

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

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	<p align="center"><u>M.A.383/2024 in O.A.708/2024</u></p> <p>Smt. P.C. Patil ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri S.S. Dere, learned Advocate for Applicant in MA No.383/2024 who is Respondent No.2 in OA No.708/2024, Smt. K.S. Gaikwad, learned PO for Respondents and Shri A.V. Bandiwadekar, learned Advocate for Applicant in OA No.708/2024.</p> <p>2. The MA No.383/2024 has been filed as per directions in 'Para 4(1)' of 'Judgment' passed on 28.06.2024 by 'Hon'ble Bombay High Court' in 'Writ Petition No.8963/2024'. The Applicant in MA No.383/2024 and Respondent No.2 in OA No.708/2024 seeks 'Modification' or 'Vacation' of 'Interim Relief' granted to Applicant in OA No.708/2024 13.06.2024.</p> <p>3. The learned Advocate on behalf of Applicant in MA No.383/2024 and Respondent No.2 in OA No.708/2024 as well as learned Advocate for Applicant in OA No.708/2024 were heard at length with regard to limited issue of modification or vacation of 'Interim Relief' granted on 13.06.2024.</p> <p>4. The learned Advocate for Applicant in MA No.382/2024 and Respondent No.2 in OA No.708/2024 contended that she had joined on the post of 'Municipal Commissioner, Ichalkaranji Municipal Corporation' on 12.06.2024 whereas Applicant in OA 708/2024 had been granted ex-parte 'Interim Relief' on 13.06.2024.</p> <p>5. The learned Advocate for Applicant in OA No.708/2024 per contra argued that Respondent No.2 in OA No.708/2024 who is Applicant in MA No.382/2024 did not take over the charge of the post of 'Municipal Commissioner, Ichalkaranji Municipal Corporation' on 12.06.2024 as per provisions of 'Rule 29' and 'Rule 31' of 'MCS (General Conditions of Service) Rules 1981' and even after adequate opportunity was given to Respondent No.2 in OA No.708/2024 who is Applicant in MA No.382/2024, she has failed to</p>

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produce relevant document in this regard as per directions given upon hearing to Respondent No.2 in OA No.708/2024 on 11.07.2024.

6. The learned PO assisted by 'Under Secretary, Urban Development Department' argued that Applicant in MA No.382/2024 who is Respondent No.2 in OA No.708/2024 has been justifiably transferred by 'Urban Development Department' Order dated 12.06.2024 from post of 'Joint Commissioner (District Administration Officer, Group-A)' in office of 'District Collector, Satara' to post of 'Municipal Commissioner, Ichalkaranji Municipal Corporation'.

7. The learned PO then relied in general on Urban Development Department GR dated 10.05.2004 and specifically on Urban Development Department GR dated 04.05.2006 to emphasize that as per guidelines in 'Para 2(7)', the appointments to posts of 'Municipal Commissioners' from amongst those serving in cadre of 'Chief Officers, Group-A' are to be done based on twin criteria of being 'Senior' and 'Suitable'.

8. The contention of Applicant in MA No.382/2024 and Respondent No.2 in OA No. 708/2024 was therefore examined further; so as to ascertain her relative seniority in cadre of 'Chief Officer Group-A' as compared to seniority of Applicant in OA No.708/2024. The perusal of 'Seniority List' for the cadre of 'Chief Officer Group-A' reveals that Urban Development Department as the 'Cadre Controlling Authority' has created few 'Sub-Cadres' including (i) 'Chief Officer, Group 'A' (Selection Grade)/'Deputy Commissioner, Group-A' and 'Chief Officer, Group-A'/Assistant Commissioner, Group-A'.

9. The Applicant in OA No.708/2024 is placed at 'Serial No.48' in the 'Seniority List' of 1st January, 2024 for 'Sub-Cadre' of 'Chief Officer Group-A (Selection Grade)/Deputy Commissioner, Group-A' while Applicant in MA No.382/2024 and Respondent No.2 in OA No.708/2024 is placed at Serial No.113 in in the 'Sub-Cadre' of 'Chief Officer Group-A/Assistant Commissioner, Group-A'. Hence, not only Applicant in OA 708/2024 and Applicant in MA No.382/2024 and Respondent No.2 in OA No.708/2024 serving in different 'Sub Cadres' created by Urban Development Department, but Applicant in OA No.708/2024 is placed much higher than Applicant in MA No.382/2024 and Respondent No.2 in OA No. 708/2024 even when seen from the perspective of single cadre of 'Chief Officer Group-A'. There are in fact more than 125 officers of various seniorities in between them in the two separate 'Sub-Cadre of Chief Officer, Group-A'. Therefore, argument made on behalf of

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Urban Development Department that the appointment of Applicant in MA No.382/2024 and Respondent No.2 in OA No.708/2024 was based on twin criteria of being 'Senior' and 'Suitable' as per guidelines in 'Para 2(7)' of GR dated 04.05.2006 are not based on irrefutable evidence. Hence, with respect to claim of Urban Development Department that Applicant in MA No.383/2024 and Respondent No.2 in OA No.708/2024 was 'Senior' to Applicant in OA No.708/2024 is clearly not established; Notwithstanding that in absence of any objective criteria it would not be necessary to go into reasons why Applicants in MA No.382/2024 and Respondent No.2 in OA No.708/2024 was found to be most 'Suitable' to occupy the post of 'Municipal Commissioner, Ichalkaranji Municipal Corporation, District Sangli'.

10. The learned PO drew attention to the contents of Urban Development Department GR dated 19.10.2020 wherein 'Para 4', indicates the number of posts of 'Chief Officer Group-A' earmarked for assignments of 'Municipal Commissioner'/'Additional Municipal Commissioner'/'Deputy Commissioner'. The content of 'Para 4' are as reproduced below :-

उपरोक्त तपशीलप्रमाणे मुख्याधिकारी, गट-अ संवर्गातील एकूण मंजूर पदांची संख्या खालीलप्रमाणे आहे:-

पदाचे नाव	पदसंख्या
आयुक्त	११
अतिरिक्त आयुक्त	२४
उपायुक्त / समकक्ष	७२
नगरपरिषदा	२७ (१७+१०)
नगरपरिषद प्रशासन संचालनालय, विभागीय आयुक्त कार्यालय व जिल्हा प्रशासन अधिकारी	७०
एकूण गट-अ	२०४
गट-अ ची श्रेणीनिहाय मंजूर पदे	
वरिष्ठ वेतनश्रेणी S-२५	४३
गट-अ S-२०	१६१ (२०४-४३)
निवडश्रेणी S-२३	५४
गट-अ मंजूर संवर्ग संख्येच्या ३३.३३: निवडश्रेणी	

11. The 'Transfer Order' dated 12.07.2024 of Urban Development Department which is challenged by Applicant in OA No.708/2024 is

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not only cryptic and does not mention if it had been issued as per provisions of 'Section 4(4)(ii)' read with 'Section 4(5)' of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act 2005' as it was to effect 'Mid Tenure' transfers of both Applicant in O.A. No.708/2024 and Applicant in M.A. No.383/2024 and Respondent No.2 of OA No.708/2024.

12. The Urban Development Department has in due haste instantly relieved both Applicant and Respondent No.2 upon issue of 'Transfer Order' dated 12.07.2004 by trampling on provisions of 'Rule 29' and 'Rule 31' of 'Maharashtra Civil Services (General Conditions of Services) Rules, 1981'.

13. The Urban Development Department is thus not only required to introspect as to whether they would at all like to observe 'Policy Guidelines' in (a) UDD GR dated 10.05.2004, (b) UDD GR dated 04.05.2006, (c) UDD GR dated 19.10.2020 but also forthrightly search if rule books such as 'Maharashtra Civil Services (General Conditions of Services) Rules 1981' are still available on the desks of Urban Development Department.

14. The MA No.382/2024 filed by Respondent No.2 in OA No.708/2024 has been heard at length as per directions given in 'Para 4(3)' of 'Judgment' passed on 28.06.2024 by 'Hon'ble High Court Bombay' in 'Writ Petition No.8963/2024'. However, for reasons elaborated above, there is no 'prima-facie' merit in the contention made by Applicant in MA No.382/2024 and Respondent No.2 in OA No.708/2024 which deserve consideration for 'Modification' or 'Vacation' of 'Interim Order' granted on 13.07.2023 to Applicant in OA No.708/2024.

15. The reasons for grant of 'ex-parte' 'Interim Relief' on 13.07.2023 to Applicant in OA No.708/2024 are encapsulated in 'Para 8' of Order dated 13.07.2024 as required to be done under 'Proviso Clause' of 'Section 24' of 'The Administrative Tribunals Act 1985'.

16. The MA No.383/2024 in OA No.708/2024 is accordingly disposed off. No Order as to Costs.

Sd/-

(Debashish Chakrabarty)
Member-A
24.07.2024

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	<p style="text-align: center;"><u>O.A.708/2024</u></p> <p>Smt. P.C. Patil ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri S.S. Dere, learned Advocate for Applicant in MA No.383/2024 who is Respondent No.2 in OA No.708/2024, Smt. K.S. Gaikwad, learned PO for Respondents and Shri A.V. Bandiwadekar, learned Advocate for Applicant in OA No.708/2024.</p> <p>2. S.O. to 13.08.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakraborty) Member-A 24.07.2024</p> <p>(skw)</p>

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Date: 24.07.2024

O.A. No.408 of 2024

M.S. GaikwadApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadkar, learned Advocate for Applicant and Smt. Archana B.K., learned Presenting Officer for Respondents and Smt. R. Todankar, learned Advocate for Respondent No.2.

2. Learned Advocate for Respondent No.2 states that Respondent No.2 has submitted Application to 'Principal Secretary, School Education and Sports Department' on 05.07.2024 seeking transfer to post of either (a) 'Education Officer Municipal Corporation Thane' or (b)'Education Inspector, (Western) Greater Mumbai' or (c) 'Education Officer (Primary), ZP Kolhapur'.

3. The Respondent No.2 therefore no longer seeks to join on post 'Education Officer (Primary), ZP Sangli' as per 'Transfer Orders' of dated 15.03.2024 of 'School Education & Sport Department'. Therefore against this backdrop; the 'Principal Secretary, Primary Education and Sports Department' may consider Application submitted by Respondent No. 2 on 05.07.2024 and decide to revoke earlier 'Transfer Order' dated 15.03.2024 of 'School Education & Sport Department' in respect of Respondent No.2.

4. The 'Principal Secretary, Primary Education and Sports Department' to accordingly decide to revoke earlier 'Transfer Order' dated 15.03.2024 of 'School Education & Sport Department' in respect of Applicant as Applicant was yet to complete 'Normal Tenure' of 3 Years on post of 'Education Officer (Primary) ZP, Sangli', when he came to be transferred 'Mid Term' and 'Mid Tenure' to post of 'Divisional Joint Secretary' in 'Maharashtra State Board of Secondary and Higher Secondary, Divisional Education Board' at 'Ratnagiri'.

5. 'Interim Relief' to continue till 'Next Date'.

6. S.O. to 21.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

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Date: 24.07.2024

O.A. No.851 of 2024

V.R. Chavan (Nirdhar)Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri U.V. Bhosle, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents.

2. Learned PO states that 'Desk Officer', (Additional Charge) is present on behalf 'Maharashtra State Right to Services Commission, Mumbai'.

3. The 'Signed Statement' submitted today by 'Desk Officer' (Additional Charge) present of behalf of 'Maharashtra State Right to Services Commission, Mumbai' makes it evident that they have not sought repatriation of Applicant before completion of her tenure on 'Deputation Post' of 'Deputy Secretary' on 02.11.2025.

4. The 'Deputy Secretary, Group-A and Section Officer, Group-B' (Gazetted) in the office of the Maharashtra State Right to Service Commission, (Recruitment) Rules, 2018' are applicable to 'Deputation Post' of 'Deputy Secretary' held by Applicant. Hence it's necessary to take on record by way of 'Affidavit-in-Reply'; the views of 'Maharashtra State Right to Services Commission, Mumbai' about the contents of GAD letter dated 28.05.2024 addressed to Applicant.

5. S.O. to 31.07.2024.

Sd/-
(Debashish Chakrabarty)
Member (A)

AGR

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	<p>3. In this matter, the Tribunal on 21.03.2024 had directed Respondents to maintain 'Status Quo' and further directed by Order dated 19.04.2024 as follows:-</p> <p>“8. We direct Department of Sports to verify the Certificates of Respondent No.5 in both the matters as per rules and GR dated 10.10.2017 which are applicable to the Advertisement.</p> <p>9. We further direct Director of Sports to verify whether sports played by Respondent No.5 were organized by the Competent Organization as per requirement.</p> <p>4. Pursuant to Order dated 19.04.2024, Respondent – State directed concerned Authority of Sports to re-verify the 'Sports Certificates' of Applicant and also 'Respondent No.5' (ori. Applicant). The 'Deputy Director, Sports and Youth Services' has re-verified and submitted 'Report' and said 'Report' was communicated by 'Deputy Director' Shri Manik Patil by letter dated 09.07.2024 that Sports Certificate dated 05.07.2017 of 'Respondent No.5' (ori. Applicant) is invalidated. The said letter dated 09.07.2024 is placed before us.</p> <p>5. The learned Advocate for Respondent No.5 in OA No.383/2024 has submitted that 'Sports Authority' is required to follow proper procedure of re-verification of 'Sports Certificates' as per GR dated 30.06.2022 and especially, concerned 'Committee' was not constituted to re-verify the validity of 'Sports Certificate' of 'Respondent No.5' in OA No.383/2024. He raised many objections including non-availability of proper 'Forum' for 'Respondent No.5' in OA No.383/2024.</p> <p>6. We make it clear that once decision was taken by Respondent Authority in respect of 'Sports Authority' of Applicant and 'Respondent No.5 in OA 383/2024', we cannot go into as it is not the issue before us.</p> <p>7. We accept the 'Report' as it is in view of relief prayed by Applicant. The 'Respondent No.5' in OA No.383/2024 who is aggrieved person because of this 'Report' may follow other 'Legal Recourse'. However, objection cannot be considered in this matter by us.</p> <p>8. As our Order dated 19.04.2024 is complied with by Respondents by re-verifying the Sports</p>

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	<p>Certificate of Applicant and 'Respondent No.5' in OA No.383/2024, we direct MPSC to take necessary steps and revise 'Merit List' as well as 'Provisional Select List' as per 'Rules'.</p> <p>9. 'Interim Relief' is vacated.</p> <p>10. Shri S.D. Patil, learned Advocate submits that Order of 'Status Quo' to continue for 'One Week' to enable 'Respondent No.5' in OA No.383/2024 to take further steps.</p> <p>11. In view of above, both OA No.383/2024 & OA No.493/2024 stands disposed off. M.A.No.402/2024 & M.A.403 in OA 383/2024 for 'Intervention' similarly M.A.404/2024 & M.A.405/2024 in OA 493/2024 for 'Vacating Stay' also stands disposed off.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) (Mridula Bhatkar, J) Member-A Chairperson 24.07.2024 24.07.2024</p> <p>(skw)</p>

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DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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	<p>Date: 24.07.2024</p> <p align="center">O.A. No.405 of 2024</p> <p>J. U. KaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for Applicant and Shri D.R. Patil, learned Presenting Officer for Respondents.</p> <p>2. Learned PO presents Chief Conservator Forest (Territorial), Thane' letter dated 22.07.2024 which affirms that they are willing to consider the request of Applicant for transfer to post of 'Forest Guard' in 'Sai Forest Range' of 'Alibaug Forest Division' after appropriate directions are received from Revenue and Forest Department with regard to 'General Transfer 2024'.</p> <p>3. S.O. to 07.08.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 676/2024</u></p> <p>Dr V.N Palange ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Digvijay Kachre i/b Shri A.A Desai, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 21.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p data-bbox="794 1058 1043 1089">Date : 24.07.2024</p> <p data-bbox="826 1123 1449 1154">M.A.No.440/2024 in O.A.No.826/2024 (S.B.)</p> <p data-bbox="794 1187 1410 1218">Dr. Pramod Khandate .Applicant</p> <p data-bbox="890 1221 932 1246">Vs.</p> <p data-bbox="794 1249 1458 1280">The State of Maharashtra & Ors.Respondents.</p> <ol data-bbox="794 1308 1485 1599" style="list-style-type: none"><li data-bbox="794 1308 1485 1393">1. Heard Mr. A.D. Gugale, learned Presenting Officer for the Respondents<li data-bbox="794 1437 1485 1522">2. Ms. R. Sirpurkar, learned Counsel for the Applicant is absent.<li data-bbox="794 1566 1225 1599">3. Adjourned to 29.07.2024. <p data-bbox="1257 1617 1321 1648" style="text-align: right;">Sd/-</p> <p data-bbox="1145 1715 1442 1780" style="text-align: right;">✓ (Mridula Bhatkar, J.) Chairperson</p> <p data-bbox="794 1787 826 1813">prk</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 540/2024</u></p> <p>Dr H.S Bhopale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 14.8.2024.</p> <p style="text-align: right;"><i>Sd/-</i> (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 540/2024</u></p> <p>Dr H.S Bhopale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 14.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 475/2024</u></p> <p>A.J Kale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 14.8.2024. Interim relief, if any, to continue.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 471/2024</u></p> <p>Dr N.S Chavan ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Digvijay Kachre i/b Shri A.A Desai, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 7.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 459/2024</u> <u>(Through Video Conference)</u></p> <p>W.P Mundhe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Smt Punam Mahajan, learned advocate for the applicant was not available when called out on V.C. Heard Ms Archana B.K, learned P.O for the Respondents</p> <p>2. Learned P.O seeks time.</p> <p>3. S.O to 21.8.2024. Interim relief, if any to continue.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>24.07.2024</u></p> <p><u>O.A 451/2024</u></p> <p>S.V Dudhabhate & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Admit with liberty to file rejoinder if any.</p> <p>3. Place for final hearing on 28.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 185/2024 with M.A 361/2024 in O.A 542/2024 with O.A 840/2024 (O.A 805/2023-Aurangabad) with O.A 827/2024 (O.A 1338/2023-Nagpur) with O.A 828/2024 (O.A 328/2023-Nagpur) with O.A 829/2024 (O.A 1289/2023-Nagpur)</u></p> <p>S.B Raul & Ors S.S Adagale & Anrs S.R Gabru & Ors S.T Pawar & Ors S.V Kakade & Ors G.U Bangare & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Abhilasha Jadhav i/b Talekar & Associates, learned advocate for the applicants and Ms Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter adjourned to 28.8.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>C.A 40/2022 in O.A 733/2021</u></p> <p>S.P Kolte ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant, Ms Archana B.K, learned P.O for the Respondent No. 1 and Shri M.D Lonkar, learned counsel for Respondent No. 2.</p> <p>2. Matter adjourned to 12.9.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 725/2024</u></p> <p>G.D Kale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 28.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A Nos 786 & 787/2024</u></p> <p>S.B Ahire Y.C Patil & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 21.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>M.A 271/2024 in O.A 576/2024</u></p> <p>S.S Sawant ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time to file reply.</p> <p>3. S.O to 14.8.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>M. 241/2024 in O.A 239/2024</u> <u>(Through Video Conference)</u></p> <p>Dr B.S Karekar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Smt Punam Mahajan, learned advocate for the applicant was not available when called out on V.C. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Reply is already filed.</p> <p>3. S.O to 7.8.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A Nos 848 & 997/2022</u> <u>(Through Video Conference)</u></p> <p>V.B Saravade A.T Joseph ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Smt Punam Mahajan, learned advocate for the applicant was not available when called out on V.C. Heard Ms Archana B.K, learned P.O for the Respondents</p> <p>2. Learned P.O seeks time to file reply.</p> <p>3. S.O to 14.8.2024.</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A No 825/2024-Mumbai (O.A 33/2024-Nagpur)</u> <u>with O.A 826/2024-Mumbai (O.A 483/2024-Nagpur)</u></p> <p>Dr M.P Motghare Dr P.B Khandate ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicants. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O seeks time.</p> <p>3. S.O to 21.8.2024.</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 align="center">Date: 24.07.2024</p> <p align="center">O.A. No.898 of 2023</p> <p>S.M. Deshmukh & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 09.08.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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 align="center">Date: 24.07.2024</p> <p align="center">O.A. No.1542 of 2023</p> <p>Dr. S.A. TamboliApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Learned P.O. has filed 'Affidavit-in-Reply' on behalf of Respondent. It is taken on record. 3. S.O. to 07.08.2024. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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: 24.07.2024</p> <p align="center">O.A. No.481 of 2024</p> <p>V.R. WaghmareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' on behalf of Respondent. It is taken on record.</p> <p>3. S.O. to 02.08.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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 align="center">Date: 24.07.2024</p> <p align="center">O.A. No.490 of 2024</p> <p>B.K. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.B. Solanke, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' on behalf of Respondent. It is taken on record.</p> <p>3. S.O. to 13.08.2024.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

Date: 24.07.2024

O.A. No.857 of 2024 with M.A. No.420 of 2024

S.B. Bote & Ors.,Applicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri V.R. Katariya, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer present on behalf of the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 21.08.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. S.O. to 21.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 24.07.2024</p> <p align="center">O.A. No.276 of 2024</p> <p>V.G. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for Applicant through Video-Conference, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri D. B. Thoke, learned Advocate for Respondent Nos.5 to 6 through Video-Conference. 2. 'Interim Relief' to continue till 'Next Date'. 3. S.O. to 29.07.2024. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

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

Tribunal's orders

Date: 24.07.2024

O.A. No.895 of 2024

G.T. BandkarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri D.R. Patil, learned Presenting Officer for the Respondents.
2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
3. Issue notice before admission returnable on 22.08.2024.
4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.
8. S.O. to 22.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

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

Tribunal's orders

Date: 24.07.2024

O.A. No.879 of 2024

D.J. GhadgeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.D. Gugale, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 22.08.2024.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

8. S.O. to 22.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

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

Tribunal's orders

Date: 24.07.2024

O.A. No.870 of 2024

M.S. PatilApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Nikhil Adkire, learned Advocate holding for Shri R. Thobde, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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

3. Issue notice before admission returnable on 22.08.2024.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

8. S.O. to 22.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

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

Tribunal's orders

Date: 24.07.2024

O.A. No.710 of 2024

J.S. Pawar

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. The Applicant as well as learned Advocate Shri K.S. Chaudhari are both not present. Shri D.R. Patil, learned Presenting Officer present on behalf of the Respondents.

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

3. Issue notice before admission returnable on 21.08.2024.

4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.

8. S.O. to 21.08.2024.

Sd/-

(Debashish Chakrabarty)
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 24.07.2024</p> <p>O.A. No.335 of 2024</p> <p>A.S. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant through 'Video Conference', Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri G.A. Bandiwadekar, learned Advocate for Respondent No.4.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 29.07.2024.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>AGR</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><u>24.07.2024</u></p> <p><u>O.A 881/2024</u></p> <p>V.B Kadam ... Applicant Vs. 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 K.S Gaikwad, learned P.O for the Respondents.2. Issue notice before admission returnable on 25.7.2024.3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 four weeks. Applicant is directed to file Affidavit of compliance and notice.7. S.O to 25.7.2024. <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 338/2021</u></p> <p>V.M Kadam ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Shri D.R Patil, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the representation is pending before the Government. Learned counsel on instructions from the applicant who is present in the Court submits that there is a possibility that the Government may consider his representation positively. However, due to the pendency of the Original Application, no decision is taken by the Government on the representation of the applicant.</p> <p>3. Learned counsel therefore seeks permission to withdraw the Original Application with liberty to file fresh Original Application.</p> <p>4. Original Application is allowed to be withdrawn with liberty to file fresh Original Application if the decision on the representation goes against the applicant.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 878/2024</u></p> <p>J.R Chaudhari ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Issue notice before admission returnable on 21.8.2024.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</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. Respondents are put to notice that the case would 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 four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. S.O to 21.8.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 877/2024</u></p> <p>S.R Thorat ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard ShriK.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Issue notice before admission returnable on 21.8.2024.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</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. Respondents are put to notice that the case would 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 four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. S.O to 21.8.2024.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>24.07.2024</u></p> <p><u>O.A 338/2021</u></p> <p>V.M Kadam ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Shri D.R Patil, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the representation is pending before the Government. Learned counsel on instructions from the applicant who is present in the Court submits that there is a possibility that the Government may consider his representation positively. However, due to the pendency of the Original Application, no decision is taken by the Government on the representation of the applicant.</p> <p>3. Learned counsel therefore seeks permission to withdraw the Original Application with liberty to file fresh Original Application.</p> <p>4. Original Application is allowed to be withdrawn with liberty to file fresh Original Application if the decision on the representation goes against the applicant.</p> <p style="text-align: right;">sd/- (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

Date : 24.07.2024

O.A.No.385/2022 (D.B.)

S.K. Hankare &Ors.

.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Archana B.K. holding for Mr. A.J. Chougule, learned Presenting Officer for the Respondents and Mr. C.T. Chandratre, learned Counsel for the Respondent.

2. Ms. Punam Mahajan, learned Counsel for the Applicants is absent.

3. Today, short affidavit-in-reply is filed by learned P.O. It be taken on record. Copy be served upon the concern.

4. Adjourned to 13.08.2024.

Sd/-

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

prk

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

Tribunal's orders

Date : 24.07.2024

O.A.No.1619/2023 (D.B.)

R.S. Takate

.Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Counsel for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Mr. M.M. Kale, learned Counsel for the Respondent.

2. Learned P.O. today has tendered affidavit-in-reply dated 23.07.2024 filed on behalf of Respondent through Mr. Anil Ahire, Deputy Secretary, Medical Education and Drugs Department. Copy is furnished to learned Counsel Mr. Dere and Mr. Kale.

3. In view of the paragraph 13 of the affidavit dated 23.07.2024 it appears that the decision on this matter is pending since April 2024. We direct Commissioner, Food and Drugs to send responsible Officer to answer the queries of the Tribunal; especially, on account of delay and ingredients of the charges.

4. Adjourned to 25.07.2024.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

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

Tribunal's orders

Date : 24.07.2024

O.A.No.245/2021 (D.B.)

J.S. Sathe

.Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. Bhushan A. Bandiwadkar, learned Counsel for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.

2. Learned P.O. seeks time to file affidavit-in-reply.

3. Adjourned to 29.07.2024 by way of last chance.

Sd/-

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.07.2024</p> <p align="center">O.A.No.823/2024 (D.B.)</p> <p>D.M. Umak & Anr. .Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. O. Kulkarni, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Applicant, Jailer, Group II challenges seniority list of 01.01.2023 to 31.12.2023 published on 16.05.2024. O.A. is filed on 05.07.2024. Learned Counsel for the Applicant has submitted that the Departmental Promotion Committee (DPC) meeting is going to be scheduled in near future to consider and decide the promotion to the post of Jailer, Group I from the Jailer, Group II which is the feeder Cadre. Learned Counsel prays that the DPC is to be stayed because if promotion orders are issued without considering the grievance of the applicants then the Applicants will suffer irreparable loss. Learned Counsel states that the Applicants belong to the batch of 2006 and some of the Jailer, Group II who are from the batch of 2012 are shown above the Applicants in the seniority list dated 16.05.2024.</p> <p>3. Learned Counsel has submitted that the exemptions was granted to the applicants on attaining the age of 50 years on the basis of G.R. dated 01.03.2018 wherein exemption of age was extended from 45 years to 50 years.</p> <p align="right">[P.T.O.]</p>

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

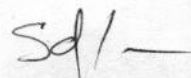
Tribunal's orders

4. Learned Counsel has submitted that when the Applicants attained the age of 50 years in that year they were deemed to have fulfilled the condition of exemption from passing the qualifying examination and thus they were due for promotion and therefore their names should have been shown in the seniority list without disturbing the seniority of the present Applicants.

5. Learned C.P.O. has submitted that the juniors of the batch of 2012 have passed the qualifying examination conducted by the M.P.S.C. on 25.10.2023 and they all have cleared. Applicants No.1 and 2 attained the age of 50 years on 08.12.2022 and 21.04.2017 respectively.

6. Learned C.P.O. opposes granting any interim relief on the ground that there are two lists which are prepared, one on the basis of passing qualifying examination and second granting exemption from passing the qualifying examination after attaining the age of 50 years of age. The case of the Applicants fall in the second list and therefore their seniority is always determined when they attain the age of 50 years and that will be another seniority running from 2017 and 2022 where the Applicants are placed and considered as the date on which they are eligible for promotion.

7. At the request of learned C.P.O. adjourned to 31.07.2024. Meanwhile, if any, DPC meeting is held and promotion orders are issued, the same will be subject to the outcome of the present O.A.


(Mridula Bhatkar, J.)
Chairperson

prk