

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 : 24.01.2023</p> <p style="text-align: center;">O.A.No.47 of 2023</p> <p>A. V. Kamble ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B.K. learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is seeking deemed date of promotion on the post of Range Forest Officer w.e.f. 01.07.2014. He made representation on 19.10.2022. however, till date, no decision is taken.</p> <p>3. Indeed, six months period is not over from the date of making representation and the O.A. ought to have been filed after expiration of six months period.</p> <p>4. However, to curtail the time and to avoid second round of litigation, the Respondent No.3 is directed to decide the representation made by the Applicant in accordance to law within four months from today and the decision as the case may be, shall be communicated to Applicant.</p> <p>5. The Original Application is disposed of with above directions with no order as to costs.</p> <p style="text-align: right; margin-right: 100px;">Sd/-</p> <p style="text-align: right; margin-right: 100px;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.01.2023</p> <p>O.A.No.76 of 2023</p> <p>S. A. VarpeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. L. Kulkarni, learned Counsel for the Applicant and Smt. Archana B. K. learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 31.05.2021 from the post of Assistant Police Commissioner but his retiral benefits except GPF, Provisional Pension up to May, 2022 nothing is paid. He made representation to release the same but in vain and ultimately filed this O.A.</p> <p>3. Learned P.O. on instructions submits that the Pay Verification Unit has raised objections from time to time and, therefore, the delay is caused in releasing retiral benefits.</p> <p>4. As such, there was no such legal hurdle in the form of pendency of D.E. or criminal prosecution against the Applicant but his retiral benefits are not paid for more than 18 months. The Applicant has, therefore, prayed for direction to Respondents to release retiral benefits with interest.</p> <p>5. Since there is no legal hurdle to release retiral benefits, the Respondents ought to have taken expeditious steps to release the same within reasonable time.</p> <p>6. Apparently because of inordinate delay the Applicant is deprived of his retiral benefits.</p> <p>7. In view of above, the Original Application is disposed of with direction to Respondents to take all the necessary steps to ensure that all the retiral benefits are actually paid to the Applicant within four weeks from today.</p> <p>8. The Applicant is at liberty to redress the grievance of interest independently.</p> <p>9. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</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 style="text-align: right; margin-right: 20px;"><u>O.A. No.1286 of 2022</u></p> <p>Mayur C. Bhave ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p style="text-align: center;">Heard Shri S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant who belongs to Orphan category, applied for the post of Clerk-Typist and Tax Assistant pursuant to advertisement dated 21.12.2021 issued by MPSC for Maharashtra Group-C Services Combined Preliminary Examination, 2021. Exams were conducted on 3.4.2022 and results were declared on 28.6.2022. Advertisement for Main Examination was issued on 28.6.2022 and applicant applied on 1.7.2022. Main Exams were held on 27.8.2022. His name appeared in the list of qualified candidates for Typing Test in Aurangabad Division for Tax Assistant and Clerk-Typist on 23.11.2022 and 7.12.2022 respectively. GR dated 7.7.2022 was issued by Government giving exemption to the orphans to produce Typing certificate within two years from the date of appointment. Ld. Advocate for the applicant submits that the applicant has already secured Typing certificate dated 20.10.2022. Ld. Advocate submits that applicant has wrongly uploaded blank page with the application form. Ld. Advocate submits that Orphans are exempted from appearing for the Typing examination by GR dated 7.7.2022 and only certificates are to be produced.</p> <p>3. Ld. CPO opposes the OA and she submits that applicant was not allowed to appear for the examination and defends the action of the MPSC disqualifying him from appearing the main examination. Ld. CPO submits that applicant made application on 1.7.2022 and when he made application, GR dated 7.7.2022 was not in existence. The examination was held on 7.12.2022. She submits that applicant in fact could not have submitted his application as he was not holding Typing certificate. Ld. CPO submitted that however, the applicant uploaded blank page along with his application and therefore his application was accepted by the computer. She submitted that uploading of blank page along with application is fraud played by the applicant on the MPSC and therefore he was rightly considered disqualified.</p> <p>4. We have perused all the documents carefully. The applicant is an Orphan. Admittedly, when he filled application</p>

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	<p>form on 1.7.2022 the GR dated 7.7.2022 giving exemption to the Orphans to produce typing certificate was not available. The period of two years to produce such typing certificate was given to the Orphans. However, the examination was conducted on 7.12.2022 i.e. after issuance of GR and therefore considering the stage of selection process we hold that applicant is covered under said GR of 7.7.2022. The applicant was held disqualified mainly on the ground that his typing certificate was not within the prescribed time. He was not holding typing certificate of stipulated time. However, this objection is not sustainable in view of the exemption granted to the Orphans. We place reliance on the <u>judgment and order dated 22.7.2022 passed by this Tribunal in OA No.693 of 2022 (Arjun Ramkrishnrao Tarke Vs. The State of Maharashtra & Anr.) allowing the OA.</u> This order of the Tribunal is upheld by the <u>Hon'ble High Court by its order dated 19.10.2022 passed in W.P. No.12210 of 2022 filed by the MPSC Vs. A.R. Tarke.</u></p> <p>5. One additional point raised by the Ld. CPO is that applicant has deliberately uploaded blank page along with application form as if it was typing certificate. Ld. Advocate for the applicant admitted that it was blank page and also on instructions from the applicant admitted that he uploaded blank page because he thought that if such extra page is uploaded the computer will accept his application. He wanted his application to be accepted. We will not call this act of the applicant as fraud. It was not a doctored or forged document. We call it a 'clever trick' played by the applicant to process the application. Strictly he should not have done so. However, as all omissions cannot be construed as offence similarly all commission of act cannot be treated as commission of offence. The entire system is computerized and there was no specific command to the computer not to accept the blank page and therefore we allow this OA and his candidature to be considered as qualified for further process of selection, interview etc. In between the applicant has cleared typing examination and is having typing certificate, may be after the scheduled date, which is in fact not applicable to the Orphans.</p> <p>6. This order is passed in persona.</p> <p>7. Hence, we allow the OA and direct that said typing certificate of the applicant is to be accepted, if found true. We direct that case of the applicant is to be considered for appointment and necessary steps be taken by the respondents. No orders as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">Sd/-</p> <p>(Medha Gadgil) Member (A) 24.1.2023</p> <p>(Mridula Bhatkar, J.) Chairperson 24.1.2023</p> <p>(sgj)</p>

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	<p align="center"><u>O.As. No.64 of 2022 & 1055 of 2021</u></p> <p>B.B. Shelake M.S. Mhaske & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant in OA No.64/2022 and Shri L.S. Deshmukh, learned Advocate for Applicants in OA No.1055/2021 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO submits that she needs time to verify the documents and find out whether applicants are recommended for the State Tax Inspectors.</p> <p>3. S.O. to 1.2.2023.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>(Medha Gadgil) Member (A) 24.1.2023 (sgj)</p> </div> <div style="text-align: center;"> <div style="border: 1px solid black; padding: 5px; width: 150px; margin: 0 auto;">Sd/-</div> <p>(Mridula Bhatkar, J.) Chairperson 24.1.2023</p> </div> </div>

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	<p align="center"><u>C.A. No.77 of 2022 in O.A. No.759 of 2022</u></p> <p>S.D. Kulkarni ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. No person from the respondents is directed to remain present on the next date.</p> <p>3. S.O. to 7.2.2023.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>(Medha Gadgil) Member (A) 24.1.2023</p> <p>(sgj)</p> </div> <div style="text-align: center;"> <div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;">Sd/-</div> <p>(Mridula Bhatkar, J.) Chairperson 24.1.2023</p> </div> </div>


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	<p>Date : 24.01.2023</p> <p align="center">O.A.No.268 of 2021</p> <p>S. B. ThakurApplicant</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 Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter is heard for some time. However, learned Counsel for the Applicant sought to withdraw the O.A. and tendered letter of the Applicant to that effect. It is taken on record and marked by letter 'X'.</p> <p>3. Allowed to withdraw the O.A.</p> <p>4. No order as to costs.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

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	<p>Date : 24.01.2023</p> <p align="center">O.A.No.60 of 2023</p> <p>Smt. M. A. GhavateApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is taken on board by way of Circulation to correct the description of the Respondent No.3 as Principal, Chief Conservator of Forest (Personnel), Nagpur. It be allowed to correct the description of Respondent No.3.</p> <p>3. O.A. is already kept for hearing on 13.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date: 24.01.2023</p> <p align="center">O.A. No.825 of 2021</p> <p>G.S. KaranjeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this Part Heard matter today learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent Nos.1 to 4 to clarify submission advanced in the arguments. It is taken on record.</p> <p>3. Learned Advocate for the Applicant sought time to make her submission.</p> <p>4. S.O. to 03.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 24.01.2023</p> <p align="center">O.A. No.500 of 2022</p> <p>P.B. JagtapApplicant Versus 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. Learned P.O. has sought time on the ground that matter is being handled by Shri A.J. Chougule but he is unable to remain present due to his personal difficulties.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 10.02.2023.</p> <p align="right">A Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 24.01.2023</p> <p align="center">O.A. No.614 of 2019</p> <p>K.R. HireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This matter was before Division Bench and recently transferred to this Bench. Today for the first time it is listed for hearing.</p> <p>3. On request of learned Advocate for the Applicant adjourned for Final Hearing.</p> <p>4. S.O. to 09.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date : 24.01.2023</p> <p style="text-align: center;">O.A.No.1/2023 with M.A.No.49/2023</p> <p>K.C. Jadhavar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant in O.A.No.1/2023, Ms. S.M. Deokar, learned Advocate for the Applicant in M.A.No.49/2023 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. .</p> <p>2. Applicants working as Supply Inspector seek promotion to the post of Supply Inspecting Officer. The D.P.C. was conducted on 02.11.2022 and the Applicants are found fit for promotion.</p> <p>3. Learned C.P.O. relies on the short affidavit-in-reply dated 17.01.2023 filed by Mr. Vijay Waghmare, working as Secretary, Food and Supply Department. She pointed out order dated 13.07.2022 passed in Writ Petition No.3884/2022 by the Hon'ble High Court of Judicature at Bombay, Nagpur Bench, Nagpur.</p> <p>4. Learned Advocate submits that in the entire affidavit the Government has not stated that on account of the order passed by the Hon'ble High Court, Nagpur Bench, Nagpur the Government is unable to give promotion to the applicants. Learned Advocate further produces letter dated 05.11.2022 issued by the Mr. Gajanan Deshmukh, Under Secretary, Food, Civil Supply and Consumer Protection Department.</p> <p>5. It is made clear by learned C.P.O. that by order of the Hon'ble High Court, Nagpur Bench the seniority list of Supply Inspector i.e. the applicants promotion are not canceled. For ready reference we reproduce the said order :</p> <p style="text-align: center;"><i>"The petitioners seek a direction to be issued to the respondents to frame revised recruitment rules for the posts falling under the cadre of Supply Inspecting Officer in view of Government Resolution dated 28.12.2017. Reference is also made to the order passed by C.P.O. the Maharashtra Administrative Tribunal</i></p>

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	<p><i>dated 18.01.2022 in Original Application No.52 of 2022. By the impugned communication the seniority list prepared earlier has been cancelled.</i></p> <p><i>Issue notice to the respondents returnable in three weeks.</i></p> <p><i>Learned Assistant Government Pleader Ms. N.P. Mehta waives service of notice for the respondents.</i></p> <p><i>The question of availability of alternate remedy to the present petitioners is kept open.</i></p> <p><i><u>If any promotions are made to the post of Supply Inspecting Officer, same would be subject to the outcome of the present petition.</u></i></p> <p>6. We would like to know from the concerned Respondent, through short affidavit of Secretary, Mr. Vijay Waghmare that :</p> <p>(i) Why the D.P.C. for promotions to the cadre of Supply Inspecting Officer was conducted in November, 2022.</p> <p>(ii) After going through the order of Hon'ble High Court, Nagpur Bench, Nagpur we are of the view that there is no stay granted by the Hon'ble High Court for any promotion. So we would like to know from the Respondent whether the Government does not want to promote the applicants, if they want to promote when they want to issue the orders of promotion.</p> <p>7. Adjourned to 27.01.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p align="center"><u>O.A. No.94 of 2023</u></p> <p>S.T. Ingale & 19 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.R. Shelke, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. All the applicants aspiring for the posts of Deputy Director (Information), Group-A (Senior) or Senior Assistant Director (Information) Group-A (Junior) or Assistant Director (Information), Group-B are challenging 3 advertisements dated 30.12.2022 in respect of eligibility criterion of experience as it is contrary to the Recruitment Rules of 18.12.2015 and also challenging the Recruitment Rules of 18.12.2015.</p> <p>3. Ld. Advocate for the applicant submits that in view of clause (d) of GR dated 9.9.2021 it is necessary for the department to take review of its own Recruitment Rules from time to time at least minimum after 5 years. The existing rules are of 2015 and they should have been reviewed in 2020-2021. Ld. Advocate submits that pursuant to this GR dated 9.9.2021, the department has constituted a committee by order dated 2.11.2022. Therefore till the committee takes review of the Recruitment Rules of 2015, the recruitment procedure is to be stayed.</p> <p>4. Ld. Advocate further submits that two employees holding the post of Information Assistant / Sub-Editor appeared for UPSC Examination, Group-II are given certificate stating that nature of the post is supervisory. He produces such experience certificate of one Shri Pravin Shamrao Bhurke dated 14.7.2021 issued by the Director (Information) (Administration) and certificate dated 11.8.2021 issued to Shri Vijay Vasant Rao Raut. Both the certificates are taken on record and marked as Court Exhibit</p>

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	<p>1 & 2 respectively. Ld. Advocate submits that applicants are holding same post and therefore they are also to be given such certificates. Ld. Advocate submits that applicant no.18 has submitted an application on 5.1.2023 for issue of such certificate.</p> <p>5. We direct the Government to inform when the committee is going to review the existing recruitment rules. No interim relief can be granted in view of the prayer made by the applicants for cancelling the existing Rules of 2015. The advertisements are issued in December, 2022. The process is already started and the last date for accepting the application form was 23.1.2023. As the applicants have challenged the rules we call upon respondents no.1 and 2 to file short affidavit as to when the committee, which is constituted as per order dated 2.11.2022, is going to finalize the review of Recruitment Rules of 2015.</p> <p>6. S.O. to 7.2.2023</p> <table style="width: 100%; border: none;"> <tr> <td style="text-align: center; vertical-align: top;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>24.1.2023</p> </td> <td style="text-align: center; vertical-align: top;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>24.1.2023</p> </td> </tr> </table> <p>(sgj)</p>	<p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>24.1.2023</p>	<p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>24.1.2023</p>
<p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>24.1.2023</p>	<p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>24.1.2023</p>		

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	<p align="center"><u>M.A. No.50 of 2023 in O.A. No.94 of 2023</u></p> <p>S.T. Ingale & 19 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.R. Shelke, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 24.1.2023</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 24.1.2023</p> <p>(sgj)</p>

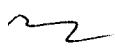
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	<p>Date : 24.01.2023</p> <p align="center">C.A.No.77/2022 in O.A.No.759/2022</p> <p>S.D. KulkarniApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On instructions from Mr. Hruta Ashok Dixit, Deputy Commissioner of Fisheries Administration learned P.O. submits that the Department has carried out all the process. The pension could not be deposited for want of adhar card and the necessary signatures of the Applicant. The said officer submits that the person from the Department had visited the residence of the Applicant on 19.01.2023 informing him about the requirement of adhar card and also signatures of applicant on documents which are at Treasury office, Solapur.</p> <p>3. Adjourned at 2.30 for instructions from Applicant.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date : 24.01.2023</p> <p align="center">C.A.No.19/2022 in O.A.No.776/2015</p> <p>P.G. SondkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view that the order passed in O.A.No.776/2015 is complied with, C.A. stands disposed of.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 24.01.2023</p> <p align="center">M.A.No.1/2023 in O.A.No.1/2023</p> <p>K.C. Jadhavar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p><u>24.01.2023</u></p> <p>C.A 46/2022 in O.A 72/2022 with C.A 47/2022 in O.A 73/2022 with C.A 71/2022 in O.A 1095/2016</p> <p>Shri V.H Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaiwad learned P.O for the Respondents.</p> <p>2. Learned P.O on instructions from Shri Santosh Kale, Desk Officer, Forest Department, Mantralaya, Mumbai submits that the proposal regularization of the services of the applicants in C.A 46 & 47/2022 is sent by the Department to the Hon'ble Minister and it is pending before the Hon'ble Minister. However, the proposal of the applicant in C.A 71/2022 is sent to the Finance Department.</p> <p>3. S.O to 1.2.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/-  (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.01.2023</u></p> <p style="text-align: center;"><u>O.A 89/2023</u></p> <p>Shri S.P Kolte ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant prays that the Respondents be directed to consider the case of the applicant on the basis of the fact stated in the representation dated 12.1.2023.</p> <p>3. Learned counsel submits that the applicant joined service on 6.8.2012. As per Rule 4(a)(i) of the Maharashtra Directorate of Industries Class I & Class II Officers Departmental Examination Rules, 1984, the applicant was required to pass the departmental examination within a period of two years before the date of appointment. The applicant did not pass the said examination. Thus, there were only two chances as per Rule 4(a)(i). As per Rule 4(a)(ii) the applicant was required to pass the examination within two chances after the appointed date. As per Rule 5 one extra chance can be given by the Government. The applicant was given extra chance. The applicant appeared for the departmental examination in the years 2012, 2013 and 2014. However, he failed. Thereafter, there was no examination till 2018. The Examination of the year 2015 was conducted in the year 2018 and the results of which was declared in February, 2019 in which he was declared successful.</p> <p>4. Learned counsel submits that the Respondent-State has considered that the applicant has not passed the departmental examination in three chances and therefore, his seniority is disturbed and his seniority is fixed from the date of passing of the examination, i.e., February 2019 instead of 2015.</p> <p>5. Learned counsel submits that the applicant has been holding the post of General Manager from 15.9.2021 and he apprehends reversion.</p> <p>6. Learned C.P.O seeks time to file affidavit in reply.</p> <p>7. As the applicant has been working since October, 2021, we protect the services of the applicant till the Respondent-State files affidavit in reply.</p> <p>8. S.O to 7.2.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.01.2023</u></p> <p><u>M.A 55/2023 in C.A 69/2022 in O.A 339/2020</u></p> <p>Shri Ravindrakumar G. Mane & Ors ... Intervenors Applicants</p> <p style="text-align: center;">Vs.</p> <p>Smt Manisha V. Mane & Ors ... Respondents (Ori Applicants)</p> <p style="text-align: center;">And</p> <p>Shri Nitin Kareer and Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the Intervenors/applicants, Smt Vaishali Jagdale, learned counsel for the Respondents (Ori Applicants) and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel Mrs Mahajan submits that she has moved the intervention application.</p> <p>3. We call upon the learned counsel to address us in view of the order of the Hon'ble High Court dated 10.1.2023 in W.P 11216/2022, wherein the Hon'ble High Court has specifically held that no intervention application of any affected persons are to be allowed in the contempt proceedings which will enlarge the scope of the order which is not permissible.</p> <p>4. Learned counsel Mrs Punam Mahajan submits that the present intervention application is different than the facts in the W.P No. 11216/2022 dated 10.1.2023 on the ground that the present applicants have not filed separate Original Application. Secondly the prayer of the intervenor applicants is that their promotions are not to be stayed while implementing the order of this Tribunal.</p> <p>5. The submissions made by the learned counsel for the intervenor applicants cannot be accepted because the implementation of the order of the Tribunal is important. We are not aware that the applicants in this Misc Application are due for promotion and similarly we are not aware that the promotion of the intervenor-applicants are going to be affected adversely while implementing the order of this Tribunal.</p> <p>6. If at all the intervenor-applicants have any grievances, they have to file separate Original Application.</p> <p>7. In view of the above the Misc Application seeking intervention is rejected.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">[P.T.O.]</p>

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	<p><u>24.01.2023</u></p> <p align="center"><u>C.A 69/2022 in O.A 339/2020</u></p> <p>Smt Manisha V. Mane & Ors ... Applicants And Shri Nitin Kareer and Ors ... Respondents</p> <p>1. Heard Smt Vaishali Jagdale, learned counsel for the Applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that she has filed additional affidavit showing tentative placing of the applicants in the seniority list.</p> <p>3. Learned P.O seeks time to take instructions in the matter.</p> <p>4. By way of last chance three weeks' time is granted to the Respondents to implement the order of this Tribunal.</p> <p>5. S.O to 14.2.2023.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p>Date : 24.01.2023</p> <p align="center">O.A.No.1075/2022</p> <p>A.M. AtramApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. A.M. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. submits that she will be filing affidavit-in-reply during the course of the day.</p> <p>3. Adjourned to 21.02.2023.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 24.01.2023</p> <p align="center">M.A.No.226/2022 in O.A.No.354/2020</p> <p>State of MaharashtraApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicant (Org. Respondent) and Mr. S.R. Ghanoval, learned Advocate holding for Mr. V. Talkute, learned Advocate for the Respondents (Org. Applicants).</p> <p>2. At the request of learned Advocate Mr. Ghanoval adjourned to 07.02.2023.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 24.01.2023</p> <p align="center">C.A.No.4/2023 in O.A.No.1018/2019 with M.A.No.516/2019</p> <p>G.F. PatilApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. P.H. Hendre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the issue is pending before the Hon'ble Supreme Court.</p> <p>3. Learned P.O. submits that in the similar matter the Hon'ble Supreme Court by order dated 01.08.2022 passed in Special Leave to Appeal (C) No.(s).12190/2022, Union of India & Ors. Versus Mahesh Kumar & Anr has granted stay. However, the Petition involving the same issue of grant of increment from 1st July, Hon'ble Supreme Court by order dated 31.10.2022 passed in Civil Appeal Diary No(s). 28107/2022, Union of India & Ors. Versus No.671534-K. HFL Sarvesh Kumar was allowed.</p> <p>4. At the request of learned P.O. adjourned to 14.02.2023 as the Government wants to file Writ Petition before the Hon'ble High Court challenging the impugned order of this Tribunal.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p align="left">prk</p>

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	<p>Date : 24.01.2023</p> <p align="center">C.A.No.3/2023 in O.A.No.950/2019 with M.A.No.516/2019</p> <p>S.K. InamkeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. P.H. Hendre, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the issue is pending before the Hon'ble Supreme Court.</p> <p>3. Learned P.O. submits that in the similar matter the Hon'ble Supreme Court by order dated 01.08.2022 passed in Special Leave to Appeal (C) No.(s).12190/2022, Union of India & Ors. Versus Mahesh Kumar & Anr has granted stay. However, the Petition involving the same issue of grant of increment from 1st July Hon'ble Supreme Court by order dated 31.10.2022 passed in Civil Appeal Diary No(s). 28107/2022, Union of India & Ors. Versus No.671534-K. HFL Sarvesh Kumar was allowed.</p> <p>4. At the request of learned P.O. adjourned to 14.02.2023 as the Government wants to file Writ Petition before the Hon'ble High Court challenging the impugned order of this Tribunal.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p align="left">prk</p>

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	<p align="center"><u>O.A. No.574 of 2016</u></p> <p>P.A. Pagare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO on instructions submits that no vacancy of 2013 Recruitment is available for the post of Bandsman in SC category. Waiting list is also lapsed. Ld. PO submits that earlier though the applicant had filed OA No.926 of 2014 but he withdrew the same on 19.1.2015 with liberty to file fresh OA.</p> <p>3. We called upon the Ld. Advocate for the applicant to show whether any interim order was passed or any direction was given to the respondents to keep one post of Bandsman vacant. Ld. Advocate submits that no such directions were given. Under such circumstances it is difficult to grant relief and no interim relief of any nature was granted. Hence, as the posts are filled in as per the select list of 6.6.2013, we cannot grant any relief at this stage.</p> <p>4. In view of the above, OA is disposed off.</p> <p align="center"> Sd/- / Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 24.1.2023 24.1.2023 (sgj) </p>

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	<p align="center"><u>O.A. No.271 of 2017</u></p> <p>M.R. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This pertains to selection and appointment. Though this matter is of 2017, the matter is required to be adjourned by two months as parties have approached Hon'ble Supreme Court and the Hon'ble Supreme Court has stayed the termination of the original respondents and therefore applicant cannot be appointed.</p> <p>3. S.O. to 28.3.2023.</p> <p align="center"> <table border="0"> <tr> <td align="center">Sd/- (Medha Gadgil) Member (A) 24.1.2023</td> <td align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 24.1.2023</td> </tr> </table> </p> <p>(sgj)</p>	Sd/- (Medha Gadgil) Member (A) 24.1.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 24.1.2023
Sd/- (Medha Gadgil) Member (A) 24.1.2023	Sd/- (Mridula Bhatkar, J.) Chairperson 24.1.2023		

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	<p><u>O.As. No.253 to 258 of 2022</u></p> <p>S.L. Salunkhe & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants seeks leave to add Public Health Department instead of Medical Education & Drugs Department in the array of respondents in the above OAs.</p> <p>3. Leave granted. Amendment be carried out and amended copy be served on all respondents.</p> <p>4. Joint Secretary, Public Health Department is directed to file affidavit and remain present on the next date along with full details of this case.</p> <p>5. S.O. to 14.2.2023.</p>
	<p align="center">Sd/- _____ (Medha Gadgil) Member (A) 24.1.2023 (sgj)</p> <p align="center">Sd/- _____ (Mridula Bhatkar, J.) Chairperson 24.1.2023</p>

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	<p>Date : 24.01.2023</p> <p align="center">O.A.No.537 of 2022</p> <p>A. P. SansareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. F. Wasif, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is shortly adjourned on his personal difficulty.</p> <p>3. S.O. to 13.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 24.01.2023</p> <p align="center">M. A. No.449 of 2022 in O.A.No.940 of 2021</p> <p>S. D. SavaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Gaurav Nankar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. This M.A. is filed stating that in view of the order of the Hon'ble Supreme Court dated 10.01.2022 in <i>Suo-Motu</i> W.P.No.3/2020 the delay has to be excluded. 3. The Applicant has challenged the order dated 07.10.2019 passed by the S.D.O. terminating his services from the post of Police Patil. The period of limitation of one year expired on 07.10.2020 whereas as per order of the Hon'ble Supreme Court referred to above held that in cases where limitation would have expired during the period between 15.03.2020 to 28.02.2022 notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 01.03.2022. 4. The O.A. is filed on 24.11.2021 i.e. in between 15.03.2020 to 28.02.2022 which is excluded from limitation. 5. In view of above, M.A. for condonation of delay is allowed with no order as to costs. 6. The O.A. be kept for hearing on 08.02.2023. <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J) [P.T.O.]</p> <p>vsm</p>

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	<p>Date : 24.01.2023</p> <p align="center">M. A. No.53 of 2023 in O. A. No. 1232 of 2022</p> <p>I. K. AttarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for amendment in prayer clause whereby the Applicant wants to add one more prayer for direction to the Respondents to process pension papers and to disburse the retiral dues.</p> <p>3. The proposed amendment will not change the nature of O.A. Indeed, it is of very formal nature.</p> <p>4. In view of above, the M.A. is allowed. Amendment be incorporated immediately.</p> <p>5. No order as to costs.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 24.01.2023</p> <p style="text-align: center;">O.A.No.554 of 2022</p> <p>P. P. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Shri J. S. Deshmukh, learned Counsel for the Applicant has sent leave note. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 10.02.2023.</p> <p style="text-align: right;">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</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 : 24.01.2023</p> <p align="center">O.A.No.1114 of 2022</p> <p>R. P. Marekar ...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 Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. The O.A. be proceeded without reply and it be kept for final hearing.</p> <p>4. S.O. to 09.02.2023.</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

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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 : 24.01.2023</p> <p align="center">O.A.No.1179 of 2022</p> <p>V. B. Helavi (Reddy)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 Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 09.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.01.2023</p> <p>O.A.No.1201 of 2022</p> <p>M. S. SonawaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri U.S. Shinde, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the reply is under preparation and same will be filed shortly.</p> <p>3. Three days time is granted to file reply.</p> <p>4. S.O. to 27.01.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.01.2023</p> <p align="center">O.A.No.836 of 2018</p> <p>U. K. Survade & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. The matter pertains to Pay Scale which was assigned to Division Bench and today for the 1st time, it is listed before the Single Bench in view of changed order of allotment of subject.</p> <p>3. Today, learned P.O. has filed reply on behalf of the Respondent Nos.1, 2 & 3. It is taken on record.</p> <p>4. O.A. be kept for final hearing.</p> <p>5. S.O. to 08.02.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 24.01.2023</p> <p align="center">O.A.No.1208 of 2022</p> <p>D. B. PatilApplicant</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 Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 31.01.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 24.01.2023</p> <p align="center">O.A.No.1221 of 2022</p> <p>V. L. DharneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Sarang Gundajwar holding for Shri R. G. Panchal, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted to file reply by way of last chance.</p> <p>3. S.O. to 07.02.2023.</p> <p align="right">Sd/- w (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 24.01.2023</p> <p align="center">O.A.No.1229 of 2022</p> <p>M. M. ThakurApplicant</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 Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 07.02.2023.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.01.2023</p> <p align="center">O.A.No.100 of 2023</p> <p>Shri P. G. GosaviApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. The Applicant has challenged the transfer order dated 10.01.2022 whereby he is transferred from Lonavala City Police Station to Junnar Police Station, Dist. Pune and already relieved on 19.03.2023. Though his transfer seems to be mid-term and mid-tenure, the file tendered by learned P.O. <i>prima-facie</i> shows that there are serious allegations of accepting bribe against the Applicant and it is on that background, the PEB exercising the power under Section 22N (2) of Maharashtra Police Act and transferred the Applicant in public interest and in administrative exigencies. 3. Learned Counsel for the Applicant sought to contend that the allegations are false and the transfer is issued without giving any show cause notice to the Applicant. 4. At this stage, <i>prima-facie</i> the PEB at district level exercised the power under Section 22N(2) of Maharashtra Police Act. Thus, the transfer seems to be <i>prima-facie</i> necessitated because of misconduct attributed to the Applicant. 5. In view of above, I am not inclined to grant interim relief. <p align="right">[P.T.O.]</p>

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

Tribunal's orders

6. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
7. Issue notice before admission returnable on 21.02.2023.
8. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
9. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
10. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
11. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original/ ~~Miscellaneous~~ Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / ~~Miscellaneous~~ Application shall stand dismissed.
12. S.O. to 21.02.2023.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm