

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

Tribunal's orders

Date : 24.08.2023

O.A.No.948 of 2023

B. S. Sqtthe

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. This O.A. is filed simply for directions to Respondents to implement the order dated 20.12.2021 granting benefit of 10 years ACPS and to release the monetary benefits.
3. The perusal of order dated 20.12.2021 reveals that Applicant is granted benefit of ACPS on completion of 10 years in terms of revised G.R. dated 02.03.2019 w.e.f. 01.06.2021. Thereafter, he made representation to implement the same and to release monetary benefits but in vain.
4. In this matter, notices were issued on 09.08.2023 but neither reply is filed nor order is implemented by the Respondents.
5. Indeed, once the Respondents had issued order, it ought to implement by him within reasonable time and there was no need driving the Applicant to the Tribunal.
6. In view of above, there is nothing to be adjudicated in the O.A. The O.A. is disposed of with directions to Respondents to implement the order dated 20.12.2021 passed by him and to release monetary benefits within a month from today.
7. No order as to costs.

N  
Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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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: 24.08.2023</p> <p align="center"><b>O.A. No.1098 of 2023</b></p> <p>S.M. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1) Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2) Learned Advocate for the Applicant states that the order of the School Education and Sports Department dated 18.08.2023 mentions about transfer of the Applicant to the Vacant Post of Deputy Director of Sports, Aurangabad from the post of Deputy Director of Sports, (Head Quarters) Pune and in his place Respondent No.2 who was in waiting, consequent to his promotion has been posted as Deputy Director of Sports, (Head Quarters) Pune. The records show that the post of Deputy Director of Sports, (Head Quarters) Pune was infact not occupied by the Applicant as he was posted earlier on 21.06.2021 to post of Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune. Therefore the order of 18.08.2023 of the School Education and Sports Department cannot be brought into effect as there is no mention about the posting of Respondent No.2 to the post held by Applicant which is Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune.</p> <p>3) Learned Advocate for the Applicant further stated that it is also necessary to ascertain whether the transfer of Applicant affected on 18.08.2023 was based on recommendation of Civil Service Board (CSB) to the Competent Authority. Therefore as stated above, it is necessary to ascertain the factual position and designation of post that Applicant held as on 18.08.2023 as well about the designation of post on to which the Respondent No2 was posted by order dated</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="751 303 1463 394">18.08.2023 of the School Education and Sports Department.</p> <p data-bbox="751 440 1523 2326">4) The Commissioner of Sports and Youth Services, Pune has issued order on 23.08.2023 allowing Respondent No.2 to take charge of the post of Deputy Director of Sports (Head Quarter), Pune and thereafter the Respondent No.2 has on 24.08.2023 given letter to the Commissioner of Sports and Youth Services, Pune informing about his intent to join on the post of Deputy Director of Sports, (Head Quarter), Pune. Against this backdrop the Commissioner of Sports and Youth Services, Pune is directed to keep the post of Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune vacant till such time as the Secretary, School Education and Sports Department clarifies about the post held by the Applicant as on 18.08.2023 and as to whether transfer of the Applicant was done after approval of the recommendation of CSB by the Competent Authority. The Secretary, School Education and Sports Department to also provide information as to whether the proposal submitted by the Commissioner of Sports and Youth Services, Pune on 14.08.2023 recommending the continuation of Applicant on his post of Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune was taken into consideration while submission of proposal of transfer to the CSB. Further the post of Deputy Director, of Sports Aurangabad of which 'Additional Charge' has already been given to the Applicant could not have been filled by the Respondent No.2 as per provisions of 'Para 11' of the G.A.D. Circular dated 11.02.2015 as it is categorized as 'Mid-Term Transfer' and whether this was brought to the knowledge of the CSB and Competent Authority and also if any 'Special Reasons' were recorded by the Competent Authority in writing as required under the provision of law under Section 4(4) and 4 (5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity) while approving transfer of the Applicant from his present post of Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune.</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>5) Learned P.O. seeks two weeks time to inform as to if the Secretary, School Education and Sports Department would like to take any remedial steps to Modify / Change the transfer order of Respondent No.2 if the proposal of transfer of the Applicant was approved by Competent Authority without recommendations of CSB and the transfer order issued on 18.08.2023 in respect of Respondent No.2 was not in observance of guidelines in 'Para 11' of G.A.D. Circular dated 11.02.2015.</p> <p>6) Interim Relief is therefore granted to the Applicant and he shall continue to work on the present post of Deputy Director, Shiv Chhatrapati Kridapeth Sports and Youth Services, Pune till further orders.</p> <p>7) The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>8) Issue notice before admission returnable on 08.09.2023.</p> <p>9) 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.</p> <p>10) 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>11) 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.</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>12) 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.</p> <p>13) S.O. to 08.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 24.08.2023</p> <p align="center">O.A. No.1044 of 2023 to O.A. No.1050 of 2023</p> <p>V.R. Khamkar K.S. Dhotre N.N. Karande S.D. Gunjal H.A. Shelke M.P. Mhaske S.S. Pawar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., Smt. K.S. Gaikwad and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that 7 out of 14 Jail Guards who were transferred by order of the Additional Director General of Police and Inspector General (Prison), Pune on 30.06.2023 have filed the O.A. No.1044 of 2023 to O.A. No.1050 of 2023. The grounds of transfer of the 14 Jail Guards has been stated to be 'Indiscipline'. The Order of the Additional Director General of Police and Inspector General (Prison), Pune was subsequently ratified by the Home Department by order dated 21.07.2023 by relying on the provisions of Section 4(4) &amp; 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity).</p> <p>3. Learned Advocate for the Applicant also states that Section 4(4) &amp; 4(5) of the Transfer Act invoked by the Home Department in its Order dated 21.07.2023 requires Special Reasons &amp; Exceptional Circumstances to be recorded in writing and orders can be issued only if prior permission is taken from 'Next Higher Authority'. However, these provision of law were contravened by the Home Department is granting Post Facto Sanction</p>

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which was communicated on 21.07.2023 by the Home Department to the Additional Director General of Police and Inspector General (Prison).

4. Learned Advocate for the Applicant further drew attention to the contents of Para 8 of the G.A.D. Circular dated 17.10.2015. He also mentioned that the Applicants have since been relieved from the duties of Jail Guard.

5. Learned P.O. states that they will file Affidavit-in-Reply within three weeks and requested for time. Time as prayed is granted.

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

7. Issue notice before admission returnable on 14.09.2023.

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 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.

12. S.O. to 14.09.2023.

Sd/-

(**Debashish Chakrabarty**)  
Member (A)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 24.08.2023</b></p> <p align="center"><b>O.A. No.1022 of 2023</b></p> <p><b>Dr. S.N. Bhave</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.R. Kulkarni, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that he has been posted on promotion as Professor in Physiology Department of Government Medical College, Miraj by Medical Education and Drugs Department Order dated 31.12.2021. Subsequently he is now again transferred to S.R.T.R., Government Medical College Ambajogai though he has not completed his tenure of 3 years.</p> <p>3. Learned P.O. on behalf of the Respondents states that the Applicant has been transferred on the ground of Administrative Exigencies. She further submits that she requires time to file Affidavit-in-Reply.</p> <p>4. Learned Advocate for the Applicant prays that the <del>order of</del> Transfer Order dated 10.08.2023 to Government Medical College, Ambajogai be stayed till filing of Affidavit-in-Reply by the Respondents. In view of above, Order of Transfer dated 10.08.2023 to Government Medical College, Ambajogai is stayed till the Next Date of Hearing and the Applicant till then to continue on his present post of Professor in Physiology Department of Government Medical College, Miraj.</p>



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5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
6. Issue notice before admission returnable on 08.09.2023.
7. 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.
8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
9. 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.
10. 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.
11. S.O. to 08.09.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

NMN

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

**Tribunal's orders**

**Date : 24.08.2023**

**O.A.No.1040/2023 with M.A.No.537/2023**

M.V. Tambe & Ors. ....Applicants  
Vs

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

1. Heard Mr. Nagnath Bhumkar along with Mr. Mahadev Pawar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Learned Advocate has submitted that earlier the order dated 23.03.2022 was passed in O.A.No.608/2018 thereby directing the Respondent to decide the representation regarding grant of exemption from passing the Departmental and Qualifying Examination for promotion to the post of Sub Inspector of Police in the Police Motor Transport Section. Further the Tribunal has directed the Respondents to remove the ambiguity in the Recruitment Rules for promotion in respect of passing of D.E. Learned Advocate has submitted that the Applicant has filed C.A.No.1/2023. It is pending before the Aurangabad Bench. Learned Advocate has submitted that without deciding the representation the advertisement was issued for filling up the post by the Departmental Examination. Hence, the said advertisement dated 04.08.2023 is to be stayed.

3. Learned P.O. has submitted that the last date for filling the application forms was 19.08.2023. Learned P.O. seeks time to take instructions.

4. Under such circumstances, considering the time gap, no interim relief can be granted at this stage.

5. Time granted to learned P.O. to seek instructions.

6. At the request of learned Advocate Adjourned to 04.09.2023.

Sd/-

Sd/-

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 24.08.2023</b></p> <p align="center"><b>O.A. No.1057 of 2023 with O.A. No.1058 of 2023</b></p> <p><b>P.B. Dubal</b>  <b>Dr. A.A. Pawara</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K. &amp; Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that though she had been posted as Live Stock Development (LDO) at the Abattoir, Devnar, Mumbai but her services have been made available as temporarily arrangement until further Orders at the disposal of Chief Executive Officer (CEO), Aarey Milk Colony by order dated 21.07.2022 of the Annual Husbandry Dairy Development Department &amp; Fisheries Department.</p> <p>3. The order of the Annual Husbandry Dairy Development Department &amp; Fisheries Department dated 21.07.2022 does not mention as to when the Applicant will be relieved by C.E.O. Aarey Milk Colony and can join back at their original post at Abattoir, Devnar, Mumbai. Meanwhile, Animal Husbandry has also granted the Applicant in O.A. No.1057/2023 extension till one year on her post of LDO at Abattoir, Devnar, Mumbai as per order dated 30.06.2023.</p> <p>4. Learned Advocate for the Applicant then stated that Annual Husbandry Dairy Development Department &amp; Fisheries Department Order dated 21.07.2022 is not only silent about the period for which this temporary arrangement will be in force but the C.E.O. of Aarey Milk Colony by Office order dated 02.08.2023 has now given the Applicants certain Administrative Work <del>per</del>.</p>

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as Coordinator Establishment Matters, Monitoring of Court Cases and Encroachment Removal etc. which are not related to the duties of Live Development Officer (LDO). C.E.O., Aarey Milk Colony could have made alternative arrangement of giving responsibility of such Administrative Work to any other Officers & Staff and not burdening the Applicant with Administrative Work as she is working as LDO. C.E.O., Aarey Milk Colony is therefore directed to recall his order dated 02.08.2023 and assign the Administrative Work to any other Officers & Staff and forthwith relieve the Applicants from responsibility of Administrative Work and assign them work only relating to duties of LDO in Aarey Milk Colony.

5. Learned P.O. states that she will take further instructions from the Animal Husbandry and Dairy Development Department with respect to the Number of Posts sanctioned for LDO Vacant Posts of LDOs in Aarey Milk Colony and why it is necessary to resort to temporary arrangement by attaching the services of LDO from Abattoir, Devnar, Mumbai. Further, learned P.O. will also should take instructions within what time alternative arrangements can be made and Applicant's and other LDOs whose services have been temporarily attached from Abattoir, Devnar, Mumbai can be relieved from Aarey Milk Colony to join back on their place of posting as LDO in Abattoir, Devnar, Mumbai.

4. Learned P.O. on the next date of hearing will also produce copy of the order of C.E.O., Aarey Milk Colony relieving the Applicants from Administrative Work and include requisite information as directed in Affidavit-in-Reply to be filed within One Week.

5. S.O. to 31.08.2023.

6. Hamdast granted.

Sd/-  
(Debashish Chakrabarty)  
Member (A)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.1040/2023 with M.A.No.537/2023</b></p> <p>M.V. Tambe &amp; Ors. ....Applicants Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Nagnath Bhumkar along with Mr. Mahadev Pawar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned Advocate has submitted that earlier the order dated 23.03.2022 was passed in O.A.No.608/2018 thereby directing the Respondent to decide the representation regarding grant of exemption from passing the Departmental and Qualifying Examination for promotion to the post of Sub Inspector of Police in the Police Motor Transport Section. Further the Tribunal has directed the Respondents to remove the ambiguity in the Recruitment Rules for promotion in respect of passing of D.E. Learned Advocate has submitted that the Applicant has filed C.A.No.1/2023. It is pending before the Aurangabad Bench. Learned Advocate has submitted that without deciding the representation the advertisement was issued for filling up the post by the Departmental Examination. Hence, the said advertisement dated 04.08.2023 is to be stayed.</p> <p>3. Learned P.O. has submitted that the last date for filling the application forms was 19.08.2023. Learned P.O. seeks time to take instructions.</p> <p>4. Under such circumstances, considering the time gap, no interim relief can be granted at this stage.</p> <p>5. Time granted to learned P.O. to seek instructions.</p> <p>6. At the request of learned Advocate Adjourned to 04.09.2023.</p> <p style="text-align: center;">Sd/- <b>(Medha Gadgil)</b> <b>Member (A)</b></p> <p style="text-align: center;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><b><u>24.08.2023</u></b></p> <p style="text-align: center;"><b><u>O.A 393/2023 (Aurangabad)</u></b> <b><u>Through Video Conferencing</u></b></p> <p>Shivaji G. Wadje ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.G Salunke, learned advocate for the applicant and Shri M.S Mahajan, learned P.O for the Respondents.</p> <p>2. The applicant working as Instructor (Electrician) in Government Polytechnic, Aurangabad challenges the order dated 19.5.2023, issued by Respondent no. 2, transferring him from Government Polytechnic, Aurangabad to Government Polytechnic, Ambad, Dist- Jalna in place of the applicant and Respondent no. 3 is transferred in his place. The applicant further prays that Respondent No. 2, Deputy Director, Technical Education be directed to transfer the applicant to Government Polytechnic at Nanded on the vacant post of Shri Baskar Kasarpetkar.</p> <p>3. Learned counsel submitted that the applicant was due for transfer. The transfer order is challenged on the ground that G.R dated 9.4.2018 calling preference of places of postings is not considered at the time of transferring the applicant to Jalna. Learned counsel submitted that the applicant has given three preferences of his choice. He has given first preference at Government Polytechnic, Nanded and two other preferences was given at Aurangabad.</p> <p>4. Learned P.O submitted that he has produced the minutes of the meeting of the Civil Services Board dated 24.5.2023. Learned P.O submitted that the Respondents have taken decision to make 68 general transfers and out of 68, 32 transfers were considered as per the request and 36 transfers were made on administrative grounds. The transfer of the applicant falls under the administrative ground as per the post which is required at Jalna. Learned P.O submitted that though applicant has given three preferences and those preferences could not be considered on account of administrative exigencies at Jalna. Learned P.O submitted that the post at Nanded is kept vacant because that post will be filled by the Director, Technical Education. Learned P.O</p>

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	<p>submitted that if at all any Government servant in that cadre wants transfer and who have not completed full tenure for that purpose the post at Nanded is kept vacant.</p> <p>5. Considered the submissions and facts placed before me. I am of the view that the applicant has no case. Firstly, the applicant has not exhausted all the ten choice which can be given as per the G.R dated 9.4.2018 which facilitates the Respondent-State to have more option of transfer. Secondly, the justification of keeping the post at Nanded vacant appears to be reasonable. Further, the transfer order is neither mid-term nor mid-tenure.</p> <p>6. Hence, I find no merit in the Original Application and the same stands dismissed.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>Atn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.593/2023</b> <b>(Through Video Conferencing)</b></p> <p>C.S. Malunde .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.R. Kulkarni, learned Advocate for the Applicant and Mr. S.K. Shirse, learned Presenting Officer for the Respondents .</p> <p>2. Adjourned to 25.08.2023.</p> <p style="text-align: right;">Sd/-  / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate.....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.643/2023</b> <b>(Through Video Conferencing)</b></p> <p>D.B. Kadam .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Omkar Joshi, learned Advocate holding for Mr. A.B. Jagtap, learned Advocate for the Applicant and Mr. I.S. Thorat, learned Presenting Officer for the Respondents .</p> <p>2. Learned P.O. seeks time to file reply.</p> <p>3. Time granted. Adjourned to 07.09.2023.</p> <p style="text-align: right;">Sd/-  / <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p><b><u>O.A 383/2023 (Aurangabad)</u></b> <b><u>Through Video Conferencing</u></b></p> <p>Shankar P. Dange ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicant. Heard Shri B.S Deokar, learned P.O for the Respondents.</p> <p>2. The applicant working as Dean, Government Dental College and Hospital challenges the order of transfer dated 16.5.2023.</p> <p>3. Learned P.O submits that the applicant retired on 30.6.2023. As the applicant has retired on 30.6.2023, the Original Application has become infructuous.</p> <p>4. In view of the above, Original Application stands disposed of as infructuous.</p> <p style="text-align: right;">Sd/-  / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p><b><u>O.A St. No. 502/2023 (Aurangabad)</u></b></p> <p><b><u>Through Video Conferencing</u></b></p> <p>Sunil R. Mamilwad &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Dhananjay Maue, learned advocate for the applicants and Shri Mahesh Mahajan, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that there are two companion Original Applications 349/2022 and T.A 8/2022. The applicants challenge the order dated 7.2.2023 thereby extending the benefits of Inter-District transfer in favour of Respondents No. 5 to 8 thereby superseding the claims of the applicants be quashed and set aside.</p> <p>3. Issue notice before admission returnable on 7.9.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Manarashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>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.</p> <p>7. S.O to 7.9.2023.</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
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.407/2023</b> <b>(Through Video Conferencing)</b></p> <p>S.S. Pawar .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Nilesh J Patil, learned Advocate for the Applicant and Mr. N.U. Yadav, learned Presenting Officer for the Respondents</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 06.09.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. 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. Applicants are directed to file Affidavit of compliance and notice.</p> <p>7. Adjourned to 06.09.2023.</p> <p style="text-align: right;">Sd/-  / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.527/2023</b> <b>(Through Video Conferencing)</b></p> <p>V.A. Mohite .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. I.S. Thorat, learned Presenting Officer for the Respondents. Mr. U.P. Giri, learned Advocate for the Applicant is absent.</p> <p>2. Applicant challenges the order of transfer dated 30.06.2023.</p> <p>3. At the request of learned P.O. Adjourned to 30.08.2023.</p> <p style="text-align: right;">Sd/-  <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

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

Tribunal's orders

**Date : 24.08.2023**

**O.A.No.469/2023  
(Through Video Conferencing)**

S.P. Raut .....Applicant

Vs

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

1. Heard Mr. U.P. Giri, learned Advocate for the Applicant and Mr. B.S. Deokar, learned Presenting Officer for the Respondents

2. Applicant working X-ray Scientific Officer challenges the order transferring him by order dated 13.06.2023 from Sub-District Hospital Parali-Vaijinath to Maharashtra State Electric Power Company, Division Beed.

3. Learned Advocate has submitted that Applicant is due for transfer, but his 17 years old son is suffered from Mental Retardation Sever Mr (Cerebral Palsy) who is dependent on the Applicant for the purpose of treatment, so it is necessary for the Applicant to remain in Parali-Vaijinath. Learned Advocate has further submitted that his wife is also working and posted at Parali-Vaijinath. Hence, Applicant prays that he may be allowed to continue on the same post at Parali-Vaijinath.

4. Respondent-State is hereby directed to consider the memorandum dated 18.10.2018. Time granted to learned P.O. to report.

5. Adjourned to 30.08.2023.

nh l.  
Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.668/2023</b> <b>(Through Video Conferencing)</b></p> <p>Manoj A. Ingale .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Mr. V.P. Adkine, learned Advocate for the Applicant and Mr. B.S. Deokar, learned Presenting Officer for the Respondents .</li> <li>2. Copy of O.A. is not available.</li> <li>3. Applicant is a Police Personnel and he wants to be transferred from Aurangabad in Mumbai.</li> <li>4. Learned P.O. seeks time to file reply.</li> <li>5. Adjourned to 07.09.2023.</li> </ol> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p><b><u>M.A 362/2023 in O.A St. No. 502/2023</u></b> <b><u>(Aurangabad)</u></b></p> <p>Sunil R. Mamilwad &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Dhananjay Mane, learned advocate for the applicants and Shri Mahajan, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly allowed, subject to payment of court fees, if not already paid.</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p style="text-align: center;"><b><u>O.A St. No. 502/2023 (Aurangabad)</u></b></p> <p>Sunil R. Mamilwad &amp; Ors                      ... Applicants Vs. The State of Maharashtra &amp; Ors              ... Respondents</p> <p>1. Heard Shri Dhananjay Mane, learned advocate for the applicants and Shri Mahesh Mahajan, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submit that there are two companion Original Applications 349/2022 and T.A 8/2022. The applicants challenge the order dated 7.2.2023 thereby extending the benefits of Inter-District transfer in favour of Respondents No. 5 to 8 thereby superseding the claims of the applicants be quashed and set aside.</p> <p>3. Issue notice before admission returnable on 7.9.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. 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.</p> <p>7. S.O to 7.9.2023.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p style="text-align: right;">[PTO.]</p>

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

**Tribunal's orders**

**Date : 24.08.2023**

**O.A.No.421/2023  
(Through Video Conferencing)**

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

1. Heard Mr. V.B. Wagh, learned Advocate for the Applicant and Mr. S.K. Shirse, learned Presenting Officer for the Respondents

2. Applicant challenges order dated 22.05.2023 thereby transferring the Applicant from the post of Inward-Outward Clerk in the office of Deputy Superintendent of Land Records, Chalisgaon, District Jalgaon to the office of Deputy Superintendent of Land Records, Bhandgaon.

3. Learned Advocate has submitted that the Applicant has given choice at Sr. No.1, Deputy Superintendent of Land Records, Jalgaon, District Jalgaon and Sr. No.2, City Survey Office, Jalgaon, District Jalgaon. Learned Advocate has further submitted that the representations dated 22.05.2023 and 31.05.2023 is also to be considered. Learned Advocate has submitted that the Applicant is relieved and he has joined the office of Deputy Superintendent of Land Records, Bhandgaon in the month of June.

4. As the Applicant has joined, the Respondents are hereby directed that the representations dated 22.05.2023 and 31.05.2023 is to be considered by taking into account the reasons mentioned thereby within four weeks from today.

5. With above directions, O.A. stands disposed of.

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 : 24.08.2023**

**O.A.No.588/2023  
(Through Video Conferencing)**

Dr. L.S. Deshmukh .....Applicant  
Vs

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

1. Heard Mr. R.T. Deshmukh, learned Advocate for the Applicant, Mr. A.B. Rajkar, learned Advocate for Respondent no.4 and also holding for Mr. A.S. Deshmukh, learned Advocate for the Respondent No.5 and Mr. I.S. Thorat, learned Presenting Officer for the Respondents .

2. Applicant working Civil Surgeon challenges the order dated 30.06.2023 thereby transferring the Applicant from the post of Civil Surgeon Latur to Udgir as Medical Superintendent and the posting of Respondent No.4 who is posted in his place.

3. Learned Advocate has submitted that it is a mid-term and mid-tenure transfer.

4. It is informed to me that the matter is already heard. To be removed from board and place for orders.

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

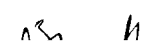
(Advocate .....)

*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><b><u>24.08.2023</u></b></p> <p><b><u>M.A 362/2023 in O.A St. No. 502/2023</u></b></p> <p><b><u>(Aurangabad)</u></b></p> <p><b><u>Through Video Conferencing</u></b></p> <p>Sunil R. Mamilwad &amp; Ors                      ... Applicants  Vs.  The State of Maharashtra &amp; Ors              ... Respondents</p> <p>1. Heard Shri Dhananjay Mane, learned advocate for the applicants and Shri Mahajan, learned C.P.O for the Respondents.</p> <p>2. Misc Application to sue jointly allowed, subject to payment of court fees, if not already paid.</p> <p style="text-align: right;">   Sd/- _____  (Mridula Bhatkar, J.)  Chairperson</p> <p>Aku</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>24.08.2023</b></p> <p><b><u>O.A 682/2022</u></b></p> <p>Smt M.B Sonawane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Sanjay Kulkarni, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O submits that Mrs Vaishali Sule, Deputy Secretary, Medical Education and Drugs Department is present.</p> <p>3. Learned P.O is directed to file a short affidavit with regard to the Budget Heads mentioned in the G.R dated 27.3.1989.</p> <p>4. S.O to 30.8.2023 for filing of affidavit and the matter will be heard on 1.9.2023.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p style="text-align: center;">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.1039/2023</b></p> <p>S.A.R. Pathan .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. At the request of learned Advocate adjourned 25.08.2023. To be shown under the caption 'For Urgent Admission'.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1071 of 2023</u></p> <p>S.H. Bendkule &amp; Anr. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondent No.1 &amp; 2 and Shri U.V. Bhosle, learned Advocate for Respondent No.3.</p> <p>2. Interim relief granted by order dated 23.8.2023 to continue till hearing of this OA.</p> <p>3. S.O. to 21.9.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 24.8.2023 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 24.8.2023</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>M.A.No.474/2023 in O.A.no.207/2023 (Nagpur)</b></p> <p>D.J. Konde .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.P. Palshikar, learned Advocate for the Applicant and Ms K.S. Gaikwad, learned Presenting Officer for the Respondents .</p> <p>2. Applicant has filed M.A. to hold and declare that O.A.No.207/2023 is maintainable before the Nagpur Bench. Applicant further prays to pass order under Section 25 of the Administrative Tribunal Act, 1985.</p> <p>3. Learned Advocate has submitted that Applicant is from Amravati, he challenges order of Respondent No.2. Application is moved under Section 25 of the Administrative Tribunal. O.A. is already filed before Nagpur Bench of the Tribunal and the Respondents has raised objections on the maintainability before the Tribunal at Nagpur Bench and therefore Application under Section 25 is moved at M.A.T. Mumbai.</p> <p>4. It is not transfer application as the prayer is that O.A. is retained at Nagpur and Section 25 reads as follows :</p> <p><b>"25. Power of Chairman to transfer cases from one Bench to another.</b></p> <p>On the application to any of the parties and after notice to the parties, and after hearing such of them as he may desire to be heard, or on his own motion without such notice, the Chairman may transfer any case pending before one Bench, for disposal, to any other Bench."</p> <p>5. Thus, Section 25 is not related to transfer. It does not speak of the powers of the Chairperson for passing the order in respect of retention of the matter and therefore no orders can be passed in this connection as the O.A. is already filed at Nagpur.</p> <p>6. In view of above, M.A. stands disposed of.</p> <p style="text-align: right;">Sd/-  / ' (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.1029/2023</b></p> <p>S.S. Pathan .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 07.09.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. 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. Applicants are directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>8. Adjourned to 07.09.2023.</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>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p><b>O.A.No.1024/2023</b></p> <p>N.S. Jadhav .....Applicant Vs The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 31.08.2023.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. 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. Applicants are directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.</p> <p>8. Adjourned to 31.08.2023.</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>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>24.08.2023</b></p> <p style="text-align: center;"><b><u>O.A 865/2021</u></b></p> <p>Nakul M. Ransing &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Ajay Talhar, learned advocate for the applicants, Smt K.S Gaikwad, learned P.O for the Respondent No. 1.</p> <p>2. Learned counsel for the applicants states that the issue raised in the present Original Application is covered by the decision of the Hon'ble Bombay High Court and in support of the same, he relies on the judgment of the Hon'ble Bombay High Court, Aurangabad Bench in the case of Abdul Saleem Siddiqui Vs. State of Maharashtra &amp; Ors, W.P Nos 4778 and 5182/2003 decided on 17.2.2004 and Hon'ble Bombay High Court in the case of Khilari R. Eknath &amp; Ors Vs. The State of Maharashtra &amp; Ors, W.P 2270/2021 dated 28.4.2023.</p> <p>3. Parties to take note whether the issue is res-integra.</p> <p>4. Matter was already placed on Board on 17.10.2023. However, at the request of learned counsel for the applicant, the matter is preponed to 30.8.2023.</p> <p>5. Learned counsel Shri A.S Gaikwad, for Respondents No. 2 to 10, except Respondent No. 6 is directed to remain present on the next date.</p> <p>6. S.O to 30.8.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p><b><u>O.A 805/2023 (Aurangabad)</u></b></p> <p>Mr Mahadev S. Koli ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.D Joshi, learned advocate for the applicant and learned P.O for the Respondent Nos 1 to 5 and Shri K.G Salunkhe, holding for Shri S.G Kulkarni, learned counsel for Respondent No. 6.</p> <p>2. The applicant working as Peon, Group-D, in the office of Deputy Superintendent of Land Records, at Parbhani challenges the order dated 7.12.2021 and 16.11.2021, considering Respondent No. 6 is considered for inter-region transfer.</p> <p>3. The applicant at present is working at Gangakhed, Dist-Parbhani and Respondent No. 6 is working as Peon at AUSA, Dist-Latur. Learned counsel submitted that the applicant and Respondent no. 6 were appointed in service in the same batch and applicant is senior to Respondent No. 6. The applicant and Respondent No. 6 both hails from Juni Dhamani, Tal-Miraj, Dist-Sangli. Learned counsel submitted that for facilitating inter-region transfer of Group-C &amp; Group-D employees, G.R dated 15.5.2019 was made applicable from 9.4.2021.</p> <p>4. Learned counsel submitted that the grievance of the applicant is that the applicant was senior in the batch to Respondent No. 6, and instead of the applicant, Respondent no. 6 was transferred from AUSA, Dist-Latur to Solapur. Respondent No. 6 is due for promotion to the post of Clerk in Pune Region. Learned counsel further submits that the applicant and Respondent No. 6 both belong to Special Backward Class category. Learned counsel submitted that as and when Respondent No. 6 will be promoted and given posting as a Clerk, his post of Peon will fall vacant and the request of the applicant can be considered and he can be transferred in the place of Respondent No. 6, so that applicant can be accommodated in his Home District. Learned counsel submits that with these directions, the Original Application can be disposed of. Learned counsel further submits that the applicant is not pressing for his original prayer and thus no relief is sought against Respondent No. 6.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. Learned P.O submits that if at all the applicant is not pressing the original relief and whatever statement made at the bar if factually correct, he submits to the orders of the Court. Learned counsel Shri K.G Salunkhe, holding for Shri S.G Kulkarni, learned counsel for Respondent No. 6, submits to the orders of the Court.</p> <p>6. In view of the above submissions of the learned counsel as no relief against Respondent No. 6 is prayed and in view of the further development, the relief is prayed by the applicant that his name can be considered for transfer to his hometown in Solapur appears innocuous in view of the interest of Respondent No. 5.</p> <p>7. The O.A can is disposed of with following directions.</p> <p style="text-align: center;">If Respondent No. 6 is promoted and given posting and his Post of Peon, if falls vacant, in future, then the applicant can be considered for transfer on the said post in District-Solapur in Special Backward Class category, if any other person from Special Backward Class category has no claim.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

24.08.2023O.A 805/2023 (Aurangabad)Through Video Conferencing

Mr Mahadev S. Koli ... Applicant

Vs.

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

1. Heard Shri S.D Joshi, learned advocate for the applicant and learned P.O for the Respondent Nos 1 to 5 and Shri K.G Salunkhe, holding for Shri S.G Kulkarni, learned counsel for Respondent No. 6.

2. The applicant working as Peon, Group-D, in the office of Deputy Superintendent of Land Records. at Parbhani challenges the order dated 7.12.2021 and 16.11.2021, considering Respondent No. 6 is considered for inter-region transfer.

3. The applicant at present is working at Gangakhed, Dist-Parbhani and Respondent No. 6 is working as Peon at Ausa, Dist-Latur. Learned counsel submitted that the applicant and Respondent no. 6 were appointed in service in the same batch and applicant is senior to Respondent No. 6. The applicant and Respondent No. 6 both hails from Juni Dhamani, Tal-Miraj, Dist-Sangli. Learned counsel submitted that for facilitating inter-region transfer of Group-C & Group-D employees, G.R dated 15.5.2019 was made applicable from 9.4.2021.

4. Learned counsel submitted that the grievance of the applicant is that the applicant was senior in the batch to Respondent No. 6, and instead of the applicant, Respondent no. 6 was transferred from Ausa, Dist-Latur to Solapur. Respondent No. 6 is due for promotion to the post of Clerk in Pune Region. Learned counsel further submits that the applicant and Respondent No. 6 both belong to Special Backward Class category. Learned counsel submitted that as and when Respondent No. 6 will be promoted and given posting as a Clerk, his post of Peon will fall vacant and the request of the applicant can be considered and he can be transferred in the place of Respondent No. 6, so that applicant can be accommodated in his Home District. Learned counsel submits that with these directions, the Original Application can be disposed of. Learned counsel further submits that the applicant is not

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>pressing for his original prayer and thus no relief is sought against Respondent No. 6.</p> <p>5. Learned P.O submits that if at all the applicant is not pressing the original relief and whatever statement made at the bar is factually correct, he submits to the orders of the Court. Learned counsel Shri K.G Salunkhe, holding for Shri S.G Kulkarni, learned counsel for Respondent No. 6, submits to the orders of the Court</p> <p>6. In view of the above submissions of the learned counsel as no relief against Respondent No. 6 is prayed and in view of the further development, the relief is prayed by the applicant that his name can be considered for transfer to his hometown in Solapur appears innocuous in view of the interest of Respondent No. 6.</p> <p>7. The O.A can is disposed of with following directions.</p> <p style="padding-left: 40px;">If Respondent No. 6 is promoted and given posting and his Post of Peon, if falls vacant, in future, then the applicant can be considered for transfer on the said post in District-Solapur in Special Backward Class category, if any other person from Special Backward Class category has no claim.</p> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

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Original Application No.

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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: 24.08.2023</p> <p align="center"><b>O.A. No.1081 of 2023</b></p> <p>R.D. Ghunkikar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the order that has been issued by Principal Chief Conservator of Forest, (Head of Forest Force), Maharashtra State on 21.08.2023 for Mid-Term Transfer of the Applicant invoking Section 4(4) &amp; 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity) is not valid in eyes of law as these powers could not have been delegated to the Principal Chief Conservator of Forest, (Head of Forest Force) by the Competent Authority as they required to be exercised only by Competent Authority in Exceptional Circumstances or for Special Reasons to be recorded in writing by Competent Authority and have to be executed after receiving prior approval from the Next Higher Authority. Therefore the order of Principal Chief Conservator of Forest, (Head of Forest Force) dated 21.08.2023 for Mid-Term Transfer of the Applicant could not have been brought into effect by Chief Conservator of Forest (Territorial) Kolhapur on 22.08.2023 and subsequently by Deputy Conservator of Forest, (Territorial) Sawantwadi Division on 22.08.2023. Learned Advocate for the Applicant also states that in the meanwhile as per order of the Deputy Conservator of Forest, (Territorial) Sawantwadi Division dated 22.08.2023, the Additional Charge of the post from the Applicant which is RFO Kankavali, Sindhudurg District has been given to RFO, Kadaval, Sindhudurg District P.T.O.</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>3. The Issues raised by the learned Advocate for the Applicant involves substantial question of law in respect of the provision of Section 4 (4) and 4 (5) of Transfer Act, 2005 and therefore the Principal Chief Conservator of Forest, (Head of Forest Force), Maharashtra State is directed not to take any action to propose filing up of the post of the Applicant, which is RFO, Kankavli, Sindhudurg District and continue with the interim arrangement of giving Additional Charge of the post given to RFO, Kadaval, Sindhudurg District.</p> <p>4. Learned P.O. seeks one day time to inform whether the order of the Principal Chief Conservator of Forest, (Head of Forest Force), Maharashtra State dated 21.08.2023 was issued in accordance with the provision of Section 4 (4) &amp; 4 (5) Transfer Act, 2005.</p> <p>5. The learned Advocate for the Applicant has filed 'Affidavit-in-Service' and therefore formal notice is waived off.</p> <p>6. S.O. to 25.08.2023.</p> <p style="text-align: center;">Sd/- (<b>Debashish Chakrabarty</b>) Member (A)</p> <p>NMN</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>24.08.2023</u></b></p> <p><b><u>O.A 865/2021</u></b></p> <p>Nakul M. Ransing &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Ajay Talhar, learned advocate for the applicants, Smt K.S Gaikwad, learned P.O for the Respondent No. 1.</p> <p>2. Learned counsel for the applicants states that the issue raised in the present Original Application is covered by the decision of the Hon'ble Bombay High Court and in support of the same, he relies on the judgment of the Hon'ble Bombay High Court, Aurangabad Bench in the case of Abdul Saleem Siddiqui Vs. State of Maharashtra &amp; Ors, W.P Nos 4778 and 5182/2003 decided on 17.2.2004 and Hon'ble Bombay High Court in the case of Khilari R. Eknath &amp; Ors Vs. The State of Maharashtra &amp; Ors, W.P 2270/2021 dated 28.4.2023.</p> <p>3. Parties to take note whether the issue is res-integra.</p> <p>4. Matter was already placed on Board on 17.10.2023. However, at the request of learned counsel for the applicant, the matter is preponed to 30.8.2023.</p> <p>5. Learned counsel Shri A.S Gaikwad, for Respondents No. 2 to 10, except Respondent No. 6 is directed to remain present on the next date.</p> <p>6. S.O to 30.8.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.604 of 2023</p> <p>Ramsing Pardeshi .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted for hearing at the stage of admission.</p> <p>3. S.O.to 07.09.2023</p> <p style="text-align: right;">^ Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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 : 24.08.2023</p> <p align="center">O.A.No.220 of 2022</p> <p>Smt. S. G. Kadam .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. <sup>Filed</sup> Learned Counsel for the Applicant submits that O.A. is <del>placed</del> before the Division Bench as referred in order dated 12.06.2023 passed by the Tribunal while adjourning the matter is still subjudice. He, therefore, requested for adjournment.</p> <p>3. S.O. to 11.09.2023.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.28 of 2022</p> <p>M. S. More &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. Pawar holding for Shri B. S. Shinde, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed though enough time is availed.</p> <p>3. Hence, O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 08.09.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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 : 24.08.2023</p> <p align="right">O.A.No.560 of 2020</p> <p>M. D. Rathod &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Smt. Pooja Phagnekar holding for Shri N. J. Mohite, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Learned Counsel for the Applicant sought adjournment on the ground that brief is not traceable.</li> <li>3. The matter is adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 07.09.2023.</li> </ol> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 24.08.2023
	O.A.No.958 of 2023
	Dr. S. V. Mahadeshwar .....Applicant
	Versus
	The State of Maharashtra & Ors. ...Respondents.
	1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
	2. On request of learned P.O., two weeks time is granted to file reply.
	3. S.O. to 06.09.2023.
	Sd/-
	(A.P. Kurhekar) Member(J)
	vsm

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p style="text-align: center;">O.A.No.349 of 2023</p> <p>S. P. Kalgutkar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. Heard Shri A. S. Dhannawat, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The perusal of record reveals that enough chances are availed to file reply but the same is not filed. However, in the interest of justice, one week time is granted as a most last chance.</p> <p>3. S.O. to 14.09.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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><b>Date : 24.08.2023</b></p> <p align="center"><b>O.A.No.566 of 2023</b></p> <p><b>V. H. Deore</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has tendered Affidavit in Reply on behalf of Respondent No.3- C.P. Mumbai. It is taken on record. No separate reply is filed on behalf of Respondent Nos.1 and 2.</p> <p>3. On request of learned Counsel for the Applicant, two weeks time is granted to file Rejoinder.</p> <p>4. S.O. to 31.08.2023.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate.....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.704 and 705 of 2023</p> <p>B. G. Bhintade M. N. Atre .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. B. Gaikwad, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Respondents have already filed Affidavit in Reply.</p> <p>3. Learned Counsel for the Applicants submits that he does not want to file Rejoinder.</p> <p>4. Original Applications be kept for hearing at the stage of admission.</p> <p>5. S.O. to 04.09.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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..... 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 : 24.08.2023</p> <p align="center">O.A.No.829 of 2023</p> <p>B. R. Girme .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. S. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks' time is granted to file reply.</p> <p>3. S.O. to 04.09.2023.</p> <p align="right">n Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
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(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 : 24.08.2023</p> <p align="center">O.A.No.838 of 2023</p> <p>T. K. Kate .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, 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.</p> <p>3. S.O. to 13.09.2023.</p> <p align="right">^ Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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*versus*

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..... 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 : 24.08.2023</p> <p>O.A.No.843 of 2023</p> <p>V. S. Tikole .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. B. Gaikwad, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted to file reply.</p> <p>3. S.O. to 31.08.2023.</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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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.887 of 2023</p> <p>R. V. Deshpande .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. 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.</p> <p>3. S.O. to 06.09.2023.</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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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>M. A.No.29 of 2023 in R. A. No.1 of 2023 in O.A.No.87 of 2023</p> <p>M. M. Y. Daruwala .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chogule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 30.08.2023.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p align="center"><b>M. A.No.107 of 2023 in O.A.No.192 of 2023</b></p> <p><b>D.V. Sawant</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A. S. Dhannawat and Shri A. J. Chogule, learned Presenting Officer for the Respondent. Shri P. Singh, learned Counsel for Respondent No.2 is absent.</p> <p>2. Learned Counsel for the Applicant requested for adjournment.</p> <p>3. S.O. to 14.09.2023.</p> <p align="right">^ Sd/-  (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>M. A.No.148 of 2023 in O.A.No.260 of 2023</p> <p>A. A. Wankhede ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chogule, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 30.08.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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 : 24.08.2023</p> <p align="center">O.A.No.1082 of 2017</p> <p>A. S. Dange .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 18.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p align="center">O.A.No.1171 of 2022</p> <p>S. J. Thakur .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard K. S. Jadhav 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 Counsel for the Applicant, one weeks' time is granted for hearing.</p> <p>3. S.O. to 01.09.2023 for final hearing.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.988 of 2022</p> <p>V. V. Deshmukh &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 15.09.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 24.08.2023

M. A. No.550 of 2023 in O.A.No.1089 of 2023

P. D. Suryavanshi ....Applicant

Versus

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

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. This M.A. is filed to condone the delay of 15 months caused in filing O.A.

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

4. Issue notice before admission returnable on 07.09.2023.

5. 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 M.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.

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

7. 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.

8. 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.

9. S.O. to 07.09.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)

**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 : 24.08.2023</p> <p align="center">M. A. No.543 of 2023 in O.A.No.1064 of 2023</p> <p>A. B. Armugam &amp; Anr. ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A.S. Gaikwad, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed to condone the delay of 2 months and 19 days caused in filing O.A. challenging communication dated 24.02.2022 whereby rejecting the claim of the Applicant for compassionate appointment.</p> <p>3. Since, there is short delay of 2 months and 19 days considering that matter pertains to compassionate appointment, I am inclined to condone the delay so as to decide the matter on merit.</p> <p>4. In view of above, M.A. is allowed with no order as to costs.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 24.08.2023

O.A.No.1065 of 2023

V. S. Murugan & Anr. ....Applicants

Versus

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

1. Heard Shri A. S. Gaikwad, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant has challenged communication dated 27.12.2022 whereby his request for appointment in terms of Lad Page Committee recommendation has been rejected.
3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 06.09.2023.
5. 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.
6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
7. 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.
8. 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.

9. S.O. to 06.09.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)

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

Tribunal's orders

Date : 24.08.2023

O.A.No.1067 of 2023

L. Punnaswami & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. S. Gaikwad , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. The Applicant has challenged communication dated 23.03.2023 whereby rejecting the claim for appointment in terms of Lad Page Committee recommendation.

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

4. Issue notice before admission returnable on 06.09.2023.

5. 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.

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

7. 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.

8. 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.

9. S.O. to 06.09.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)



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

Tribunal's orders

Date : 24.08.2023

O.A.No.1068 of 2023

N. P. Kharat

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant has challenged the order of Disciplinary Authority, dated 01.10.2021 whereby punishment of withholding of increment for two years without cumulative effect was imposed and also challenged order of Appellate Authority dated 21.03.2022 whereby punishment is modified as into withholding of increment for one year without cumulative effect.

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

4. Issue notice before admission returnable on 07.09.2023.

5. 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.

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

7. 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.

8. 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.

9. S.O. to 07.09.2023.

Sd/-

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

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

Tribunal's orders

Date : 24.08.2023

O.A.No.1064 of 2023

Shri A. B. Armugam

....Applicants

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. S. Gaikwad, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Applicant has challenged communication dated 24.02.2022 whereby his claim for compassionate appointment is rejected on the ground that his mother is already appointed on compassionate ground.
3. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
4. Issue notice before admission returnable on 06.09.2023.
5. 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.
6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
7. 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.
8. 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.

9. S.O. to 06.09.2023.

Sd/-

(A.P. Kurhekar)  
Member(J)

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

Tribunal's orders

Date : 24.08.2023

O.A.No.1069 of 2023

S. L. Gohire .....Applicant

Versus

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

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant has challenged communication dated 23.06.2022 whereby penal rent of Rs.7,52,481/- sought to be recovered from the Applicant from his retiral benefits.

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

4. Issue notice before admission returnable on 07.09.2023.

5. 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.

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

7. 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.

8. 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.

9. S.O. to 07.09.2023

10. Interim relief is kept open. A

Sd/-

(A.P. Kurhekar)  
Member(J)

**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 : 24.08.2023</p> <p align="center"><b>M. A. 544 of 2023 in O.A.No.1069 of 2023</b></p> <p><b>S. L. Gohire</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed to condone the delay of 1 month and 15 days caused in filing O.A. challenging order dated 23.06.2022 whereby penal rent of Rs.7,52,481/- is sought to be recovered from the Applicant.</p> <p>3. Since there is short delay of 1 month and 15 days for the reason stated in M.A., in the interest of justice, I am inclined to condone the delay and to decide the matter on merit.</p> <p>4. In view of above, M.A. is allowed with no order as to costs.</p> <p align="right">Sd/- <sup>W</sup> (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 24.08.2023

M. A. 522 of 2023 in O.A.No.1005 of 2023

A. B. Joshi

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri P. M. Bhome , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. This M.A. is filed to condone the delay of 17 months caused in filing O.A.

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

4. Issue notice before admission returnable on 05.09.2023.

5. 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 M.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.

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

7. 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.

8. 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.

9. S.O. to 05.09.2023

Sd/-

(A.P. Kurhekar)  
Member(J)

**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 : 24.08.2023</p> <p>O.A.No.715 of 2023</p> <p>C. M. Shikhare .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Since today Applicant and his Counsel are absent, in the interest of justice, matter is adjourned to give one opportunity for hearing at the stage of admission.</p> <p>3. S.O. to 14.09.2023.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p style="text-align: center;">O.A.No.912 of 2023 with O.A.No.913 of 2023 with O.A.No.920 of 2023</p> <p>S. V. Shelar &amp; Ors. <span style="float: right;">....Applicants</span></p> <p style="text-align: center;">Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Shri A. J. Chougule &amp; Smt. Archana B. K., learned Presenting Officers for the Respondents.</li> <li>2. On request of learned P.O., two weeks' time is granted for filing reply.</li> <li>3. Interim relief granted by order dated 27.07.2023 shall continue till next date.</li> <li>4. S.O. to 07.09.2023.</li> </ol> <p style="text-align: right; margin-top: 20px;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 24.08.2023

O.A.No.1023 of 2023

D. S. Gawankar

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

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

2. The Applicant has challenged communication dated 10.11.2022 whereby his claim for increment is rejected.

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

4. Issue notice before admission returnable on 05.09.2023.

5. 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.

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

7. 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.

8. 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.

9. S.O. to 05.09.2023

Sd/-

(A.P. Kurhekar)  
Member(J)



# 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 : 24.08.2023</p> <p>O.A.No.1201 of 2022</p> <p>M. S. Sonawane .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 11.09.2023.</p> <p style="text-align: center;">^ Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.1235 of 2022</p> <p>G. V. Bellale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted for hearing.</p> <p>3. S.O. to 07.09.2023 for final hearing.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.1304 of 2022</p> <p>D. S. Rasam .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 18.09.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.38 of 2023</p> <p>S. S. Kadam .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 18.09.2023.</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.622 of 2020</p> <p>M. R. Ahire .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 05.09.2023.</p> <p style="text-align: center;">^ Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.224 of 2023</p> <p>V.R. Panchal .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. S. Dhannwat, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. Today, learned P.O. has filed Affidavit in Sur-Rejoinder on behalf of Respondent No.3. It is taken on record.</li> <li>3. The matter is adjourned for hearing at the stage of admission.</li> <li>4. S.O. to 14.09.2023.</li> </ol> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p align="center">O.A.No.343 of 2022</p> <p>H. K. More .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 18.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.381 of 2022</p> <p>P. G. Dalvi .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 12.09.2023.</p> <p style="text-align: right;">^ Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p align="center">O.A.No.450 of 2022</p> <p>V. P. Thakur <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 12.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p style="text-align: center;">O.A.No.305 of 2017</p> <p>S. C. Paithankar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 05.09.2023.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p align="center">O.A.No.988 of 2019</p> <p>V. Y. Mokashi .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel area absent. Shri V. V. Joshi, learned Counsel for the Applicant has sent leave note. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. In view of leave note of learned Counsel for the Applicant, the matter is adjourned for final hearing.</p> <p>3. S.O. to 15.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 24.08.2023</p> <p>O.A.No.1184 of 2019</p> <p>D. J. Sonawane .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In view of absence of Applicant and his Counsel, the matter is adjourned for final hearing to give one opportunity.</p> <p>3. S.O. to 04.09.2023.</p> <p style="text-align: right;">^ Sd/- v~ (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 24.08.2023

O.A.No.948 of 2023

B. S. Suthe

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. This O.A. is filed simply for directions to Respondents to implement the order dated 20.12.2021 granting benefit of 10 years ACPS and to release the monetary benefits.
3. The perusal of order dated 20.12.2021 reveals that Applicant is granted benefit of ACPS on completion of 10 years in terms of revised G.R. dated 02.03.2019 w.e.f. 01.06.2021. Thereafter, he made representation to implement the same and to release monetary benefits but in vain.
4. In this matter, notices were issued on 09.08.2023 but neither reply is filed nor order is implemented by the Respondents.
5. Indeed, once the Respondents had issued order, it ought to implement by him within reasonable time and there was no need driving the Applicant to the Tribunal.
6. In view of above, there is nothing to be adjudicated in the O.A. The O.A. is disposed of with directions to Respondents to implement the order dated 20.12.2021 passed by him and to release monetary benefits within a month from today.
7. No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p align="center">Tribunal's orders Date : 24.08.2023</p>
	<p align="center">O.A.No.112 of 2020</p> <p>D. W. Patil .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted for hearing.</p> <p>3. S.O. to 05.09.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 24.08.2023</b></p> <p style="text-align: center;"><b>O.A.No.321 of 2023</b></p> <p><b>B. D. Ingale</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondent is present. Shri A. Misal, learned Counsel for Respondent No.2 is absent.</p> <p>2. Learned P.O. sought permission to tender Affidavit in Reply.</p> <p>3. Since, the matter is already proceeded without reply, in the interest of justice allowed to file the same. It be taken on record. Learned P.O. is directed to serve the copy of reply to learned Counsel for the Applicant so that matter could be heard on next date.</p> <p>4. S.O. to 15.09.2023 for hearing at the stage of admission.</p> <p style="text-align: right;">N Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> 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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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"><b>Date: 24.08.2023</b></p> <p align="center"><b>O.A. No.1008 of 2023</b></p> <p><b>G.R. Kale</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant brought to notice the provisions of Section 7 of Maharashtra State Reserve Police Force Act, 1951 which is applicable to the Applicant's request for Transfer from SRPF – Group VIII, Goregaon to the Commissioner of Police, Thane.</p> <p>3. The request of the Applicant dated 20.10.2022, 03.11.2022 &amp; 19.12.2022 has been refused quoting some Government Circulars. The decision has been taken on 23.08.2023 at the level of Additional Director General of Police, SRPF instead of Director General &amp; Inspector General of Police, Maharashtra State as was directed by the Tribunal on 21.08.2023. Director General &amp; Inspector General of Police, Maharashtra is therefore directed to decide the request made by the Applicant dated 20.10.2022, 03.11.2022 &amp; 19.12.2022 forthwith on receipt of proposal from the Additional Director General of Police, SRPF.</p> <p>4. Learned P.O. agrees to submit the copy of the order passed by the Director General &amp; Inspector General of Police, Maharashtra on the next date of hearing on 29.08.2023.</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. Issue notice before admission returnable on 29.08.2023.</p> <p>7. 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.</p> <p>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>9. 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.</p> <p>10. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed.</p> <p>11. S.O. to 29.08.2023.</p> <p>12. Hamdast, copy granted.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">NMN</p>