

**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 : 25.07.2022</p> <p align="center">M.A.No.413 of 2022 in O.A.No.508 of 2022</p> <p>State of Maharashtra & Ors.Applicant Vs. S.V. Borhade & Ors.Respondents.</p> <p>1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Applicant (Org. Respd.) and Ms. Punam Mahajan, learned Advocate for the Respondents (Org. Applic).</p> <p>2. M.A. is filed seeking extension of time to comply the order dated 06.07.2022 passed in O.A.No.508/2022.</p> <p>3. Learned P.O. submits that order of promotion is already issued on 22.07.2022. Copy is given to learned Advocate.</p> <p>4. Learned Advocate submits to the order of the Tribunal.</p> <p>5. In view of above, M.A. has become infructuous and the same stands disposed of.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member(A) 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>Date : 25.07.2022</p> <p>O.A.No.508 of 2022</p> <p>S.V. Borhade & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. This matter has been disposed of by this Tribunal on 06.07.2022. Today, the matter is taken on Board for 'Speaking to Minutes' in view of Praecipe dated 19.07.2022.</p> <p>(a) As per Praecipe dated 19.07.2022 in paragraph No.3, line No.5 & in operative order, it is read as, 'Applicants at Serial No.64 to 71' should be read as 'Applicants at Serial No.68 to 71'</p> <p>(b) The word 'Cyber Course' should be read as 'Cipher Course'</p> <p>(c) Page No.21 Clause D last line after the word, <u>'deemed date'</u> 'with all consequential Service Benefits' to be added.</p> <p>(d) In paragraph 5, line 6 instead of '20 Applicants' it should be read as '18 Applicants'.</p> <p>(e) At page 20, line 13, instead of 'Additional Secretary', it should be read as 'Additional Chief Secretary'.</p> <p>3. In view of above, Praecipe dated 19.07.2022 stands disposed of.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p>C.A.No.41 of 2021 in O.A.No.1052 of 2016 with M.A.No.700 of 2019 in R.A.No.23 of 2019 in O.A.No.1052 of 2016 with R.A.No.23 of 2019 in O.A.No.1052 of 2016</p> <p>V.S. Patil V.S. KalekarApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Twinkle Khemka, learned Advocate for the Applicants in M.A.No.700 of 2019 in R.A.No.23 of 2019 in O.A.No.1052 of 2016 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. O.A.No.1052/2016 was decided on 08.05.2019. R.A.No.23/2019 is filed on 20.12.2019.</p> <p>3. At the request of learned Advocate matter adjourned to 26.07.2022 at 10.30 a.m.</p> <p>Sd/- Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p>Date : 25.07.2022</p> <p align="center">O.A.No.708 of 2022</p> <p>Y.U. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A.A. Siddiquie & Assoc., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant prays that Appeal dated 09.12.2021 preferred by him to be decided within the period of four weeks.</p> <p>3. The Section Officer has informed that as per procedure Appeal should come through the Additional Commissioner of Police, Eastern Region. However as the Appellate Authority is Additional Chief Secretary (Home), Appeal is rightly filed before the authority, as such objections need not be raised.</p> <p>4. Hence, Additional Chief Secretary (Home) is hereby directed to decide the said Appeal within three weeks i.e. by 30.10.2022 and it is to be communicated to the Applicant forthwith.</p> <p>5. In view that nothing survives in the O.A., the same stands disposed of.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p>Date : 25.07.2022</p> <p style="text-align: center;">C.A.No.42 of 2022 in O.A.No.986 of 2021</p> <p>U.V. MoreApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. C.T. Chandratre, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Order 22.06.2022 passed in O.A.No.986/2021, though compliance is to be made within four weeks, the Respondent-State neither complied the order of the Tribunal nor have they filed M.A. for extension of time which was over on 24.03.2022.</p> <p>3. We take judicial note that when the Tribunal has directed the compliance which is time bound and if at all it is not complied with the Department generally does not file application for seeking extension of time. We hereby direct that if such application is not preferred by the Department within 30 days of expiry of the time limit then the Tribunal will take severe action.</p> <p>4. Matter is kept back for instructions.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p><u>25.07.2022</u></p> <p align="center"><u>M.A 344/2020 in O.A 848/2018</u></p> <p>The State of Maharashtra & Ors ... Applicants (Ori Respondents)</p> <p align="center">Vs.</p> <p>Shri R.S Salunkhe & Ors ... Respondent (Ori Applicants)</p> <p>1. Heard Ms Swati Manchekar, learned advocate for the applicants (Ori Respondents) and Shri Gharte, learned counsel for the Respondents (Ori Applicants).</p> <p>2. Learned C.P.O informs that the present Misc Application was filed on 17.12.2020 wherein the Respondent-State has prayed for six months' time to implement the order of this Tribunal. Till today the order of this Tribunal has not been implemented. Hence, the time which was prayed for has already been consumed by the Respondents for implementation of the order is over.</p> <p>3. In view of the above Misc Application stands disposed of.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p><u>25.07.2022</u></p> <p><u>O.A 370/2021 with M.A 299/2021</u></p> <p>Shri R.A.R Shaikh ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri H.S Chitaley, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O to 25.8.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

Office Notes, Office Memoranda of Coram,
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Tribunal's orders

25.07.2022

C.A 8/2021 in O.A 848/2018

Shri R.S Salunkhe & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard A.A Gharte, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned C.P.O submits that applicant Nos. 2 & 5, Shri Lalit P. Varule & Shri Prashant K. Chavan stands at Serial No. 2177 & 2050, in the seniority list and therefore they are not coming in the zone of consideration for promotion. However, applicant no. 6, Shri Dilip Y. Patharawat, stands at Sr No. 1998 and he comes in the zone of consideration for promotion and so he will be considered for promotion.

3. It appears that though the order was passed on 13.2.2020 in the Original Application and 2 ½ years have passed the Respondent-State has not implemented the order of this Tribunal when the extension of six month was given by order dated 30.7.2020. Thereafter, again M.A 344/2020 was filed seeking extension of six months in December, 2020. It was not decided as it is decided today. That time is also consumed as on June, 2021. Thereafter for a period of one year the Respondent-State has not implemented the order of the Tribunal nor approached the Hon'ble High Court challenging the order of the Tribunal.

4. The excuse given by the Respondent-State that various Original Applications are filed in different Benches of the Tribunal at Mumbai, Nagpur and Aurangabad on the same issue challenging the seniority list.

5. We are of the view that this stand cannot be acceptable when there is no stay. The Respondent-State is bound under obligation to take steps for compliance of the order. As per instructions from the learned C.P.O it appears that the promotion was wrongly given to nearly 112 Civil Engineering Assistants to the post of Junior Engineer. The said promotion as per the order of the Tribunal was given as a deviation of the rules. Hence, it is obligatory on the part of the Respondent-State to issue notice of reversion to all these 112 Junior Engineers who were wrongly promoted by way of compliance of the order of this Tribunal.

6. S.O to 1.8.2022.

Sd/-

(Medha Gadgil)
Member (A)

Akn

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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	<p><u>25.07.2022</u></p> <p><u>O.A 115, 116 & 117/2022</u></p> <p>Shri R.B Kalse & Ors Shri G.K Hadke Shri G.V Patil ... Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Anita Gavkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The applicants prays that the G.R dated 24.8.2017 to the extent of denial of benefits of one or two advance increments to the employees who have been given benefits of Sixth Pay Commission be quashed and set aside in view of the judgment and order dated 7.11.2019 passed by the Hon'ble Bombay High Court, Aurangabad Bench in W.P 13508/2019</p> <p>3. Learned C.P.O seeks time to file reply.</p> <p>4. S.O to 29.8.2022.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>25.07.2022</u></p> <p style="text-align: center;"><u>M.A 532/2017 in O.A 1149/2017</u></p> <p>Shri G.R Khopkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that Shri J.N Kamble, advocate for the applicant is no more and therefore, it is necessary to issue notice to the applicant.</p> <p>3. Registry is directed to issue notice to Shri G.R Khopkar, applicant at the address given by him.</p> <p>4. S.O to 18.8.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>25.07.2022</u></p> <p><u>O.A 1033/2015</u></p> <p>Smt T.D Tayade ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Mrs Kranti S.Gaikwad, learned P.O for the Respondents no 1 & 2. Shri M.V Thorat, learned counsel submits that he will Vakalatnama on behalf of Respondents no 3 & 4 and seeks time.</p> <p>2. S.O to 28.7.2022.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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	<p><u>25.07.2022</u></p> <p style="text-align: center;"><u>O.A 339/2016</u></p> <p>Shri H.B Tanpure ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Nilesh Masurkar , learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O points out that affidavit in reply dated 23.2.2017 was filed on behalf of Respondents no 1 to 4 through Dnyanchandrao M. Gite, Administrative Officer in the office of the Commissioner of Agriculture, Pune.</p> <p>3. Learned counsel submits that copy of the reply is not served. Learned C.P.O states that the copy of the reply will be given to the learned counsel for the applicant immediately.</p> <p>4. Admit, with liberty to file rejoinder, if any.</p> <p>5. S.O.to 3.10.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil/ Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p>

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	<p style="text-align: center;"><u>C.A. No.15 of 2018 in O.A. No.245 of 2015</u></p> <p>D.B. Pawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. None for the applicant.</p> <p>2. Today the matter is fixed for deciding the prayer clause (d-1) for payment of compensation of rupees one lakh to the applicant and family for harassment caused for nine years as the applicant was constrained to approach this Tribunal.</p> <p>3. Ld. CPO submits that Government has paid the interest amounting to Rs.94,459/- as per order of this Tribunal.</p> <p>4. In the affidavit dated 16.2.2019 Dr. Pradeep Vyas, Additional Chief Secretary, Public Health Department has prayed for waiving the cost of Rs.10,000/- saddled on him for the delay. However, as the interest is paid by the Government, we waive the cost. Dr. Pradeep Vyas is not a party to this CA.</p> <p>5. Neither applicant nor advocate is present. Earlier also nobody was present on 18.7.2022 and therefore the matter was fixed today. The matter is fixed today for dismissal at 2.30 p.m.</p> <p>6. S.O. to 2.30 p.m. today.</p> <table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Sd/-</td> <td style="text-align: center;">Sd/-</td> </tr> <tr> <td style="text-align: center;">(Medha Gadgil) Member (A) 25.7.2022</td> <td style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 25.7.2022</td> </tr> </table> <p>(sgj)</p> <p><u>Later on:</u></p> <p>7. Since the order of the Tribunal is complied with, the CA stands disposed off.</p> <table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Sd/-</td> <td style="text-align: center;">Sd/-</td> </tr> <tr> <td style="text-align: center;">(Medha Gadgil) Member (A) 25.7.2022</td> <td style="text-align: center;">(Mridula Bhatkar, J.) Chairperson 25.7.2022</td> </tr> </table> <p>(sgj)</p>	Sd/-	Sd/-	(Medha Gadgil) Member (A) 25.7.2022	(Mridula Bhatkar, J.) Chairperson 25.7.2022	Sd/-	Sd/-	(Medha Gadgil) Member (A) 25.7.2022	(Mridula Bhatkar, J.) Chairperson 25.7.2022
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	<p><u>25.07.2022</u></p> <p><u>O.A 861/2021</u></p> <p>Shri R.H.Z Tundiwale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Admit, with liberty to file affidavit in reply on behalf of Respondent no. 2.</p> <p>3. S.O to 29.8.2022.</p> <p style="text-align: right;">Sd/- _____</p> <p>Sd/- _____</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.1112 of 2017</p> <p>P.D. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. The perusal of record reveals that matter was undated in the office for long time and today for the first time it is listed before the Tribunal. 4. Respondent Nos.4 & 5 have already filed their Reply. 5. O.A. be kept for hearing at the stage of admission. 6. S.O. to 11.08.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 25.07.2022</p> <p align="center">O.A. No.220 of 2017</p> <p>S.S. HingmireApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Shri A.V. Bandiwadekar, leaned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. The perusal of record reveals that matter was undated in the office for long time and today for the first time it is listed before the Tribunal. Respondent Nos.1 & 2 has already filed their Reply. Matter is ripe for Final Hearing. On request of learned Advocate for the Applicant adjourned for Final Hearing. S.O. to 12.08.2022. <p align="right"> [^] Sd/- ^v (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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	<p>Date: 25.07.2022</p> <p align="center">O.A. No.327 of 2017</p> <p>A.S. AmbudkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are absent. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. 3. The perusal of record reveals that matter was undated in the office for long time and today for the first time it is listed before the Tribunal. 4. Respondent No.3 has already filed Reply. 5. Matter is ripe for Final Hearing. 6. O.A. be kept for Final Hearing on 18.08.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p align="center">Date: 25.07.2022</p> <p align="center">O.A. No.934 of 2017</p> <p>A.M. TupeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, leaned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has pointed out subsequent development which has taken place during the pendency of O.A., namely Government by G.R. dated 11.07.2019 has taken policy decision to issue appointment order to the candidates from E.S.B.C. category. Accordingly, Respondent No.3 – Joint Director, (Higher Education) by letter dated 03.10.2019 issued regular appointment order of the Applicant from E.S.B.C. category. G.R. dated 11.07.2019 and order dated 03.10.2019 are taken on record and marked by letter 'X' jointly for identification.</p> <p>3. In view of above, Learned Advocate for the Applicant submits that O.A. has become infructuous and it be disposed of.</p> <p>4. For the aforesaid reasons, O.A. is disposed of with no order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="left">NMN</p>

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	<p>Date: 25.07.2022</p> <p align="center">O.A. No.895 of 2017</p> <p>Dr. V.T. ThakurApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. The perusal of record reveals that O.A. was undated in the office for long time and today for the first time it is listed before the Tribunal. Even Reply is not file though matter is of 2017. Learned P.O. submits that Affidavit-in-Reply is ready and seeks permission to tender the same. Affidavit-in-Reply is filed on behalf of Respondent No.2. It is taken on record. Since pleading is complete, O.A. be kept for hearing at the stage of admission. S.O. to 02.08.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 25.07.2022</p> <p align="center">O.A. No.471 of 2021</p> <p>A.E. SalunkheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, leaned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Today learned Advocate for the Applicant has filed Additional Affidavit-in-Rejoinder along with Annexure. It is taken on record. 3. Adjourned for hearing at the stage of admission, with liberty to file contrary Affidavit, if any. 4. S.O. to 08.08.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.49 of 2022</p> <p>P.S. RenusheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.S. Patil, leaned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant along with Affidavit-in-Support of the main petition on behalf of the Applicant. They are taken on record.</p> <p>3. S.O. to 11.08.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">R.A. No.11 of 2022 in O.A. No.50 of 2021</p> <p>A.N. BhalchandraApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.N. Bhalchandra, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 11.08.2022.</p> <p align="right">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">M.A. No.209 of 2022 in O.A. No.326 of 2022</p> <p>N.N. KulkarniApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri N.N. Kulkarni, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3 only. It is taken on record. No separate Reply is filed on behalf of Respondent Nos.1 & 2. Respondent No.4 has already filed Reply.</p> <p>3. M.A. be kept for hearing.</p> <p>4. S.O. to 18.08.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

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Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.994 of 2021</p> <p>V.G. KolekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. P.H. Hendre, leaned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 18.08.2022.</p> <p align="right">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</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 align="center"><u>O.A.37/2021</u></p> <p>Shri P.H. Sarang ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. A.B. Kololgi holding for Shri A.J. Chougule, learned P.O. for Respondents.</p> <p>2. During the course of hearing, it is transpired that Presenting Officer has not produced the copies of deposition viz. Examination-in-chief of the witnesses. The deposition tendered starts from cross-examination itself. Despite direction is issued by the Tribunal in enquiry matters, the P.O has not taken care to examine the record and to produce Examination-in-chief for the perusal of the Tribunal which results in waste of time.</p> <p>3. When this aspect is brought to the notice of P.O, she struggled with the record brought by the Department and stated that she would produce Examination-in-chief of the witnesses along with Affidavit. It be produced on next date i.e. on 27.07.2022.</p> <p>4. S.O. to 27.07.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 25.07.2022</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.345 of 2022</p> <p>M.W. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, leaned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 22.08.2022.</p> <p align="right">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.359 of 2022</p> <p>R.K. TanpureApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. P.H. Hendre, leaned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record. No separate Reply is filed by Respondent Nos.1 & 2.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. Interim relief to continue.</p> <p>5. S.O. to 18.08.2022.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.415 of 2022</p> <p>S.S. KharatmalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, leaned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 04.08.2022.</p> <p align="right">^ Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.466 of 2022</p> <p>S.N. Ghatkamble & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. Punam Mahajan, leaned Advocate 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 Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 01.08.2022.</p> <p align="right">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.480 of 2022</p> <p>J.P. TambeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, leaned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time. 3. O.A. be kept for hearing at the stage of admission without Reply. 4. S.O. to 18.08.2022. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.557 of 2022</p> <p>N.K. MujawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri U.V. Bhosle, leaned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 17.08.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.598 of 2022</p> <p>R.R. MohiteApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, leaned Advocate 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 Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 04.08.2022.</p> <p align="right">Sd/- V (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p style="text-align: center;">O.A. No.688 of 2022 with M.A. No.417 of 2022</p> <p>S.M. Solankar & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In O.A. the Applicant requested for direction to the Respondents to regularize the services of the Applicant No.1 from 30.09.1997 to 08.03.1999 and for the Applicant No.2 from 30.12.1997 to 10.12.2000 with a consequential benefits. The Applicants are still in service.</p> <p>3. Perusal of record reveals that the Applicants have not made representation and directly file this O.A. When this aspect was brought to the notice of learned Advocate for the Applicant she sought permission to withdraw the M.A. and O.A. with liberty to file Representation to the Respondents.</p> <p>4. In view of above, allowed to withdraw O.A. with liberty to the Applicants to make representation within a month. If, any such representation is made it shall be decided in accordance to Rules at the earliest.</p> <p>5. M.A. and O.A. both are accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.660 of 2022</p> <p>Y. M. KokadwarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P. O. on instruction from Shri Shri A.T. Patil, Jailor, Byculla Jail, Mumbai stated that one quarter from Byculla premises is likely to be vacated at the end of this month and on vacation, the quarter can be provided to the Applicant.</p> <p>3. Apart from this quarter, if the Respondent No.6 Shri S. A. Khan who is already transferred, will vacate the quarter of Byculla premises then it can be also allotted to the Applicant.</p> <p>4. In view of above, one week time is granted to take necessary steps for allocation of quarter as per rules till then there shall be no coercive action in pursuance of impugned notice.</p> <p>5. S.O. to 01.08.2022.</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
	<p>Date : 25.07.2022</p> <p>M. A. No.134 of 2022 in O.A.No.190 of 2022</p> <p>Dr. V. S. AbnaveApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed this O.A. for direction to the Respondents to grant annual increments from initial date of joining i.e. from 08.06.1993. He has made representations to the Respondents dated 04.07.2020 and 22.06.2021 (Page Nos.62 and 78 of PB). However, those are not responded, and therefore, the Applicant has filed this O.A.</p> <p>3. It appears that the Applicant was initially appointed on temporary basis in 1993 and thereafter his services were regularized in 2009.</p> <p>4. In first place, it is for the Respondents to take the decision on the representations and if the Applicant felt aggrieved by the same, he can approach to the Tribunal. Since there is no decision on his representations, his Misc. Application and Original Application are disposed of by following directions.</p> <p>5. The Respondents are directed to decide the representations made by the Applicant referred to above within three months from today and the decision be communicated to the Applicant within two weeks thereafter.</p> <p>6. No order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.670 of 2022</p> <p>A. R. AwaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed present O.A. for direction to the Respondent to decide the appeal filed on 01.11.2014 filed against the order dated 22.09.2014 passed by the Inspector General Registration and Controller of Stamps.</p> <p>3. It is very unfortunate that though the period of more than seven years is over still the appeal is pending at the level of the Government.</p> <p>4. In view of above, O.A. is disposed of with directions to the Respondent to decide the appeal within six weeks from today in accordance to law and the decision as the case may be, shall be communicated to the Applicant within two weeks thereafter.</p> <p>5. No order as to costs.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p align="right">[P.T.O.]</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.26 of 2022</p> <p>A. K. Pawar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed additional affidavit on behalf of C.P. Nashik. It is taken on record.</p> <p>3. S.O. to 08.08.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">M. A.No.201 of 2022 in O.A.No.26 of 2022</p> <p>A. K. Pawar & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this M.A., the Director General of Police, State of Maharashtra was added as Respondent No.4 by order dated 18.07.2022 and today the matter is for filing reply on his behalf as it is necessary to know the practice prevalent in the State of Maharashtra in the matter of inter district transfer.</p> <p>3. Two weeks time is granted for filing reply on behalf of the Respondent No.4.</p> <p>4. S.O. to 08.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.428 of 2022</p> <p>N. S. LahamgeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed short affidavit in reply on behalf of the Respondent No.4 – C.P. Nashik. It is taken on record.</p> <p>3. S.O. to 08.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.552 of 2022</p> <p>N. K. PardeshiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing of reply on behalf of the Respondent No.4 – S.P. Jalgaon.</p> <p>3. S.O. to 08.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p>O.A. No.1037 of 2019 with O.A. No.1039 of 2019 with 1040 of 2019 with O.A. No.1041 of 2019 with O.A. No.1042 of 2019</p> <p>Dr. G.B. Taware Dr. V.A. Nadimath Dr. P.M. Sharebkausar Dr. N.B. Masaram Dr. V.P. Doijad</p> <p align="right">.....Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O. to 05.08.2022.</p> <p align="right">Sd/- ~ (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.696, 697 & 698 of 2022</p> <p>S.S. More & Ors. S. P. Khare & Ors. B. P. Chavan & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. These Original Applications pertain to inter district transfer i.e from the establishment of C.P. Mumbai to C.P. Nashik in terms of G.R. dated 26.10.2017 issued by the Home Department whereby regulations are framed and approved for inter district transfer subject to conditions mentioned therein.</p> <p>3. However, C.P. Nashik recently by order dated 06.05.2022 directed that herein after vacant post in the cadre of Police Constables ^{will} only be filled in by direct recruitment ^{only} and there would be no inter district transfer from other district to Nashik city. The Applicants have also challenged legality of this letter dated 06.05.2022 <i>inter-alia</i> contending that it is in contravention of G.R. dated 26.10.2017 and regulation approved by the Government for inter district transfers.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. <i>Prima-facie</i>, once the Government has framed policy in the form of regulation, it is required to be followed and C.P. Nashik cannot take such stand unilaterally.</p> <p>5. Learned P.O., therefore, required to explain this situation and to file affidavit in reply.</p> <p>6. Two weeks time is granted to file reply.</p> <p>7. It is further made clear that if the C.P. Nashik takes any further steps to fill in the posts in pursuance of letter dated 06.05.2022, it would be subjected to decision of this O.A.</p> <p>8. S.O. to 08.08.2022.</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**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p align="center">O.A.No.605 of 2022</p> <p>B.T. KarvekarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed this O.A. for direction to the Respondents to release his retiral benefits which are calculated in the sum of Rs.47,31,974/- with interest.</p> <p>3. The Applicant stands retired on 31.05.2018.</p> <p>4. The perusal of record reveals that the departmental proceedings were initiated against the Applicant, and therefore, some of the retiral benefits particularly Gratuity, Regular Pension and Leave Encashment were withheld. The Applicant has challenged initiation of D.E. by filing O.A. 15/2020 but it was disposed of by the Division Bench on 25.03.2022 directing the Respondent to pass final order in accordance to law. Thereafter, the Applicant had filed Contempt Application No.34/2022 for not complying the order of the Tribunal. It is during the pendency of contempt proceeding, the Government passed the final order on 26.05.2022, imposing punishment of 25% deduction per month permanently from the pension.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. As such, now since the final order is passed in D.E., the Respondent is required to release retiral benefits in terms of punishment order dated 26.05.2022.</p> <p>5. In view of above, O.A. is disposed of with direction to Respondent to release Gratuity, Regular Pension and Leave Encashment of the Applicant in accordance to rules within a month from today and if the amount is not paid within a month, it shall carry interest at the rate applicable to G.P.F. from the date of default till the date of actual payment.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 25.07.2022</p> <p align="center">O.A. No.711 of 2022</p> <p>P.E. DalviApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged order dated 11.07.2022 issued by Respondent No.1 thereby relieving him from the post of Executive Engineer, P.W.D. (Tribal Development Department, Thane) and sought interim relief.</p> <p>3. The perusal of record reveals that the Applicant is working in cadre of Executive Engineer and his parent Department is P.W.D. By order dated 06.01.2021 he was transferred and posted as Executive Engineer, P.W.D. (Tribal Development Department, Thane) on vacant post. Accordingly, he joined their but has not completed normal tenure of three years. However, abruptly by order dated 11.07.2022, Respondent No.1 – Principal Secretary, Tribal Development Department, Thane unilaterally relieved the Applicant citing administrative reasons.</p> <p>4. Learned P.O. has tendered file noting which shows the Secretary, Tribal Development Department at his level relieved the Applicant stating that his performance is not satisfactory. Such order without approval of competent authority can hardly be countenanced.</p> <p>5. Admittedly, there is no approval of competent authority i.e. Hon'ble Chief Minister for mid-term and</p> <p align="right">[P.T.O.]</p>

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

Tribunal's orders

mid-tenure transfer nor file was placed before C.S.B. Apart no other posting is given to the Applicant and he is kept in abeyance. Thus *prima-facie* impugned relieving order amount to mid-term transfer and it is in contravention of provision of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 and liable to be stayed.

6. In view of above, order dated 11.07.2022 is hereby stayed and the Applicant be allowed to resume the post.

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

8. Issue notice before admission returnable on 11.08.2022.

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.

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.

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.

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.

13. S.O. to 11.08.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p align="center">O.A. No.424 of 2020 with O.A. No.398 of 2021 with O.A. No.172 of 2022</p> <p>Dr. K.B. Batte Dr. B.M. Dahiphale Dr. S. V. KachareApplicant</p> <p>Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, leaned Advocate for the Applicant in 424/2020, Shri U.V. Bhosle, leaned Advocate for the Applicant in 398/2021, Shri K.R. Jagdale, leaned Advocate for the Applicant in 172/2022, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents in 424/2020, Smt. Archana B.K., learned Presenting Officer for the Respondents in 398/2021. and Shri A.J. Chougule, learned Presenting Officer for the Respondents in 172/2022.</p> <p>2. When the matter is taken up for Final Hearing, it is noticed that in similar matters the Tribunal has granted relief of increments, leave, condonation of break, grant of old pension scheme etc. However, being aggrieved by it Government has filed Writ Petition. Those are subjudice before Hon'ble High Court.</p> <p>3. Learned P.O. has tendered copy of order dated 22.12.2021 passed by Hon'ble High Court whereby contempt proceeding initiated by the original Applicants are stayed. In the said order Hon'ble High Court observed impugned judgment of the M.A.T. suffers from errors of law, deserving interdiction and the points highlighted by a coordinate Bench in an order of remand are not considered at all.</p>

[P.T.O.]

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

Tribunal's orders

4. In view of observation of Hon'ble High Court, this O.As. are involving same issues needs to be adjourned so as to await the decision on Hon'ble High Court.
5. In view of above, this Original Applications are adjourned for four weeks.
6. Learned P.O. shall appraise the Tribunal about the decision of Hon'ble High Court in Writ Petition by next date.
7. Learned P.O. submits that she will write letter to Government Pleader, Hon'ble High Court for early hearing of Writ Petition.
8. S.O. to 22.08.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

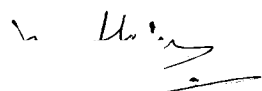
M.A./R.A./C.A. No. _____ of 20____

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>C.A. No.26 of 2020 in O.A. No.1125 of 2013</u></p> <p>P.S. Sakhare & 2 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 20.6.2022 the respondents have filed affidavit dated 4.7.2022 of Dr. Ashok N. Karanjkar, Commissioner, ESIS, Mumbai.</p> <p>3. Ld. CPO relies on paras 3 & 5 of the affidavit dated 15.6.2021 filed by Shri Appaso Balapa Dhulaj, Commissioner, ESIS, Mumbai wherein it is stated that footfall of the patients is reduced considerably, therefore presently there is no additional requirement of staff nurses than existing. Therefore, Government does not want to fill up the vacancies. At this stage the Ld. CPO further submits that Government has not given appointment to other temporary nurses in place of the applicants.</p> <p>4. Ld. Advocate for the applicants submits that order dated 30.6.2015 of the Tribunal is not complied with. The Ld. Advocate submits that bonded nurses who were working along with applicants, who are on temporary basis, were given appointment and their services is regularized. This is contrary to the order of the Tribunal. Hence, this is contempt.</p> <p>5. This contempt is directed against the judgment and order dated 30.6.2015 passed in OA No.1125 of 2013 and implementation is demanded. The applicants are admittedly working on temporary basis as Nurses. Some of the applicants had earlier filed W.P. No.1083/2000 which was dismissed on 20.7.2000 and the Hon'ble High Court granted interim relief that services of the applicants/petitioners shall not be liable to be terminated till regularly selected</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>candidates are made available. The Tribunal while passing order dated 30.6.2015 has relied on paras 4 & 5 of the order in W.P. The Tribunal has passed order dated 30.6.2015 in consistent with the order of the Hon'ble High Court.</p> <p>6. We are informed by Ld. CPO that in 2017 the department recruited 30 regular staff nurses in ESIS Hospital, Solapur and accordingly appointment order dated 29.11.2017 was given to those 30 staff nurses. Ld. CPO informs that Govt. has not appointed any other temporary staff nurses like the present applicants and no other staff nurses are replaced like the applicants in service and thus the respondents have complied with the order passed by this Tribunal and so also the Hon'ble High Court.</p> <p>7. Ld. Advocate submits that there is violation of the order of the Hon'ble High Court because bonded nurses were appointed and present applicants were not appointed. These submissions are not correct because on query we are informed by Ld. CPO that bonded nurses have participated in the recruitment process and appeared in the examination and they were selected on merit and therefore they were recruited. While the applicants did not appear in the recruitment process as they are not bonded nurses. They should have taken legal recourse which was open to them.</p> <p>8. Thus, we are of the view that orders of this Tribunal as well as Hon'ble High Court are complied with. CA disposed off accordingly.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil)</p> <p>Member (A)</p> <p>25.7.2022</p> <p>(sgl)</p> </div> <div style="text-align: center;"> <p></p> <p>Sd/-</p> <p>(Mridula Bhatkar, J.)</p> <p>Chairperson</p> <p>25.7.2022</p> </div> </div>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 25.07.2022</p> <p>O.A.No.650 of 2022 with O.A.No.651 of 2022</p> <p>R.B. Kamble (O.A.650/2022) S.P. Pawar (O.A.651/2022)Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. B.S. Shinde, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the Applicants are similarly situated therefore prays order dated 19.07.2022 passed in M.A.No.405/2022 in O.A.No.458/2022 be passed in the present O.As.</p> <p>3. Learned Advocate submits that in these O.As the Committee which was appointed by Kolhapur as per G.R. dated 12.01.2022 has given favorable report about these Applicants, yet they are not appointed.</p> <p>4. Learned P.O. submits that the Pune Committee which has given favorable report in respect of applicants is not satisfied and so other Committee from Kolhapur was appointed as per directions given by the Director, Public Health Department.</p> <p>5. As per order passed on 19.07.2022, M.A.No.405/2022 in O.A.No.458 of 2022 to be shown on the board of 26.07.2022.</p> <p>6. Adjourned to 01.08.2022.</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 style="text-align: center;">Date : 25.07.2022</p> <p style="text-align: center;">C.A.No.35 of 2022 in O.A.No.38 of 2022</p> <p>U.A. KarandeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. It is submitted that order dated 25.02.2022, compliance of which is to be done by 25.03.2022.</p> <p>3. Learned P.O. files affidavit-in-reply. Taken on record.</p> <p>4. Learned P.O. on instructions from Mr. A.D. Deshmukh, Medical Officer submits that after removing all the objections matter finally reached the office of Mantralaya on 22.07.2022. Thereafter it has been submitted to the office of Accountant General today. Learned P.O. submits that the Applicant was on leave for 727 days during the period from 2010 to 2012. Learned P.O. seeks two months for compliance thereafter.</p> <p>5. We direct the Department to follow up with the office of Accountant General continuously and complete the compliance by 27.09.2022.</p> <p>6. Adjourned to 27.09.2022.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left;">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>Date : 25.07.2022</p> <p>C.A.No.25 of 2022 in O.A.No.503 of 2020</p> <p>V.S. Pandhare.Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicants and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits on instructions that the Secretary will send the Applicant's proposal to the Competent Authority i.e the Hon'ble Minister of Agriculture and in his absence it will be send to the Hon'ble the Chief Minister.</p> <p>3. Kept Back.</p> <p style="text-align: center;">Sd/- <i>(Signature)</i> (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- <i>(Signature)</i> (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>Date : 25.07.2022</p> <p style="text-align: center;">C.A.No.28 of 2022 in O.A.No.267 of 2021</p> <p>G.N. TateApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that order dated 07.07.2021 passed by the Tribunal is complied with. He tenders letter dated 08.07.2022 issued by the Agricultural Department. Taken on record and marked as Exhibit-A.</p> <p>3. Hence nothing survives. Matter stands disposed of.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">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>Date : 25.07.2022</p> <p align="center">M.A.No.397 of 2022 in O.A.No.189 of 2022</p> <p>Dr. V.S. AbnaveApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the Applicant's representation is pending and if the decision is taken on the representation the matter can be sorted. However matter is fixed for affidavit-in-reply in M.A.</p> <p>3. Adjourned to 08.08.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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 : 25.07.2022</p> <p>M.A.No.148 of 2022 in O.A.No.879 of 2021</p> <p>R.T. JagtapApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M. Kumbhar, learned Advocate holding for Mr. S.K. Hande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. informs that the copy of O.A. and M.A. is not served to the office of C.P.O..</p> <p>3. Applicant is directed to serve the copy the O.A. and M.A.</p> <p>4. Adjourned to 22.08.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>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 Date : 25.07.2022
	<p align="center">C.A.No.19 of 2020 in O.A.No.1158 of 2016 with O.A.No.352 of 2017 with O.A.No.353 of 2017</p> <p>Smt. S.K. Goraksha & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the matter is sent to the office of Accountant General on 15.07.2022 and is still pending. There is no further reply.</p> <p>3. We direct the Department to pursue.</p> <p>4. Adjourned to 01.08.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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 : 25.07.2022</p> <p align="center">O.A.No.543 of 2019</p> <p>D.D. Barad Applicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Pursuant to order dated 20.07.2022 learned P.O. files affidavit-in-reply dated 22.07.2022 of Special Inspector General of Police, Ms. Lakhmi Gautam. Taken on record. Copy served upon learned Advocate for the Applicant.</p> <p>3. Adjourned to 28.07.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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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 : 25.07.2022</p> <p style="text-align: center;">O.A.No.708 of 2022</p> <p>Y.U. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A.A. Siddiquie & Assoc., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant prays that Appeal dated 09.12.2021 preferred by him to be decided within the period of four weeks.</p> <p>3. The Section Officer has informed that as per procedure Appeal should come through the Additional Commissioner of Police, Eastern Region. However as the Appellate Authority is Additional Chief Secretary (Home), Appeal is rightly filed before the authority, as such objections need not be raised.</p> <p>4. Hence, Additional Chief Secretary (Home) is hereby directed to decide the said Appeal within three weeks i.e. by 30.10.2022 and it is to be communicated to the Applicant forthwith.</p> <p>5. In view that nothing survives in the O.A., the same stands disposed of.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left; margin-top: 10px;">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>Date : 25.07.2022</p> <p>C.A.No.35 of 2021 in O.A.No.229 of 2019 with O.A.No.408 of 2022</p> <p>A. Nazirkar & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere & Ors., learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate adjourned to 28.07.2022. H.O.B. & P.H.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">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 align="center"><u>25.07.2022</u></p> <p align="center"><u>O.A 853/2017</u></p> <p>Shri B.R Gulve ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Ganesh Masurkar holding for Shri C.T Chandratre, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the applicant is promoted during the pendency of the Original Application. Hence, he seeks permission to withdraw the Original Application.</p> <p>3. Original Application stands disposed of as withdrawn.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) Akn</p> <p align="center">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 : 25.07.2022</p> <p align="center">C.A.No.19 of 2022 in O.A.No.776 of 2015</p> <p>P.G. SondkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Mr. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Matter is not found today. Registry is directed to trace the matter.</p> <p>3. Learned P.O. submits that proposal for pensionary benefits is sent to Mantralaya and it is awaited.</p> <p>4. Adjourned to 08.08.2022.</p> <p align="center">Sd/- / Sd/- (Medha Gadgil) / (Mridula Bhatkar, J.) Member(A) / 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 align="center"><u>25.07.2022</u></p> <p align="center"><u>C.A 1/2022 in O.A 370/2019</u></p> <p>Shri L.T Rathod ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri P.L Rathod, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that the applicant who retired as Administrative Officer on 31.5.2019 claims R. 6,72,000/- as difference of pay and allowances on the basis of grant of deemed date of promotion.</p> <p>3. The officer from the Pay and Accounts Office is directed to come to the office of the learned C.P.O and the learned counsel for the applicant may sit together to find out as to how the amount is not calculated.</p> <p>4. S.O to 27.5.2022 at 4.00 pm.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">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 Date : 25.07.2022
	<p align="center">C.A.No.35 of 2022 in O.A.No.38 of 2022</p> <p>U.A. KarandeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. It is submitted that order dated 25.02.2022, compliance of which is to be done by 25.03.2022.</p> <p>3. Learned P.O. files affidavit-in-reply. Taken on record.</p> <p>4. Learned P.O. on instructions from Mr. A.D. Deshmukh, Medical Officer submits that after removing all the objections matter finally reached the office of Mantralaya on 22.07.2022. Thereafter it has been submitted to the office of Accountant General today. Learned P.O. submits that the Applicant was on leave for 727 days during the period from 2010 to 2012. Learned P.O. seeks two months for compliance thereafter.</p> <p>5. We direct the Department to follow up with the office of Accountant General continuously and complete the compliance by 27.09.2022.</p> <p>6. Adjourned to 27.09.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p> <p align="right">[P.T.O.]</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.677 of 2022</u></p> <p>N.K. Pashte & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants submits that he is praying for interim relief. He submits that respondents are served privately on 20.7.2022 and affidavit of service is filed on 21.7.2022.</p> <p>3. S.O. to 27.7.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 25.7.2022 (sgj)</p> <p align="center">Sd/-  (Mridula Bhatkar, J.) Chairperson 25.7.2022</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.240 of 2018 in O.A. No.398 of 2018</u></p> <p>R.S. Sawant ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Suryavanshi holding for Shri V.V.Joshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ms. Savita Suryavanshi submits that Ld. Advocate Shri V.V. Joshi is senior citizen. He stays at Pune and he has knee problems and therefore he is unable to attend this matter.</p> <p>3. We have noticed that in other matters also we have given dates so far and Shri Joshi has instructed Ms. Savita Suryavanshi to appear in this matter and also in other matters. We make it clear that if it is not possible for any counsel, due to ill health, to attend the matter for long time, the concerned counsel should consider whether he should withdrawn the appearance or not. Shri V.V. Joshi to consider this aspect.</p> <p>4. This matter is filed in 2018 praying for deemed date of 2008. At the time of filing the OA the age of the applicant mentioned is 66 years. We would like to know why the OA was filed in 2018 when the cause of action seeking deemed date arose in 2008.</p> <p>5. S.O. to 1.8.2022 for dismissal.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 25.7.2022</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 25.7.2022</p> </div> </div> <p style="margin-top: 10px;">(sgj)</p>

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>M.A. No.430 of 2022 in O.A. No.704 of 2022</u></p> <p>N.M. Pore . . . Applicant Vs. The State of Maharashtra & Ors. . . Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. 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 in MA returnable on 29.8.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of MA and 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. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the MA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the MA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 25.7.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 25.7.2022</p>

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>M.A. No.359 of 2022 in O.A. No.580 of 2022</u></p> <p>Amrut N. Pachkude ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. Applicant and his Advocate both are absent.</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 in MA returnable on 29.8.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of MA and 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. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the MA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the MA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 25.7.2022 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 25.7.2022</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 : 25.07.2022</p> <p align="center">C.A.No.41 of 2021 in O.A.No.1052 of 2016 with M.A.No.700 of 2019 in R.A.No.23 of 2019 in O.A.No.1052 of 2016 with R.A.No.23 of 2019 in O.A.No.1052 of 2016</p> <p>V.S. Patil V.S. KalekarApplicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Twinkle Khemka, learned Advocate for the Applicants in M.A.No.700 of 2019 in R.A.No.23 of 2019 in O.A.No.1052 of 2016 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. O.A.No.1052/2016 was decided on 08.05.2019. R.A.No.23/2019 is filed on 20.12.2019.</p> <p>3. At the request of learned Advocate matter adjourned to 26.07.2022 at 10.30 a.m.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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 : 25.07.2022</p> <p>C.A.No.49 of 2020 in O.A.No.822 of 2019 with C.A.No.50 of 2020 in O.A.No.823 of 2019 with C.A.No.51 of 2020 in O.A.No.824 of 2019 with C.A.No.52 of 2020 in O.A.No.825 of 2019 with C.A.No.53 of 2020 in O.A.No.826 of 2019 with C.A.No.43 of 2021 in O.A.No.400 of 2019 with C.A.No.44 of 2021 in O.A.No.821 of 2019</p> <p>Dr. G.P. Jungid & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. J.S. Deshmukh, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In view of the order dated 20.07.2022 passed by Hon'ble High Court in Writ Petition No.8598 of 2022 which is scheduled on 10.08.2022, C.A. stands adjourned to 24.08.2022.</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

Date: 25.07.2022

O.A. No.712 of 2022

M.B. MahajanApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. The Applicant has challenged suspension order dated 12.07.2022 whereby he is suspended w.e.f. 08.01.2022 i.e. date of arrest by deemed suspension. ~~O.A.~~ is challenged mainly on the ground of competency.

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

4. Issue notice before admission returnable on 17.08.2022.

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 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.

9. S.O. to 17.08.2022.

^
Sd/-

(A.P. Kurhekar)
Member (J)

**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>Date: 25.07.2022</p> <p align="center">O.A. No.511 of 2022</p> <p>V.B. MeherApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. The Applicant has challenged order dated 31.03.2022 whereby he his removed from service, invoking Rule 5 of Maharashtra Civil Services (Discipline & Appeal) Rules, 1979. The perusal of record reveals that O.A. was placed before Bench on 27.06.2022 for admission but on that date the Applicant and his Advocate were absent, direction were given to serve the copy of O.A. However, there is no compliance of the order passed by the Tribunal on 27.06.2022. Learned P.O. has also pointed out that copy of O.A. is not served. Thus challenge is being to the order of removal from service. O.A. needs to be placed before Division Bench. Registrar is directed to place the matter before Division Bench. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="right">[P.T.O.]</p> <p align="left">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p>O.A. No.685 of 2022</p> <p>P.B. RathodApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 31.12.2020 and 07.01.2021 whereby his request to treat his Ad-hoc service as regular service has been rejected. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 22.08.2022. 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 <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. 9. S.O. to 22.08.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 25.07.2022</p> <p>O.A. No.694 of 2022</p> <p>P.P. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged order dated 17.08.2021 to the extent by which the period of 308 days is treated as leave without pay. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 22.08.2022. 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 <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. 9. S.O. to 22.08.2022. <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member (J)</p>