

**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: 25.08.2023</p> <p align="center">O.A. No.1081 of 2023</p> <p>R.D. GhunkikarApplicant Versus The State of Maharashtra & 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 P.O. states that the order of Transfer of the Applicant has been issued in accordance with Revenue and Forest Department Notification dated 28.07.2021 which delegates powers 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) to the Principal Chief Conservator of Forest (Head of Forest Force) as 'Next Higher Authority'.</p> <p>3. Learned P.O. thereafter submitted copy of the Revenue and Forest Department Notification dated 28.07.2021 in which the preamble refers to Rule 6 & Rule 7. However, in 'Para 4' even delegation of powers under Rule 4 (4) and Rule 4 (5) also have been included and as the 'Next Higher Authority' the powers delegated to the Principal Chief Conservator of Forest (Head of Forest Force). Substantial question of law therefore arises as to whether the provision of delegation of powers under Rule 6 and Rule 7 can be^{even} used to transgress to cover the provisions of Rule 4 (4) and 4 (5) of the Transfer Act, 2005. Thus, Learned P.O. is therefore directed to seek information specifically on this point of law from the Revenue & Forest Department.</p>

[P.T.O.]

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. Principal Chief Conservator of Forest (Head of Forest Force) in continuation of the earlier orders of 24.08.2022 is directed not to initiate any proposal to fill the post of the Applicant which is RFO Kankavali, Sindhudurg District.</p> <p>5. On next date of hearing appropriate decision based on the Affidavit-in-Reply may be taken about grant of Interim Relief.</p> <p>6. S.O. to 01.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

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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>25.08.2023</p> <p><u>O.A 354, 355, 356, 357, 358 & 359/2023</u></p> <p>Shri A.B Bahirwal & Ors Applicants Vs. The State of Maharashtra & Ors Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. S.O to 15.9.2023. Interim relief to continue till then.</p> <p style="text-align: center;">Sd/- _____ (Mridula Bhavkar, J.) Chairperson</p> <p style="text-align: center;">Sd/- _____ (Medha Gadgil) Member (A)</p> <p style="text-align: center;">Akn</p>

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

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.593/2023</u></p> <p>Shri A.D. Badgujar ... Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Mah. & Ors. ... Respondents</p> <p>1. Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. Matter was heard and closed for order, but due to paucity of time, Judgment is not delivered. It be kept for hearing afresh.</p> <p>3. S.O. to 7th September, 2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 25.08.2023</p> <p>(skw)</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: 25.08.2023</p> <p align="center">O.A. No.833 of 2023 with O.A. No.840 of 2023</p> <p>A.Y. Ilager P.S. KuchekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad & Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. is directed to seek information why the order of Interim relief passed by this Tribunal to keep the Head Quarter of the Applicant in O.A. No.833/2023 at Pune & the Applicant in O.A. No.834/2023 at Solapur has not been implemented by the Respondents. Further, learned Advocate for the Applicant also states that no subsistence allowance is paid to the Applicants since 28.06.2023.</p> <p>3. Learned P.O. on behalf of Respondent is directed to file Affidavit-in-Reply which ^{must} include information about action taken regarding implementation of interim relief and payment of subsistence allowance to the Applicants since their Suspension.</p> <p>4. S.O. to 01.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> <p align="right">[P.T.O.]</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: 25.08.2023</p> <p>O.A. No.945 of 2023</p> <p>R.K. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Kunal Tilak, learned Advocate holding for Smt Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, 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.</p> <p>3. S.O. to 01.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.939 of 2023</p> <p>G.D. KaradApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Om M Lonkar, learned Advocate for the Applicant, Shri K.R. Jagdale, learned Special Counsel along with Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent No.1 and Shri G.A. Bandiwadekar, learned Advocate for Respondent No.2. 2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record. 3. On request of Shri G.A. Bandiwadekar, learned Advocate for the Respondent No.2 two weeks time is granted to file Affidavit-in-Reply. 4. Shri K.R. Jagdale, learned Advocate submits that he will soon file Vakalatnama on behalf of the Respondent No.1. 5. S.O. to 08.09.2023. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.910 of 2023</p> <p>A.B. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate 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 Affidavit-in-Reply.</p> <p>3. S.O. to 08.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.880 of 2023</p> <p>Dr. P.G. KulkarniApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Om M. Lonkar, learned Advocate for the Applicant 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.</p> <p>3. S.O. to 04.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.871 of 2023</p> <p>Dr. M.P. BankarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Kunal Tilak, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1 to 3. It is taken on record.</p> <p>3. Learned Advocate for the Applicant seeks two weeks time to file Affidavit-in-Rejoinder.</p> <p>4. S.O. to 04.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.840 of 2023 with O.A. No.841 of 2023</p> <p>M.S. Jamble A.S. GoraneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant states that they have been granted interim relief. 3. Learned P.O. has filed Affidavit-in-Reply on behalf of the Respondent No.1. It is taken on record. 4. Learned Advocate for the Applicant seeks two weeks time to file Affidavit-in-Rejoinder. 5. Interim relief to continue till next date. 6. S.O. to 08.09.2023. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.831 of 2023 with O.A. No.848 of 2023 with O.A. No.859 of 2023</p> <p>P.S. Hadule & Ors., A.S. Londhe & Ors., K.B. Dongre & Anrs.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. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.4 in O.A. No.848/2023. It is taken on record.</p> <p>3. Learned Advocate for the Applicant seeks time to file Affidavit-in-Rejoinder. Time as prayed is granted.</p> <p>4. Interim Relief to continue till next date.</p> <p>5. S.O. to 31.08.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">M.A. No.451 of 2023 in O.A. No.848 of 2023</p> <p>A.S. Londhe & 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. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 25.08.2023</p> <p>O.A. No.810 of 2023 with O.A. No.911 of 2023</p> <p>R.B. Vaishnav & Ors., Vaibhav PilareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.Golambade, learned Advocate 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 Affidavit-in-Reply.</p> <p>3. S.O. to 08.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 25.08.2023</p> <p align="center">O.A. No.809 of 2023</p> <p>P.W. ShridhankarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. four weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 22.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 25.08.2023</p> <p align="center">O.A. No.753 of 2023</p> <p>S.S. BawulgaveApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K. along with Shri A.P. Jadhav, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>3. S.O. to 06.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.738 of 2023</p> <p>P.N. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri U.V. Bhosle, learned Advocate holding for Shri M.B. Kadam, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. On last week learned Advocate for the Applicant had sought permission to amend O.A. 3. Learned P.O. submits that instructions have been received and seeks time to file Affidavit-in-Reply. 4. Time as prayed is granted. 5. S.O. to 01.09.2023. <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.717 of 2023</p> <p>U.L. Gadage & 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. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. O.A No.718/2023 be tagged together along with this O.A.</p> <p>4. S.O. to 08.09.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.567 of 2023 with O.A. No.568 of 2023 with O.A. No.572 of 2023 with O.A. No.609 of 2023</p> <p>M.S. Naik & Anrs., A.A. More R.N. Tayade S.R. Rathod & 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. 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 Affidavit-in-Reply.</p> <p>3. S.O. to 08.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.561 of 2023 with O.A. No.562 of 2023 with O.A. No.563 of 2023</p> <p>S.R. Bhoi S.K. Shivade D.P. BargeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Kunal Tilak, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>3. S.O. to 08.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 25.08.2023</p> <p align="center">O.A. No.560 of 2023</p> <p>S.A. KolapApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Kunal Tilak, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Reply on behalf of the Respondent Nos.1 to 4. It is taken on record.</p> <p>3. Learned P.O. is directed to ensure that the Affidavit-in-Reply on behalf of Respondent No.2 on specific issue of "G.A.D." Circular dated 22.04.2022 regarding exemption granted from the payment of 'Penal Rent' during the period of 'COVID-19' only in respect of Government Accommodation in Mumbai and reasons for exclusion of other cases in Maharashtra."</p> <p>4. S.O. to 15.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

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	<p>Date: 25.08.2023</p> <p align="center">O.A. No.555 of 2023</p> <p>S.G. RanpiseApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Kunal Tilak, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is already being filed by Respondent No.1.</p> <p>3. Learned Advocate for the Applicant seeks time to file Affidavit-in-Rejoinder, if any.</p> <p>4. S.O. to 01.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</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: 25.08.2023</p> <p>O.A. No.474 of 2023 with O.A. No.475 of 2023</p> <p>U.A. KarandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule along with Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.2. Learned P.O. seeks three weeks time to file Affidavit-in-Reply in both the matters.3. On request of learned P.O, three weeks time is granted.4. Both matters be tagged together.5. S.O. to 15.09.2023. <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p align="center">O.A. No.466 of 2023</p> <p>S.A. RawadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Kunal Tilkak, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Learned P.O. requested for time to file Affidavit-in-Reply on behalf of Respondent. 3. On request of learned P.O. most last chance is granted to file Affidavit-in-Reply. 4. ' Interim Relief ' is already granted by the Tribunal and it be continued till next date. 5. S.O. to 15.09.2023. <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</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: 25.08.2023</p> <p align="center">O.A. No.337 of 2023 with O.A. No.338 of 2023</p> <p>N.R. Shinde V.C. PadoleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.K. Jagdale, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent Nos.1 & 2 and Ms. Ruchi Rajput, learned Advocate holding for Mr. Pranil Sonawane, learned Advocate for the Respondent No.3.</p> <p>2. Learned Advocate for Respondent No.3 submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. S.O. to 08.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 25.08.2023</p> <p align="center">O.A. No.286 of 2023</p> <p>R.R. SarafApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Short Affidavit-in-Reply is tendered by learned C.P.O. on behalf of Respondent Nos.1,2,3 & 5. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder, if any.</p> <p>4. S.O. to 08.09.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</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: 25.08.2023</p> <p>O.A. No.263 of 2023 with O.A. No.325 of 2023</p> <p>M.D. Aher & Ors., V.C. Patil & 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. Time is granted to learned P.O. to file Affidavit-in-Reply by way of last chance.</p> <p>3. 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
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: 25.08.2023</p> <p>O.A. No.148 of 2023</p> <p>A.G. Dhore & Anrs.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Learned Advocate for the Applicant has sent her Leave note.</p> <p>2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent is present.</p> <p>3. Learned P.O. states that Affidavit-in-Reply of Respondent Nos.1 & 3 is already being filed on 09.08.2023.</p> <p>4. 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
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: 25.08.2023</p> <p>O.A. No.98 of 2023 with O.A. No.99 of 2023</p> <p>R.V. Khedekar P.M. TalathiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Mayank Tripathi, learned Advocate holding for Smt. P. Walimbe, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states that para-wise remarks has been received in O.A. No.99/2023 and she states that Affidavit-in-Reply will be filed by the next date.</p> <p>3. Two weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. 08.09.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</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><u>O.A. No.1100 of 2023</u></p> <p>B.P. Chaudhari & 12 Ors. ..Applicants</p> <p style="padding-left: 40px;">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants who are working as Police Sub Inspector in Wireless Department are challenging the communication dated 27.4.2023 and 9.8.2023 issued by respondent no.2 qua respondents no.4 to 9. Ld. Advocate for the applicants submits that the applicants are from Open category and all the private respondents are from reserved category. Ld. Advocate submits that all these private respondents are going to be promoted by communication dated 27.4.2023 and 9.8.2023 as preferences of the posting are invited from these respondents. Ld. Advocate submits that these private respondents were promoted by giving benefit of reservation of their caste claim on account of judgment of the Hon'ble High Court dated 4.8.2017 in State of Maharashtra & Ors. Vs. Vijay Ghogre & Ors. W.P. No.2797/2015. Ld. Advocate submits that on account of GR dated 7.5.2021 all these respondents are not eligible for promotion and therefore Ld. Advocate seeks interim relief that all the promotions of private respondents is to be stayed.</p> <p>3. Interim relief as prayed by the Ld. Advocate for the applicants cannot be granted without hearing the Respondent-State and also private respondents no.4 to 9.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 31.8.2023. The respondents are directed to file reply. To be shown under 'Urgent Admission'.</p>
	 [P.T.O.]

**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 : 25.08.2023</p> <p align="center">O.A.No.1102 of 2023 and O.A.No.1082 of 2023</p> <p>Dr. S. T. Bandichhode Dr. S. V. Deshpande ...Applicants</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. In O.A. No.1102/2023, the Applicant has challenged the transfer order dated 13.07.2023 whereby he is transferred from the post of Associate Professor, Pediatrics, Government Medical College & Hospital, Solapur to Government Medical College & Hospital, Nanded. Whereas in O.Ano.1082/2023, the Applicant is transferred from the post of Associate Professor in Physiology, B. J. Govt. Medical College , Pune to Government Medical College, Gondia. In both the cases, though the Applicants were due for transfer, they were not transferred in general transfer as required to be effected in the month of April or May, 2022. It is by impugned transfer order dated 3.07.2023, they were transferred. As such, it partakes the character of mid-term transfer which requires compliance of Section 4(4)(2) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 but prima-facie no such case is made out.</p> <p>3. Learned P.O. fairly stated that nobody is posted in place of the Applicants.</p>

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

Tribunal's orders

4. The perusal of impugned order does not reflect that there was any such administrative exigency or special case to invoke Section 4(4)(2) read with Section 4(5) of Transfer Act, 2005. On the contrary, tenor of the impugned order is of general transfer.
5. In view of above, I am satisfied that prima-facie impugned transfer orders are not in consonance with the Transfer Act and liable to be stayed.
6. Interim relief in terms of Para 10(a) is granted till next date.
7. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
8. Issue notice before admission returnable on 13.09.2023.
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~~ 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.
13. S.O. to 13.09.2023.

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 : 25.08.2023</p> <p align="center"><u>O.A.No.1103 of 2023</u></p> <p>B. J. GadeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has filed the O.A. simply for direction to the Respondents to allow him to join at Buldhana in terms of transfer order dated 28.06.2023 passed by the Government.</p> <p>3. The Applicant was working as Superintending Engineer at Pune and was transferred as Superintending Engineer, Buldhana by transfer order dated 28.06.2023.</p> <p>4. The Applicant was due for transfer since he had put in five years services at Pune. He was relieved from Pune on 28.06.2023 itself. He went to Buldhana on next day i.e. 29.06.2023 and submitted joining report stating that he had joined in terms of transfer order dated 28.06.2023. However, later, he was directed to come back to Pune. One Smt. Vaishali Narkar was transferred in place of the Applicant by order dated 28.06.2023 and had taken charge. As such, the Applicant is left in abeyance and, therefore, he has filed the present O.A. for direction to the Respondents to allow him to join at Buldhana and to continue the work.</p>

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

Tribunal's orders

5. This matter was taken up for admission in morning session and learned P.O. is directed to take instructions as to why the Applicant is not allowed to work at the place he is transferred by the Government. In afternoon session, all that learned P.O. stated that because of some ongoing project at Buldhana for its completion, the concerned person was continued at Buldhana. However, in this behalf, perusal of record reveals that the post of Superintending Engineer, Buldhana is vacant for long time and additional charge was only given to one Shri Ram Hajare, Executive Engineer. Thus, the fact remains that the post of Superintending Engineer, Buldhana is vacant. It is for this reason, the Applicant is transferred from Pune to Buldhana.

6. It appears that Shri Ram Hajare, Executive Engineer who is holding additional charge of Superintending Engineer does not want to part with the charge. Strikingly, transfer order was passed on 28.06.2023 and the order of additional charge in favour of Shri Ram Hajare is passed by the Government on 18.08.2023 which is nothing but attempt to keep the Applicant in abeyance without any lawful reasons.

7. Admittedly, the transfer order dated 28.06.2023 is in force and has not been modified by the Government. This being so, the transfer order dated 28.06.2023 passed by the Government is required to be implemented since the Applicant is left in abeyance for more than two months.

7. In view of above, nothing is to be adjudicated in the present matter and O.A. deserves to be disposed of with suitable directions. Hence, the following order :-

ORDER

(A) The Original Application is disposed of with directions to the Respondent No.1 to implement the order dated 28.06.2023 and get the Applicant joined within a week.

(B) No order as to costs.

A. P. Kurhekar
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 : 25.08.2023</p> <p>O.A.No.781 of 2016</p> <p>M. R. GhatеApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The matter was heard and closed for order. However, the Tribunal have some queries about the claim of the Applicant raised in O.A. but learned Counsel for the Applicant Shri A. V. Bandiwadekar is not available today. Therefore, it is not possible to deal with the judgment today.</p> <p>3. O.A. be kept for fresh hearing before the Single Bench.</p> <p>4. S.O. to 05.09.2023.</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.

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>C.A. No.80 of 2022 in O.A. No.879 of 2015</u></p> <p>G.P. Wadekar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant and his advocate are absent.</p> <p>3. Under Secretary or Deputy Secretary, Public Health Department is directed to remain present in the Court on 28.8.2023.</p> <p>4. Principal Secretary, Public Health Department to take note that it is necessary for the respondents to file their affidavit in reply. However, all the 3 respondents have not filed their reply.</p> <p>5. S.O. to 28.8.2023.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 25.8.2023 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 25.8.2023</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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



(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>25.08.2023</u></p> <p><u>O.A 820/2023</u></p> <p>Shri S.K Doifode & Ors ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S. Katkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. The result of the examination be declared, but that will be subject to the outcome of the present Original Application.</p> <p>3. S.O to 15.9.2023.</p> <p>Sd/-  (Medha Gadgil) Member (A)</p> <p>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><u>25.08.2023</u></p> <p><u>O.A 354/2023</u></p> <p>Shri A.B Bahirwal ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. S.O to 15.9.2023. Interim relief to continue till then.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>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><u>25.08.2023</u></p> <p><u>O.A 164/2023</u></p> <p>Shri M.P Bagul ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri D.B Khaire, learned advocate for the applicant, Smt K.S Gaikwad, learned P.O for the Respondents No. 1 & 2 and Smt Punam Mahajan, learned counsel for Respondent No. 3.</p> <p>2. Learned counsel Mrs Punam Mahajan for Respondent No. 3 seeks time to file reply.</p> <p>3. S.O to 8.9.2023.</p> <p>Sd/-  Sd/- </p> <p>(Medha Gadgil) Member (A)</p> <p>(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><u>25.08.2023</u></p> <p><u>O.A 389/2023</u></p> <p>Shri M.S Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, holding for Shri S.K Hande, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. Learned P.O request for time to file reply.</p> <p>3. S.O to 5.9.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) Akn</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><u>25.08.2023</u></p> <p style="text-align: center;"><u>O.A 82/2023</u></p> <p>Smt B.M Makwana & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere holding for Shri M.V Thorat, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Affidavit in reply is filed.</p> <p>3. Admit with liberty to file rejoinder, if any.</p> <p>4. Place for final hearing on 15.9.2023. Interim relief to continue till then.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

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

Tribunal's orders

Date : 25.08.2023

O.A.No.977/2023

A.B. ManeApplicants
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. Sakshi A. Thombre, learned Advocates for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Learned Advocate for the Applicant has submitted that the Applicant has applied for the post of Police Constable in S.C. Sport Category pursuant to the advertisement dated 01.11.2022. Learned Advocate has submitted that the Applicant was selected and his name appeared in the provisional select list. Learned Advocate has submitted that the Applicant has secured 126 marks and cut-off of S.C. Sports is 106 marks. By communication dated 10.07.2023 (page 90), the Applicant was communicated that his sports certificate is invalid and therefore his appointment order was cancelled from the office of S.P. Pune (Rural). There is also order of 27.03.2023 informing him that he is no eligible in Sports Category. The said order is also challenged.

3. A query is made to learned Advocate whether the order dated 27.03.2023 is challenged before the Appellate Authority.

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

5. Issue notice before admission returnable on 04.09.2023.

6. 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.

7. 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.

8. 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.

9. In case notice is not collected within seven days or service report on affidavit is not filed three 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.

10. Adjourned to 04.09.2023.

Sd/-

(Medha Gadgil)
Member (A)

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>Date : 25.08.2023</p> <p>M.A.No.546/2023 in O.A.No.992/2023</p> <p>S.D. Javir & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.S. Dere, along with Mr. H.S. Bali, learned Advocates for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A)</p> <p style="text-align: center;">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

Date : 25.08.2023

O.A.No.992/2023

S.D. Javir & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, along with Mr. H.S. Bali, learned Advocates for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents

2. Learned Advocate has submitted that the Applicant seeks interim relief for grant of promotion to the post of Education Officer and Equivalent posts in Maharashtra Education Services, Group-A (Administrative Branch) in view of the fact that the Applicant has not been placed correctly in the seniority list as per the merit.

3. Learned C.P.O. seeks time to take instructions in the proposal dated 25.10.2022 which is at page 77 of the O.A.

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

5. Issue notice before admission returnable on 28.08.2023.

6. 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.

7. 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.

8. 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.

9. In case notice is not collected within seven days or service report on affidavit is not filed three 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.

10. Adjourned to 28.08.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

**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>M.A. No.552 of 2023 in O.A. No.1100 of 2023</u></p> <p>B.P. Chaudhari & 12 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 25.8.2023 25.8.2023</p> <p>(sgj)</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.135 of 2020</u></p> <p>Jyoti R. Choudhary ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Applicant in person, and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Applicant in person is present in the Court.</p> <p>3. Shri Parth Pandey, Ld. Advocate states that he is filing Vakalatnama on behalf of the applicant and seeks time.</p> <p>4. S.O. to 4.10.2023 at the request of Ld. Advocate for the applicant.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 25.8.2023 25.8.2023</p> <p>(sgj)</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>C.A. No.79 of 2023 in O.A. No.650 of 2015</u></p> <p>M.R. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that Law & Judiciary Department has given opinion on 23.6.2023 to challenge the order passed by this Tribunal in the above OA in the Hon'ble High Court. It is to be noted that order is passed by this Tribunal on 22.8.2023 in the above OA i.e. one year back.</p> <p>3. Ld. Advocate for the applicant submits that he has given pre-contempt notice dated 21.2.2023 to the respondents before filing this Contempt Application.</p> <p>4. Ld. PO is not in a position to answer whether reply is given to the said pre-contempt notice by the respondents. Nobody is present from the Revenue & Forest Department. The impugned order is passed one year back and there is inordinate delay in challenging the order and it is as good as it may amount to frustrating the order of this Tribunal.</p> <p>5. Hence, issue notice to the respondents under Contempt of Courts Act returnable on 8.9.2023.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 25.8.2023 25.8.2023</p> <p>(sgi)</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>C.A. No.67/2023 in O.A. No.993/2019</u> <u>with</u> <u>C.A. No.68/2023 in O.A. No.995/2019</u> </p> <p> V.D. Kalsait S.Y. Raypure ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents </p> <p> Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. </p> <p> 2. The applicants have filed the above CAs challenging non-implementation of the order dated 12.8.2022 passed by this Tribunal in the above OAs. </p> <p> 3. Issue notice to the respondents under Contempt of Courts Act returnable on 8.9.2023. </p> <p align="center"> Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 25.8.2023 25.8.2023 (sgj) </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><u>O.A. No.226 of 2023</u></p> <p>N.L. Khairnar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Vansmani Tripathi holding for Shri S.S. Gosavi, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks time.</p> <p>3. S.O. to 15.9.2023.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 25.8.2023 25.8.2023</p> <p>(sgj)</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 : 25.08.2023</p> <p style="text-align: center;">O.A.No.1039/2023</p> <p>S.A.R. PathanApplicant Vs. The State of Maharashtra & 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. Learned Advocate Mr. Jagdale has relied on the judgment passed by the Hon'ble Supreme Court in the case of Easter Coalfields Ltd. & Ors. Vs. Rabindra Kumar Bharti (2022) 12 SCC 390. It is held that the Departmental Enquiry can be stayed on the basis of the facts of the case and the gravity of the offence therefore in view of the similar charges in the present matter the similar order dated 03.08.2023 which is passed in O.A.No.953, 954 and 955/2023 also be passed in the present O.A.</p> <p>3. Learned C.P.O. seeks time to file reply.</p> <p>4. On query learned Advocate has submitted that the Departmental Enquiry was fixed on 22.08.2023 and now he has submitted that the Department has not communicated further date of D.E. to the Applicant.</p> <p>5. Learned C.P.O. on instructions has submitted that the next date for D.E. given to the Applicant is 28.08.2023.</p> <p>6. Under such circumstances, O.A. adjourned on 28.08.2023.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member (A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: left; margin-left: 20px;">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;"><u>25.08.2023</u></p> <p style="text-align: center;"><u>O.A 420/2023</u></p> <p>Shri D.M Bhamray ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Mrs Vaishali Sule, Deputy Secretary, Medical Education and Drugs Department is present and she informs that the file is with the Mr Saurab Vijay, Principal Secretary, Medical Education and Drugs Department. The Principal Secretary to note that this incident is of the year 2009, for which enquiry was initiated in the year 2013 and the Department in the year 2018, considered that there is no substance against the applicant. We, therefore, direct the Principal Secretary to clear the file and process within two working days. Mrs Vaishali Sule, Deputy Secretary is directed to pursue this matter with the office of the Chief Secretary, Hon'ble Cabinet Minister and Hon'ble Chief Minister.</p> <p>3. In view of the above, the matter stands adjourned to 5.9.2023.</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 style="text-align: center;">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>Date : 25.08.2023</p> <p align="center">O.A.No. 1097 of 2023</p> <p>S.S. Khot Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ... Respondents.</p> <p>1. Heard Shri Dnyanesh Patil holding for Shri A. S. Raktade, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 10.08.2023 whereby she is transferred from Ratnagiri to Pune inter-alia contending that though she was due for transfer, she is not transferred in general transfer of 2023 but later transferred by impugned order dated 10.08.2023 without considering options given at the time of general transfer.</p> <p>3. Admittedly, the Applicant has completed normal tenure at Ratnagiri and she was due for transfer in general transfer of 2023 which were required to be issued in the month of April and May. However, she is transferred by order dated 10.08.2023 which partakes character of mid-tenure transfer. No special reason has contemplated under Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 is forthcoming. Nobody is posted in place of the Applicant at Ratnagiri.</p> <p>4. In view of above, impugned transfer order dated 10.08.2023 is prima-facie not in consonance of Transfer Act, 2005 and liable to be stayed.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. The transfer order dated 10.08.2023 is stayed and Applicant shall be allowed to continue on the same post till next date.</p> <p>6. The office objection, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>7. Issue notice before admission returnable on 11.09.2023.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>11. 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/ <u>Miscellaneous</u> Application shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / <u>Miscellaneous</u> Application shall stand dismissed.</p> <p>12. S.O. to 11.09.2023.</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 : 25.08.2023

O.A.No.1096 of 2023

S. S. Khot

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri Dnyanesh Patil holding for Shri A. S. Raktade , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged transfer order of Respondent No.4 dated 13.07.2023 whereby she was transferred at Sangli which was sought by the Applicant in her options.
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 11.09.2023.
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 11.09.2023.

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
	<p>Date : 25.08.2023</p> <p style="text-align: center;">O.A.No.1083 of 2023</p> <p>Dr. J. B. MokalApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged transfer order dated 15.05.2023 whereby she is transferred from the post of Livestock Development Officer, Central Hatchery Centre, Kolhapur to Livestock Development Officer Grade 1, Ispurli, Tal. Karveer, Dist. Kolhapur. It is general transfer order after completion of normal tenure of the Applicant. The Applicant is seeking modification of transfer order on the ground of training awards ^{completed} by her for specific post. 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 <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original/ Miscellaneous Application 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 Application shall stand dismissed. 9. S.O. to 06.09.2023. Sd/- <p style="text-align: right;">(A.P. Kurhekar) Member(J)</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 : 25.08.2023</p> <p style="text-align: center;">O.A.No.1113 of 2022 With O.A.No.1167 of 2022</p> <p>B. T. Rathod P. J. MahaleApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Counsel for the Applicant and Shri Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicants are claiming benefit of the decision rendered by this Tribunal in O.A. No.16/2022, 749/2022, 750/2022 and 751/2022 dated 11.01.2022 claiming that they are similarly situated person.</p> <p>3. Learned P.O. submits that Respondents intend to challenge the order passed by the Tribunal on 11.01.2023 on which Applicants are claiming parity and, therefore, sought time to bring stay order from the Hon'ble High Court.</p> <p>4. In view above, the O.A. is adjourned for two weeks.</p> <p>5. S.O. to 06.09.2023.</p> <p style="text-align: right;">Sd/- v (A.P. Kurhekar) Member(J)</p>
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 : 25.08.2023</p> <p>O.A.No.1054/2023</p> <p>Dr. R.N. BadeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Not on board. Taken on board.</p> <p>SUO MOTO SPEAKING TO MINUTES</p> <p>2. In order dated 23.08.2023,</p> <p>The name of Applicant is wrongly written as 'Dr. V.R. Rokade', it is to be read as 'Dr. R.N. Bade'.</p> <p>3. Ordered accordingly.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 : 25.08.2023</p> <p style="text-align: center;">O.A.No.1053/2023</p> <p>Dr. V.R. RokadeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Not on board. Taken on board.</p> <p style="text-align: center;">SUO MOTO SPEAKING TO MINUTES</p> <p>2. In order dated 23.08.2023,</p> <p style="text-align: center;">The name of Applicant is wrongly written as 'Dr. S.P. Handralmath', it is to be read as 'Dr. V.R. Rokade'.</p> <p>3. Ordered accordingly.</p> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>