

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

Tribunal's orders

Date : 26.10.2021.

M. A. No.398 of 2021 in M.A. No.220 of 2021 in
M.A.103 of 2021 in O.A.No.796 of 2018

S. V. Mohite

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri D. S. Pagare , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. O.A.796/2018 ~~was~~ filed for appointment on compassionate ground was dismissed by the Tribunal on account of absence of Applicant and his Advocate on 05.02.2021. Thereafter, M.A.No.103/2021 was filed on 04.03.2021 for restoration of O.A.
3. M.A.No.103/2021 for restoration was filed on 04.03.2021 and it was listed before the Tribunal on 08.03.2021 but the Applicant and his Counsel were absent. It was adjourned to 10.03.2021 on that day also the Applicant and his Counsel were absent, therefore, M.A. was dismissed in default.
4. Now, M.A.220/2021 is filed to restore M.A.103/2021 along with M.A.No.398/2021 for condonation of delay of 60 days.
5. Learned Counsel for the Applicant has pointed out that in fact in M.A.No.103/2021 circulation was granted for 26.03.2021 but it was listed on 10.03.2021, and therefore, could not remain present.
6. Learned Counsel further submits that due to Covid-19 pandemic situation thereafter he could not move application within limitation, and therefore, M.A.398/2021 for condonation of delay.
7. In view of above factual aspect, I am inclined to restore O.A.No.796/2018 so as to decide the same on merit.
8. M.A.No.103/2021, M.A.No.220/2021 and M.A.No.398/2021 are allowed and O.A. is restored to file.
9. Misc. Applications are accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)
Member(J)

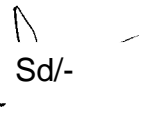
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 : 26.10.2021.</p> <p align="center">O.A.No.796 of 2018</p> <p>S. V. MohiteApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri D. S. Pagare, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. was dismissed in default on 05.02.2021 but in view of the order passed today in M.A.No.103/2021, M.A.No.220/2021 and M.A.No.398/2021, O.A. is restored.</p> <p>3. O.A. is, therefore, kept for final hearing.</p> <p>4. S.O. to 22.11.2021.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. _____ of 20____

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p align="center">M. A. No.196 of 2021 in O.A.No.41 of 2021</p> <p>E. B. SayyedApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. This M.A. is filed for condonation of delay in O.A. which is filed for retiral benefits. 3. After filing of O.A., the Applicant's Counsel has carried out certain amendments in O.A. but there is no reply by the Respondents. 4. However, the reply is already filed to M.A. as well as original O.A. before amendment. 5. Learned Counsel for the Applicant submits that it is the case of continuous cause of action, It being the matter pertaining to denial of pension. 6. Having considered the pleading and submissions, in my considered opinion, M.A. and O.A. is required to be heard and decided together. It be kept for hearing at the stage of admission. 7. In the meantime, the Respondents are at liberty to file reply to amendment carried out in O.A. 8. S.O. to 24.11.2021. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p>

vsm

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.509 OF 2015

P.G. KolapteApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

Mr. D.B. Khaire, learned Advocate for the Applicant.

Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

CORAM : Justice Ms. Mridula Bhatkar, Chairperson,
Ms. Medha Gadgil, Member(A)

DATE : 26.10.2021

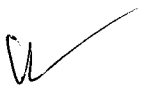
PER : Justice Ms. Mridula Bhatkar, Chairperson

O R D E R

1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. In the midst of the arguments on the point of Recruitment Rules the learned P.O. relies on the Recruitment Rules dated 09.08.1994 and paragraph 6 of the affidavit-in-reply dated 08.06.2017 filed by Mr. Ishu Sindhu, Assistant Resident Commissioner (Administration) in the office of Resident Commissioner of Maharashtra Sadan, Copernicus Marg, New Delhi.


3. In the present case, the implementation of 100 point roster and the promotion of the Receptionist to the post of Assistant Manager, Maharashtra Sadan is involved. In the affidavit the officer has mentioned



that the feeder cadre of the posts of Assistant Manager is Receptionist/ Protocol Officer / Deputy Accountant having not less than 3 years' experience; so also the posts can be filled-up by deputation or transfer.

4. The learned P.O. while explaining the paragraph 6 of the affidavit pointed out Rule No.3 and also Rule No.8 of the Recruitment Rules of 09.08.1994. The learned P.O. on instructions given by the officer from G.A.D. Mr. Sudam Mangle, Under Secretary, who is present in the Court submitted that this post is also to be filled-up by nomination and for that purpose she relied on Rule 8 where two channels of the appointment to the posts in Rules No.3, 5, 6 and 7 are mentioned i.e. first by promotion and second by nomination in the ratio of 67:33 and in proviso the powers to relax the ratio vests with the Government in the exigency of service.

5. We have gone through the Rules 3, 4, 5, 6 and 7 minutely. We found that Rule 4 is for the post of Receptionist, Protocol Officer and Deputy Accountant, Rule 6 is for the Telephone Operator and Rule 7 is for the post of Lower Division Clerk, Junior Clerk, Clerk, Store Clerk and Clerk-typist. Under Rules 4, 6 and 7, there are 2 Channels mentioned by promotion and nomination, and separate provision is made as Rule (c) in those, Rules 4, 6 and 7 are the Rules wherein the eligibility of the candidates who are going to be appointed by nomination is specifically stated. In the Rule 3 the higher post to be filled up by promotion or deputation. Similarly, Rule 5 the post is for the Senior Clerk and Telax Operator. There is no mention of other channel i.e. by nomination. Therefore, there is no clause of eligibility of the candidates mentioned.



Thus, the posts which are to be filled as per Rules 3 and 5 are carved out at different level posts and they are to be filled-up only by promotion, deputation or transfer and there is no nomination available in the Rules.

6. The State could not adopt any other method in the recruitment except which is mentioned in the Rules as the rules are framed by way of delegated legislature under Article 309 of the Constitution. Thus, no other method can be adopted in filling up the posts which are mentioned under Rules 3 and 5.

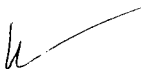
7. Thus, we are of the considered view that Rule 8 of the Recruitment Rules dated 09.08.1994 states of the ratio of 67:33 in the promotion and nomination respectively is for the posts mentioned in Rules 4, 6 and 7. We are therefore of the opinion that the Rule 3 and Rule 5 mentioned in the Rules is a bonafide mistake committed by the person who has drafted the Rules.

8. We therefore call upon the General Administration Department (G.A.D) :-

(a) To look into this matter and after verifying the legal position, communicate the same to us.

(b) To inform whether the appointment to the posts filled-in under Rules 3 and 5 are made through nomination are made till today.

(c) To produce the proposal sent by the Maharashtra Sadan to G.A.D. for seeking approval for the implementation of G.R. dated 18.10.1997 or the suggestions given by G.A.D. for implementation of the 100 point roster to that proposal.



(d) The G.A.D. is also called upon to answer the query, how the reservation of a particular point can be extended after three years, when it can be protected only for three years in view of the ratio laid down in the judgment of Hon'ble Supreme Court in **R.K. Sabharwal Versus Union of India reported in (1995) 2 SCC 745.**

9. We further call upon G.A.D. to comply the directions by tomorrow i.e. 27.10.2021 at 2.00 p.m. :-

(a) To bring scanned copy of the proposal and the approval a

(b) To inform whether in Maharashtra Sadan before 2015 any promotion was given or any post was filled up on the basis of reservation and the G.A.D. has given approval for the reservation or implementation of Government Resolution dated 18.10.1997 in 2015.

10. Adjourned to 27.10.2021.

Sd/-

(Medha Gadgil)
Member(A)

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 26.10.2021.</p> <p align="center">O.A.No.663 of 2021 With M.A.No.407 of 2021 in M.A.No.425 of 2021</p> <p>K. S. AdheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant in person is present. Smt. Mahajan, learned Counsel for Applicant is on leave note. The Applicant in person, therefore, requested for adjournment.</p> <p>2. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents and Ms Rekha Musale, learned Counsel for Respondent No.2 as well as learned Counsels Shri A. B. Tajane in M.A.No.407 & Shri S. S. Dere in M.A.No.425/2021 (Intervenors) are present.</p> <p>3. On request of learned P.O., two weeks time is granted to file reply in O.A.</p> <p>4. The Applicant is at liberty to file reply to M.A.407 & 425/2021.</p> <p>5. These Misc. Applications will be considered along with O.A.</p> <p>6. S.O. to 16.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm [P.T.O.]</p>

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	<p>Date : 26.10.2021.</p> <p align="center">O.A.No.599 of 2021 with O.A.No.600 of 2021</p> <p>A. T. Chowdhar P.L. ShindeApplicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. Smt. Punam Mahajan, learned Counsel for the Applicant is on leave note.</p> <p>3. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>4. S.O. to 17.11.2021.</p> <p align="right"> [^] Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

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	<p align="center">Date: 26.10.2021</p> <p align="center">O.A. No.1110 of 2019</p> <p>B.R. SangleApplicant 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. Kologi, learned Presenting Officer for the Respondents is present. 3. Today matter is for hearing at the stage of admission. 4. Perusal of record reveals that the Applicant and his Advocate both are not attending the matter regularly. 5. However, in the interest of justice adjourned for hearing to give one more opportunity. 6. S.O. to 28.10.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date : 26.10.2021.</p> <p align="center">O.A.No.254 of 2021</p> <p>S. B. GavitApplicant</p> <p align="center">Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed Affidavit in Sur-Rejoinder on behalf of the Respondent Nos.1 & 2. It is taken on record.</p> <p>3. S.O. to 29.11.2021</p> <p align="right"> [^] Sd/- [^] (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p align="center">O.A.No.646 of 2021</p> <p>S. I. AbbasApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Nagnath Bhumkar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply by way of most last chance.</p> <p>3. S.O. to 17.11.2021</p> <p align="right">^ Sd/- vsv (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>MA.244/19 in OA.1080/18 &12 Ors.</u></p> <p>A.S. Kharbude (MA.244/19 in OA.1080/18) A.J. Shinde (MA.245/19 in OA.1081/18) D.P. Salunkhe (MA.246/19 in OA.1082/18) V.V. Shivade (MA.247/19 in OA.1083/18) P.K. Patil (MA.248/19 in OA.1098/18) H.I. Shaikh (MA.249/19 in OA.1099/18) N.S. Tathavadekar (MA.250/19 in OA.1100/18) R.N. Deshpande (MA.251/19 in OA.1101/18) B.K. Naik (MA.252/19 in OA.1103/18) M.R. Kelkar (MA.253/19 in OA.1104/18) M.P. Khaire (MA.254/19 in OA.1105/18) D.B. Misal (MA.255/19 in OA.1106/18) A.V. Mahindrakar (MA.256/19 in OA.1107/18)</p> <p align="right">..Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for the Applicants has filed Leave Note.</p> <p>3. Ld. PO submits that additional reply will be filed during the course of the day.</p> <p>4. S.O. to 23.11.2021.</p> <p align="center">Sd/-) Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sg)</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>Date : 26.10.2021</p> <p align="center">O.A.No.469 of 2012 with O.A.No.682 of 2013 with O.A.No.879 of 2015</p> <p>Dr. A.R. Tarale & Ors. (O.A.469/2012) Dr. M.B. Deollikar & Ors. (O.A.682/2013) Dr. G.P. Wadekar & Ors. (O.A.879/2015)Applicants</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant in O.A.No.469/2012, Mr. R.M. Sarada, learned Advocate for the Applicant in O.A.No.682/2013, Mr. Rahul Khot, learned Advocate i/b. Mr. N.Y. Chavan, learned Advocate for the Applicant in O.A.No.879/2015 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. seeks time as there is request from the concerned Secretary, G.A.D. that the affidavit will be filed after two days.</p> <p>3. Time granted.</p> <p>4. At the request of learned Advocate Mr. Sarada adjourned to 29.10.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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>25.10.2021</u></p> <p><u>O.A 469/2012 with O.A 682/2013 with O.A 897/2015</u></p> <p>Dr A.R Tarale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants in O.A 469/2012, Shri Rajendra Sarda, learned advocate for the applicants in O.A 682/2013 and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicants submits that they have come from Beed, Buldhana and Pune. In view of this, we don't want to cause further inconvenience to the Members of the Bar as the matter was already fixed for informing progress in the matter.</p> <p>3. Hence, we are constrained to direct the concerned Secretary, G.A.D to file affidavit in reply taking into account the judgment of the Hon'ble Bombay High Court dated 16.3.2017 in Dr Maruti L. Chougale Vs. The State of Maharashtra & Ors.</p> <p>4. We would like to mention that this matter is pending on the file of this Tribunal since 2012 and in the special drive which is taken up by this Tribunal, this matter is to be decided before 28.10.2021.</p> <p>5. S.O to 26.10.2021 at 12.00 noon.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p><u>O.A. No.344 of 2021</u></p> <p>M.M. Pawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate both are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that reply will be filed during the course of the day.</p> <p>3. S.O. to 14.12.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.330 of 2021 in O.A. No.676 of 2021</u></p> <p>S.B. Patil & 40 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandeep Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants are prosecuting for the same cause of action. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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	<p align="center"><u>M.A. No.454 of 2021 in O.A. No.676 of 2021</u></p> <p>S.B. Patil & 40 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandeep Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicants have filed this MA praying for permission to replace prayer (a) in the OA as per Schedule-I.</p> <p>3. Ld. CPO submits to the order of the Tribunal.</p> <p>4. MA for amendment is allowed. Amendment be carried out within one week and amended copy be served on all concerned.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>O.A. No.818 of 2021</u></p> <p>V.S. Hipparkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, 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 extension of time by 15 days from today for filing reply to the show cause notice.</p> <p>3. Time is extended by 15 days from today for filing reply to the show cause notice.</p> <p>4. Ld. PO seeks time.</p> <p>5. S.O. to 28.10.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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FARAD CONTINUATION SHEET No.

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	<p align="center"><u>O.A. No.144 of 2021</u></p> <p>S.S. Khaladkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam holding for Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply and rejoinder are filed.</p> <p>3. Admit.</p> <p>4. Place the above matter for final hearing on 21.12.2021.</p> <p align="center">Sd/- _____ (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>O.A. No.744 of 2021</u></p> <p>R.S. Funde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 7.12.2021. 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 O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.730 of 2021</u></p> <p>R.G. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 7.12.2021. 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 O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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	<p align="center"><u>O.A. No.351 of 2021 with OA No.663 of 2020</u></p> <p>U.S. Koli R.S. Yadav ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for Applicant in OA No.351/2021 and Shri K.R. Jagdale, learned Advocate for Applicant in OA No.663/2020 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Interim relief granted in OA No.663/2020 to continue till next date.</p> <p>3. S.O. to 23.11.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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	<p align="center"><u>O.A. No.832 of 2021</u></p> <p>G.H. Giramkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.V. Waghmare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 24.11.2021. 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 O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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	<p align="center"> <u>CA No.36/2021 in OA No.1029/2014 with</u> <u>CA No.37/2021 in OA No.1030/2014 with</u> <u>CA No.38/2021 in OA No.1031/2014 with</u> <u>CA No.39/2021 in OA No.1032/2014 with</u> <u>CA No.40/2021 in OA No.1033/2014 with</u> <u>CA No.5/2021 in TA No.1/2020</u> </p> <p> R.S. Bidkar (CA.36/2021) M.D. Sundarkar (CA.37/2021) S.S. Kinhekar (CA.38/2021) J.G. Rohankar (CA.39/2021) V.P. Ingole @ V.V. Shelke (CA.40/2021) K.C. Pawar (CA.5/2021) ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents </p> <p> Heard Shri R.G. Panchal, learned Advocate for the Applicants in CAs No.36 to 40/2021, Shri B.A. Bandiwadekar for Applicant in CA No.4/2021 and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. </p> <p> 2. Ld. PO submits that order has been partly complied with. As regards pecuniary benefits the State has filed writ petition in two matters and they are in the process of filing writ petition in remaining matters. </p> <p> 3. S.O. to 30.11.2021. </p> <p align="center"> Sd/- (Medha Gadgil) Member (A) 26.10.2021 Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021 </p> <p>(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>O.A. No.676 of 2021</u></p> <p>S.B. Patil & 40 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandeep Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 24.11.2021. 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 O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> <p style="text-align: center;">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p>

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	<p align="center"><u>M.A. No.226 of 2020 in O.A. No.495 of 2020</u></p> <p>S.A. Shaikh & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sandeep Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO seeks time to file reply.</p> <p>3. S.O. to 24.11.2021 by way of last chance.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) / (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sgj)</p>

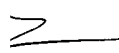
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	<p align="center"><u>O.A. No.916 of 2019</u></p> <p>S.D. Haral & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO to verify whether the order dated 13.4.2020 passed by Nagpur Bench of this Tribunal in OA No.466 of 2019 is applicable in the present case.</p> <p>3. S.O. to 29.10.2021.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.650 of 2020</u></p> <p>G.G. Barathe ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that affidavit in rejoinder will be filed during the course of the day.</p> <p>3. Admit.</p> <p>4. Place the above matter for final hearing on 7.12.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 26.10.2021</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p> <p>(sgj)</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 align="center"><u>O.A. No.138 of 2021</u></p> <p>S.G. Koli ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O. to 30.11.2021.</p> <p align="center">Sd/- Sd/- (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 26.10.2021 26.10.2021</p> <p>(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>O.A. No.139 of 2021</u></p> <p>R.R. Koli ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that order dated 19.3.2021 passed in similar matter i.e. OA No.138 of 2021 (S.G. Koli Vs. State of Maharashtra & Ors.) may be adopted and same interim relief may be granted. Following order was passed in OA No.138 of 2021 on 19.3.2021:</p> <p style="padding-left: 40px;"><i>"2. Ld. Advocate for the applicant Shri B.A. Bandiwadekar pointed out that the facts in the case of OA No.682, 683, 684, 685, 661, 703/2020, which was decided by order dated 26.11.2020 are the same and hence similar relief to be granted.</i></p> <p style="padding-left: 40px;"><i>3. Interim relief in respect of supernumerary post can be granted.</i></p> <p style="padding-left: 40px;"><i>4. Ld. PO concedes that the facts in the present case and all those matters mentioned above are identical and she has no objection if similar interim order is passed.</i></p> <p style="padding-left: 40px;"><i>5. In view of the submissions, interim relief is granted and we stay the impugned order passed by the respondent no.1, till filing of the reply."</i></p> <p>3. Ld. PO submits to the order of the Tribunal.</p> <p>4. Hence, in view of the above interim relief is granted in terms of prayer clause 10(a) of the present OA and the impugned order is stayed till next date.</p> <p>5. S.O. to 30.11.2021.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/- (Medha Gadgil) Member (A) 26.10.2021 (sgj)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula R. Bhatkar, J.) Chairperson 26.10.2021</p> </div> </div>

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	<p align="center">Date: 26.10.2021</p> <p align="center">O.A. No.575 of 2021 to O.A. No.579 of 2021</p> <p>S.A. Panchal R.R. Kolse A.R. Shinde R.B. Lanjekar P.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Sandeep S. Dere, learned Advocate along with Shri Manohar B. Kadam, learned Advocate for the Applicant, Smt. Kranti S. Gaikwad, learned Presenting Officer for the Respondents, Shri Makarand D. Lonkar, learned Advocate for the Respondent No.3 in O.A. No.576/2021 and Ms. Purva Pardhan, learned Advocate holding for Shri Dinesh B. Khaire, learned Advocate for the Respondent No.3 in O.A. No.575/2021, 577/2021 & 579/2021.</p> <p>2. In so far as Private Respondent No.3 in O.A. No.578/2021 is concerned, he was absent^{absent} after filing of O.A. and he was also served with the notice but absent.</p> <p>3. Today learned P.O. has filed Affidavit-in-Reply separately in all these O.As. It is taken on record.</p> <p>4. Shri M.D. Lonkar, learned Advocate for Respondent No.3 in O.A. No.576/2021 seeks two weeks time to file Reply.</p> <p align="right">[P.T.O.]</p>

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	<p>5. Shri D.B. Khaire, learned Advocate for Respondent No.3 in O.A. No.579/2021 has Affidavit-in-Reply and sought time to file Reply in remaining two O.As.</p> <p>6. Time is granted to file Reply by private Respondents and it be filed before next date in advance with service of copies of the same on the counsel for the Applicant.</p> <p>7. S.O. to 18.11.2021.</p> <p style="text-align: right;">A Sd/- (A.P. Kurhekar) Member (J)</p> <p>VSM</p>

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	<p>Date : 25.10.2021</p> <p style="text-align: center;">O.A.No.262 of 2020 with O.A.No.263 of 2020</p> <p>L.J. Thakur (O.A.262/2020) K.J. Mhatre (O.A.263/2020)Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. seeks time to file affidavit-in-reply.</p> <p>3. Registrar is directed to place the matter as per the new office order.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/- (Medha Gaikwad) Member(J)</p> </div> <div style="text-align: center;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p style="margin-top: 20px;">prk</p>

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	<p><u>25.10.2021</u></p> <p align="center"><u>M.A 448/2021 in O.A 1460/2021(Nagpur)</u></p> <p>Smt Babita A. Kosarkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. The application is filed under Section 25 of the Administrative Tribunals Act, 1985. Learned counsel submits that the applicant is from Yevatmal, which comes under the territorial jurisdiction of M.A.T, Nagpur Bench. However, other similarly situated persons have filed applications which are before the M.A.T, Principal Bench at Mumbai and the same is fixed on 16.11.2021.</p> <p>3. Learned P.O submits to the order of the Court.</p> <p>4. Misc Application is allowed. The record and proceedings in O.A 1460/2021 (Nagpur) be transferred to the Principal Bench at Mumbai.</p> <p align="right">Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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	<p>Date : 25.10.2021</p> <p>M.A.No.443 of 2021 in O.A.No.647 of 2020</p> <p>S.D. ShelarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today officers are present without the concerned files. Though it is specifically directed that the affidavit-in-reply is to be filed today itself.</p> <p>3. Today 2.30 p.m. for bringing file and also to file affidavit in reply.</p> <p style="text-align: center;">Sd/- (Medha Gaugu) Member(J)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 25.10.2021</p> <p style="text-align: center;">M.A.No.443 of 2021 in O.A.No.647 of 2020</p> <p>S.D. ShelarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant submits that though 833 posts were advertised there are number of vacancies due to various reasons. He further points out that the Home Department (Transport) had written letter dated 31.07.2020 to the M.P.S.C. requesting for extension of the waiting list for the post of Assistant Motor Vehicle Inspector in view of the pandemic. However, he further pointed out that the M.P.S.C. by their letter dated 12.10.2020 rejected the claim of the Government quoting the G.A.D. circular. They also referred to two Government Resolutions dated 31.05.2016 and 02.08.2019 which referred to the period where there is no pandemic. He further pointed out the judgment of Hon'ble Supreme Court in M.A.No.665/ 2021 in SMW(C)No.3/2020 dated 23.09.2021, wherein paragraph 8 reads as below :-</p> <p style="margin-left: 40px;">8. Therefore, we dispose of the M.A.No. 665/2021 with the following directions :-</p> <p style="margin-left: 40px;">I. In computing the period of limitation for any suit, appeal, application or proceeding, the period from 15.03.2020 till 02.10.2021 shall stand excluded. Consequently, the balance period of limitation remaining as on 15.03.2021, if any, shall become available with effect from 03.10.2021.</p> <p style="margin-left: 40px;">II. In cases where the limitation would have expired during the period between 15.03.2020 till 02.10.2021, notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 03.10.2021. In the event the actual balance period of limitation remaining, with effect from 03.10.2021, is greater than 90 days, that longer period shall apply.</p> <p style="text-align: right;">[P.T.O.]</p>

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	<p>Date : 26.10.2021.</p> <p>O.A.No.731 of 2021</p> <p>S. I. AbbasApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Nagnath Bhumkar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 17.11.2021</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 26.10.2021.</p> <p align="center">O.A.No.716 of 2021</p> <p>V. D. GuravApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his power of attorney are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 22.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p>O.A.No.698 of 2021</p> <p>A. R. UttareApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. A. Kasar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos.1 to 3. Respondent No.4 though served but absent.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 26.11.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 26.10.2021.</p> <p align="center">O.A.No.585 of 2021</p> <p>S. S. Dapke ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough chances are granted for filing reply but the same is not filed.</p> <p>3. However, learned P.O. assures to file reply on opening day after vacation without fail.</p> <p>4. S.O. to 15.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p>O.A.No.541 of 2021</p> <p>S. R. KakadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., one week time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 29.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p>O.A.No.522 of 2021</p> <p>V. V. TamhankarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that during the course of the day, reply on behalf of Respondent No.2 will be filed. Statement is accepted. It be taken on record.</p> <p>3. No reply is being filed on behalf of the Respondent No.1, 3 and 4.</p> <p>4. On request of learned Counsel for the Applicant, two weeks time is granted for filing reply by way of last chance.</p> <p>5. S.O. to 29.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p style="text-align: center;">O.A.No.510 of 2021</p> <p>S. J. Pendharkar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 18.11.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p align="center">O.A.No.501 of 2021</p> <p>D. K. GawaliApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Affidavit-in-Reply on behalf of the Respondent No.3 was filed.</p> <p>3. On previous date, O.A. is for filing for remaining REsponent Nos.1,2, 4 and 5. However, no reply is filed on their behalf. Therefore, I am not inclined to grant further time.</p> <p>4. O.A. be kept for hearing at the stage of admission with liberty to file reply on behalf of Respondent Nos.1, 2, 4 and 5, if any in the meantime.</p> <p>5. S.O. to 26.11.2021.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p style="text-align: center;">O.A.No.328 of 2021</p> <p>P. A. Bodekar ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed by the Applicant.</p> <p>3. O.A. is, therefore, be kept for hearing at the stage of admission with liberty to file Rejoinder in the meantime, if any.</p> <p>4. S.O.to 26.11.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2021.</p> <p align="center">M.A. No.178 of 2021 in O.A.No.490 of 2020</p> <p>S. R. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Archana B. K. holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Though enough time is granted, no reply is filed in M.A..</p> <p>3. Insofar as the O.A. is concerned, the reply is already filed.</p> <p>4. I am, therefore, not inclined to grant time to file reply to M.A. M.A. shall proceed without reply</p> <p>5. M.A. and O.A. will be heard together and it be kept for hearing at the stage of admission.</p> <p>6. S.O. to 26.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 26.10.2021</p> <p align="center">O.A. No.1112 of 2019</p> <p>K.B. Solanki & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit along with Annexure will be filed during the course of the day, in pursuance of the order dated 18.10.2021, whereby time was granted to produce the same. Statement is accepted. It be taken on record.</p> <p>3. Adjourned for hearing on 15.11.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p align="center">Date: 26.10.2021</p> <p align="center">O.A. No.225 of 2021</p> <p>S.D. GawadeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R.G. Patil, learned Advocate for the Applicant, Smt. Archana B. Kologi, learned Presenting Officer for the Respondents and Shri P.M. Khankar, learned Advocate for the Respondent No.2. 2. Today learned Advocate for Respondent No.2 has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record. 3. Adjourned for hearing at the stage of admission. 4. S.O. to 24.11.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</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 : 26.10.2021.</p> <p style="text-align: center;">O.A.No.844 of 2021</p> <p>C. S. LokhandeApplicant</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 Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 31.07.2017 but till date some of the retiral benefits are withheld. He was granted GPF, GIS and Leave Encashment. The Provisional Pension was initially granted for six months and it was continued for another six months only and stopped. He was not paid Gratuity.</p> <p>3. Learned Counsel for the Applicant submits that at the time of retirement, there was neither D.E. nor criminal prosecution against the Applicant but his retiral benefits are withheld without any reason.</p> <p>4. It is really surprising and disgusting that for four years, the Applicant is deprived of Gratuity and regular Pension though there seems to be no legal hurdle to release the same.</p> <p>5. The O.A., therefore, requires to be decided expeditiously.</p> <p>6. Learned P.O. is directed to take instructions as to why Gratuity and regular Pension is not granted.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. In the meantime, issue notice before admission returnable on 29.10.2021.</p> <p>8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>9. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>11. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>12. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>13. S.O. to 29.10.2021.</p> <p>14. Respondent No.1 – Joint Director of Vocational Education & Training, Mumbai is directed to depute some responsible officer to remain present in the Tribunal on next date to apprise the Tribunal as to why Gratuity and regular Pension is withheld.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>