 31.05.2018, Respondent No.3 i.e. S.D.O. passed the order declaring the Applicant ineligible for appointment to the post of Police Patil for non submission of Non Creamy Layer Certificate. Consequently, the Respondent No.6 has appointed as Police Patil by order dated 01.06.2018.

4. Shri K.R. Jagdale, learned Counsel for the Applicant fairly concedes that the Applicant could not file Non Creamy Layer certificate along with an application but he sought to contend that the same was filed on 23.05.2018. He invited Tribunal's attention to letter dated 23.05.2018 to show that Non Creamy Layer certificate was submitted. He, therefore, submits that impugned order declaring the Applicant ineligible is unauthorized and not sustainable in law.

5. However, perusal of letter dated 23.05.2018 reveals that the Applicant had submitted Non Creamy Layer Certificate after office hours i.e. 5.30 pm. There is specific endorsement of the inward clerk that the said application was received along with Non Creamy Layer certificate at 5.30 pm. As such, by that time interviews were already over.

6. Thus, what transpires from the record that as per condition stipulated in the advertisement, the Applicant failed to submit Non Creamy Layer Certificate along with an application. Besides, she failed to submit it till the date of interview. This being the position, there is clear breach of conditions stipulated in the advertisement dated 08.02.2018. Consequently, impugned order rejecting the candidature of the Applicant cannot be faulted with. I see no reason to interfere with the same. Original Application is thus devoid of merit and deserves to be dismissed.

Sd/-

(A.P. Kurhekar)
Member(J)

FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date : 23.08.2019.

D.A.No.835 of 2019

Minakshi H. Ade

....Applicant

Versus

The State of Maharashtra & Drs.

...Respondents.

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. In the present O.A., the Applicant has challenged the transfer order dated 21.08.2019 whereby she was transferred from the post of Chief Administrative Officer, Medical Education and Drugs Department, Mumbai to the post of Chief Administrative Officer, Govt. Medical Collage, Akola.
3. Learned Counsel for the Applicant prayed for interim relief contending that the impugned transfer is mid-term as well as mid-tenure and in contravention of the provision of Section 4(4)(ii) and 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005'). Learned Counsel pointed out that the Applicant was entitled for three years tenure at Mumbai as per Divisional Cadre Allotment Rules, 2015 and further stated that the Applicant is divorcee and staying at Mumbai with her small child.
4. Whereas, learned P.O. for the Respondents submits that transfer was necessitated for administrative reason and the same is approved by the Civil Services Board (CSB) as well as by the Hon'ble Chief Minister. She has tendered the file before Tribunal for perusal.
5. Admittedly, the Applicant was posted on the present post on promotion by order dated 04.01.2018 and was not due for transfer.
6. As per Minutes of the CSB, the Applicant sought to be posted on administrative reason considering requirement to fill in the post of Chief Administrative Officer at Government Medical College, Akola. However, learned P.O fairly concedes that the post of Akola was lying vacant from October, 2018.

{P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. As such, though the said post was vacant for a long time, it was not filled in and abruptly it is now been filled in by displacing the Applicant mid-term and mid-tenure transfer.</p> <p>8. Perusal of the Minutes of CSB further reveals that the meeting was attended by two members only though the CSB is of three members in terms of G.R. dated 30.04.2014. As such, the decision of the CSB cannot be said a decision in terms of directions issued by the Hon'ble Supreme Court in <i>T.S.R. Subramanian & Ors. Vs. Union of India & Ors. reported in (2013) 15 SCC 732</i>.</p> <p>9. For the aforesaid reasons, I am satisfied that prima-facie, the impugned order is not in consonance with the provision of Section 4(4)(ii) and 4(5) of 'Act 2005' and deserves to be stayed.</p> <p>10. In view of above, Interim relief is granted in terms of prayer clause 10(b) of the O.A.</p> <p>11. Issue notice before admission returnable on 06.09.2019.</p> <p>12. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>13. 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.</p> <p>14. 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>15. 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>16. 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.</p> <p>17. S.O. to 06.09.2019. MA 137</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar)</p>

FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date : 23.08.2019.

O.A.No.801 of 2019

P P. Sonagraa

....Applicant

Versus

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

1. Heard Shri V. P. Deshmukh, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. At the very outset, it is noticed that the Applicant is serving at Jalgaon but has filed O.A. before this Tribunal at Mumbai. As the Applicant is serving at Jalgaon, O.A. ought to have been filed before the Aurangabad Bench.
3. The submission sought to be advanced by the learned Counsel for the Applicant that impugned decision is taken by the Government at Mumbai, and therefore, O.A. is maintainable at Mumbai, is misplaced.
4. At this stage, learned Counsel for the Applicant seeks indulgence of this Tribunal for return of O.A. for its presentation before M.A.T. Bench Aurangabad.
5. In view of above, O.A. be returned to the Applicant for its proper presentation at appropriate bench. The Registrar is directed to take necessary action.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

Original Application No. 01/20
FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date : 23.08.2019.

O.A.No.607 of 2018

V. V. Chavan

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

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

2. In the present O.A., the challenge is to the punishment imposed in D.E. which is the subject pertains to Bench No.1.

3. In view of the office order dated 12.07.2019, the Registrar is directed to verify the matter and place it before appropriate bench.

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 style="text-align: center;"><u>O.A.541/2019</u></p> <p>Shri P.G. Bhalerao ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri R.G. Panchal, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.</p> <p>2. Today, the learned P.O. filed Affidavit-in-reply of Respondent Nos.2 & 3. It is taken on record.</p> <p>3. Adjourned for hearing at the stage of admission. S.O. to 6th September, 2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 23.08.2019</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019.</p> <p align="center">O.A.No.1139 of 2017</p> <p>D. K. KadamApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Heard Ms S. P. Manchekar, learned Chief Presenting Officer holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant and his Counsel both are absent from last two dates. This is 3rd date of their absence. They seems not interested in the matter, hence O.A. is dismissed in default with no order as to costs.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p> <p align="center">L.O.</p> <p>3. In the second session, learned Counsel for the Applicant appeared and requested for restoration of O.A. on the ground that he was held up before the Hon'ble High Court, therefore, he could not remain present before the Tribunal when the matter was called on.</p> <p>4. Original Application is restored to the file accordingly.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 23.08.2019.</p> <p>O.A.No.941 of 2017</p> <p>U. P. KambriApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is taken up for final hearing. The Applicant and his Counsel both are absent. On last date also they were absent.</p> <p>3. It appears that they seem not interested in the matter, hence O.A. is dismissed in default with no order as to costs.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

L.O.

In the 2nd Session, the learned Advocate for the applicant appeared and requested to restore the O.A. contending that when the matter was called out, he was held-up in another Court. He, therefore, requested to restore the O.A.

For the aforesaid reasons, the O.A. is restored to the file.

Adjourned for hearing on 13.09.2019.

Sd/-

(A.P. Kurhekar)
Member-J

(skw)

**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,
Appearances, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

23.08.2019

O.A 427/2019

Smt M.P Mohite & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.M Kolge, holding for Shri M.B. Kadam, learned advocate for the applicant and Shri S.D Dole, learned Presenting Officer for the Respondents

2. At the request of learned Presenting Officer for the Respondents, adjourned to 29.8.2019 for filing reply.

Sd/-

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

Alm

**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>23.08.2019</u></p> <p><u>O.A 598/2019</u></p> <p>Shri A.B Deshpande ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, holding for Shri S.S.Dere, learned advocate for the applicant and Ms Neelima Gohad, holding for Ms Archana B.K, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O files affidavit in reply on behalf of Respondent no. 4. The same is taken on record.</p> <p>3. Learned advocate for the applicant seeks two weeks' time to file rejoinder, if any.</p> <p>4. S.O to 13.9.2019.</p> <p style="text-align: right;">Sd/- (P.N'Dixit) Vice-Chairman (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>23.08.2019</u></p> <p><u>O.A 446/2019</u></p> <p>Smt F.M.Y Patel ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.M Kolge, learned advocate for the applicant and Shri S.D Dole, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O seeks two weeks for filing sur-rejoinder.</p> <p>3. S.O to 16.9.2019.</p> <p style="text-align: right;">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>23.08.2019</u></p> <p><u>O.A 299/2019</u></p> <p>Smt J.V Bhandare ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Meghna Goyalani, learned advocate for the applicant and Shri S.D Dole, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O seeks three weeks' time for filing reply.</p> <p>3. S.O to 20.9.2019.</p> <p style="text-align: right;">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Am</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>23.08.2019</u></p> <p><u>O.A 273/2019</u></p> <p>Shri S.A Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for the applicant. Heard Shri S.D Dole, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O files reply on behalf of Respondent no. 2. He seeks adjournment for filing reply on behalf of Respondent no. 4.</p> <p>3. S.O to 29.8.2019.</p> <p style="text-align: right;">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>23.08.2019</u></p> <p><u>O.A 791/2019</u></p> <p>Shri D.G Rajput ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Niranjan Kulkarni, learned advocate for the applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents</p> <p>2. At the request of learned advocate for the applicant, adjourned to 16.9.2019.</p> <p style="text-align: right;">Sd/- (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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019</p> <p>M.A.No.1 of 2019 with O.A.No.2 of 2019 With M.A.No.20 of 2019 with O.A.No.54 of 2019</p> <p>R.S. Bhagwat (M.A.1/2019 with O.A.2/2019) G.A. Tilekar (M.A.20/2019 with O.A.54/2019) Applicants</p> <p>Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Shri V.V. Joshi, learned Advocate had filed a leave note.</p> <p>3. Learned P.O. Ms. N.G. Gohad for the Respondents files reply on behalf of Respondent No.3. It is taken on record.</p> <p>4. Adjourned to 20.09.2019 for Final hearing.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019</p> <p>M.A.No.338 of 2019 in O.A.No.600 of 2019</p> <p>M.M. Dhule Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents seeks adjournment for two weeks.</p> <p>3. Adjourned to 05.09.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019</p> <p>R.A.No.12 of 2017 in O.A.No.808 of 2016</p> <p>J.M. Gurav Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri S.D. Dhongade, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents submits that she will provide unaffirmed copy of affidavit-in-reply today to the learned Advocate Shri S.D. Dhongade and the affirmed copy will be provided within two weeks.</p> <p>3. Learned Advocate Shri S.D. Dhongade for the Applicant is at liberty to file rejoinder, if any.</p> <p>4. Adjourned to 16.09.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>23.08.2019</u></p> <p><u>O.A 329/2019</u></p> <p>Shri S.J Suryawad ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Neelima Gohad, learned Presenting Officer for the Respondents</p> <p>2. The applicant is contesting the impugned order issued on 19.11.2018 by Respondent no. 3. The impugned order is issued in pursuance of a D.E conducted against the applicant and finding him guilty, necessary impugned order is issued.</p> <p>3. During the final hearing, learned advocate for the applicant on instructions from the applicant who is present in person submits that no appeal has been preferred before Respondent no. 2, Divisional Commissioner, Konkan Bhavan and he submits that limitation for filing of appeal may be condoned.</p> <p>4. The applicant prefers to file an appeal before the Appellate Authority, namely, Respondent no. 2, Divisional Commissioner, Konkan Bhavan, Navi Mumbai.</p> <p>5. In view thereof, necessary permission is granted to file an appeal and the limitation should not be the reason to reject the same.</p> <p>6. The Original Application is accordingly disposed of with above directions. No order as to costs.</p> <p style="text-align: right;">Sd/- (P.N Dixit) Vice-Chairman (A)</p> <p>Alm</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>23.08.2019</u></p> <p><u>O.A 529/2019</u></p> <p>Shri L.Z Pawar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Archana B.K, learned Presenting Officer for the Respondents</p> <p>2. Learned advocate for the applicant files rejoinder. The same is taken on record.</p> <p>3. S.O to 30.8.2019 with liberty to file sur-rejoinder.</p> <p style="text-align: right;">Sd/- (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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 23.08.2019

O.A.No.354 of 2019 with M.A.No.328 of 2019

C.Y. Haragude Applicant
Versus
The State of Maharashtra & Ors. Respondents.

1. Heard Applicant in person and Shri S.D. Dole, learned P.O. for the Respondents.
2. Learned P.O. Shri S.D. Dole for the Respondents submits that he would take instructions from the Respondents and matter may be taken up for Final Hearing.
3. Adjourned to 16.09.2019.

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019</p> <p>R.A.No.13 of 2019 in O.A.No.35 of 2019</p> <p>Y.L. Dharavane Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. holding for Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Learned Advocate Shri U.V. Bhosle for the Applicant on instructions of the Applicant submits that he may be permitted to amend the pleadings in the Review Petition.</p> <p>3. At the request of learned Advocate adjourned by two weeks.</p> <p>4. Adjourned to 16.09.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019</p> <p>O.A.No.598 of 2019</p> <p>A.B. Deshpande Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned P.O. for the Respondents.</p> <p>2. The order issued in this regard on 23.08.2019 forenoon is withdrawn.</p> <p>3. Learned P.O. tenders reply on behalf of Respondent No.4. It has also enclosed the details of payment made to the Applicant on 07.08.2019.</p> <p>4. Advocate for the Applicant therefore submits that the O.A. has become infructuous.</p> <p>5. O.A. is therefore disposed off accordingly. No order as to cost.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A)</p> <p>nmn</p>

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 : 23.08.2019</p> <p>O.A.No.1121 of 2018</p> <p>V.V. Tamhankar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri R.G. Panchal, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents.</p> <p>2. The Applicant is working as Head Constable Writer. He is working in this rank from 2001. He did not get the promotion of the higher rank and therefore he has demanded that he should be paid the pay scale of the next promotional post under Assured Career Progressive Scheme (ACPS). Today Mrs. Jyotsna Salim Shaikh, LA-II, Office Superintendent from the office of Respondent No.3 is present and produced office order dated 06.08.2019 marked 'X' for the purpose of identification. The same mentions that the Applicant is entitled for the ACPS from 01.09.2013. He will be paid the pay scale of ASI and grade pay of ASI. The necessary bill for payment is sent to the Pay & Accounts office and it would be paid to him within a period of two weeks. As prayer made by the Applicant is fulfilled by above quoted order nothing remains in the O.A..</p> <p>3. In view of the above, O.A. is disposed off accordingly. No order as to cost.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A)</p> <p>nmn</p>

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

Tribunal's orders

Date : 23.08.2019.

O. A. No.785 of 2019

G. K. Sanap

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri S. B. Suryawanshi, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 17.09.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 17.09.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

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

Tribunal's orders

Date : 23.08.2019.

O. A. No.794 of 2019

R. E. Supekar

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. S. Kaningdhwaj, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 20.09.2019.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 20.09.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 23.08.2019.</p> <p>M. A. No.453 of 2019 in O. A. No.238 of 2016</p> <p>The State of Maharashtra & Ors.Applicants (Ori. Respondents)</p> <p>Versus</p> <p>M. A. Patil ...Respondent (Ori. Applicant)</p> <ol style="list-style-type: none"> 1. Heard Smt. Archana B. K., learned Counsel for the Applicants (Ori. Respondents) and Shri K. R. Jagdale, learned Presenting Officer for the Respondents 2. Issue notice before admission returnable on 06.09.2019. 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 M.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Misc. Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 8. S.O. to 06.09.2019. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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>Date : 23.08.2019.</p> <p align="center">O.A.No.669 of 2019</p> <p>S. G. NirmalApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri D. B. Khaire, learned Counsel for the Applicant and Shri A. J. Chougule holding for Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. for the Respondents has filed Affidavit-in-Reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 06.09.2019.</p> <p 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>Date : 23.08.2019.</p> <p align="center">O.A.No.560 of 2019</p> <p>Dr. N. L. NaraleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Heard Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Leave note of the learned Counsel is on record.</p> <p>3. Today, learned P.O. for the Respondents has filed Affidavit-in-Reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 09.09.2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>