

**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: 26.10.2023</p> <p align="center">O.A. No.852 of 2023</p> <p>R.A. GalpilleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the 'Transfer Order' of Applicant has been passed by 'S.D.O., Haveli Sub-Division, Pune' on 15.07.2019 by which the Applicant was transferred from the post of 'Talathi, Saza Pimpri Waghele'. The 'S.D.O., Haveli Sub-Division, Pune' by 'Memorandum dated 06.10.2021' gave Additional Charge of the post of 'Talathi, Saza Charoli Budruk'.</p> <p>3. Learned Advocate for the Applicant further states that while the Applicant was working on the post of 'Talathi, Saza Charoli Budruk' the 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' issued Memorandum dated 06.03.2023 directing her to handover the 'Additional Charge of 'Talathi, Saza Charoli Budruk' to 'Shri Atul Gite, Talathi, Saza Moshi'. Thereafter, the 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' issued another Memorandum on 09.05.2023 thereby withdrawing the 'Additional Charge' of the post of 'Talathi, Saza Charoli Budruk' from 'Shri Atul Gite, Talathi, Saza Moshi' and directed it be handed over to 'Shri Suryakant Kale, Talathi, Saza Dehugaon'. 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' by letter dated 08.06.2023 directed the Applicant to report to the 'Head Quarter' for not having joined on the post of 'Talathi, Saza Bhosari' given to her by way of 'Additional</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Charge from Smt. Suresha Landay' by Memorandum dated 28.03.2023. Thereupon, the 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' again passed an Order on 21.06.2023 giving 'Additional Charge to the Applicant of the 'Vacant Post' of 'Shri. Bhimashankar Bansode, Revenue Assistant of Sanjay Gandhi Yogana'.</p> <p>4. Learned Advocate for the Applicant stated that 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' has passed series of orders of giving and taking away of 'Additional Charge' of the Applicant and other Talathis beginning on 06.03.2023 and upto 21.06.2023 not mentioning of any guidelines of 'Revenue and Forest Department' issued through G.Rs. or Circulars and also without reference to how these powers had been vested with 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' as these are inherent powers vested with the 'S.D.O., Haveli Sub-Division, Pune'. The giving of 'Additional Charge' is undoubtedly an establishment subject of the cadre of Talathi. 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' subsequently after issuing series of Memorandums & Orders for giving & taking away 'Additional Charge' of the Applicant and various other 'Talathis submitted proposal to the 'S.D.O., Haveli Sub-Division, Pune' on 21.06.2023 regarding request of transfers of the Applicant and one other Smt. Aarti Khaire, Talathi.</p> <p>5. The establishment of 'Talathi Cadre' has now been transferred from the level of S.D.O to District Collectors vide 'Revenue and Forest Department' G.R. dated 18.09.2023. Notwithstanding the withdrawal of authority and powers of the S.D.O. to deal with establishment of 'Talathi Cadre' the action of giving and taking away 'Additional Charge' of the Applicant and other Talathis by the 'Additional Tahsildar, Pimpri-Chinchwad, Taluka: Haveli, District : Pune' when establishment of 'Talathi Cadre' was vested with the 'S.D.O.' were brazen acts of indiscretion which were allowed to go on by 'S.D.O., Haveli Sub-Division, Pune'. The establishment of 'Talathi Cadre' from 18.09.2023 stands vested with the 'District Collectors' by 'Revenue and Forest Department' G.R. dated 18.09.2023 but the</p>

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	<p>overall conduct of 'Additional Tahsildar, Pimpri-Chinchwad, Taluka: Haveli, District : Pune' even amounts to in-subordination of 'S.D.O., Haveli Sub-Division, Pune'.</p> <p>6. The 'Memorandum' and 'Orders' issued by 'Additional Tahsildar, Pimpri-Chinchwad, Taluka : Haveli, District : Pune' by usurping the authority and powers of 'S.D.O.' are therefore liable to be quashed and set aside. Besides it will not be out of context to observe that such 'State of Affairs' cannot be permitted to continue and appropriate remedial action needs to be taken by the 'District Collector of Pune' to obliterate indiscretion in performance of duties, responsibilities by officers working in the Cadre of Tahsildar.</p> <p>7. The Memorandum and Orders issued between 06.03.2023 to 21.06.2021 qua the Applicant is therefore quashed and set aside. The Applicant is accordingly allowed to continue to work on the post of 'Talathi, Saza Charoli Budruk, Taluka : Haveli' to which she was initially posted by 'Transfer Order' of 'S.D.O., Haveli Sub-Division, Pune' dated 24.05.2022. However, the 'District Collector of Pune' will be at liberty to take further appropriate decision about the Applicant as per G.R. of 'Revenue & Forest Department' dated 18.09.2023 but in observance of the provisions of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.'</p> <p>8. The Original Application is Allowed with 'No Order as to Costs'.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.486/2023</u></p> <p>A.R. Patil ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri R.B. Khot, Learned Advocate for the Applicant and Shri A.J. Chougule, Learned PO for Respondents.</p> <p>2. Admit.</p> <p>3. In this matter, the Applicant Police Constable prays that the Respondents be directed to hear and decide the pending appeal of the Applicant dated 20.04.2021 which is filed against the order of punishment dated 19.10.2018.</p> <p>4. The Learned PO files Short Affidavit-in-Reply of Mr. Ajit Jayram Tayde, Desk Officer, Home Department. It is taken on record.</p> <p>5. In the said Affidavit-in-Reply, it is mentioned that the Appeal dated 20.04.2021 has been decided by order dated 18.08.2023 and nothing remains in this matter.</p> <p>6. In view of this, the OA stands disposed of accordingly.</p> <p>7. No order as to costs. Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A Chairperson 26.10.2023 26.10.2023</p> <p>(skw)</p>

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MUMBAI**

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of 20

DISTRICT

..... Applicant/s

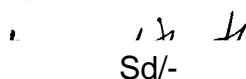
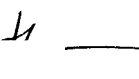
(Advocate

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>O.A.575/2023 with O.As 538 & 539/2023</u></p> <p>K.R. Dighe & Ors. H.S. Khairnar & Ors. M.P. Takale & Ors. ... Applicants Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri S.S. Dere & Shri Kranti L.C, Learned Advocates for the Applicants and Shri A.J. Chougule, Learned P.O. with Ms. S.P. Manchekar, Learned CPO for Respondents.</p> <p>2. 'Interim Relief' to continue till 13th December, 2023.</p> <p>3. S.O. to 13th December, 2023.</p> <p>Sd/-  Sd/- </p> <p>(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A Chairperson 26.10.2023 26.10.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT _____
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(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A.1106/2023</u></p> <p>P.N. Purane ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, Learned Advocate for the Applicant and Ms. S.P. Manchekar, Learned CPO for Respondents.</p> <p>2. Today Learned CPO files Affidavit-in-Reply. It is taken on record.</p> <p>3. Admit.</p> <p>4. S.O. to 21st December, 2023.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____ (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member-A Chairperson 26.10.2023 26.10.2023</p> <p>(skw)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A.1202/2023

S.M. Chavan ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Mrs. S. Suryawanshi, Learned Advocate for the Applicant and Mrs. K.S. Gaikwad, Learned PO for Respondents.
2. Issue notice made returnable on 07.12.2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. 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.
8. S.O. to 7th December, 2023.

Sd/-

Sd/-

(Debashish Chakrabarty)
 Member-A
 26.10.2023

(Mridula Bhatkar, J.)
 Chairperson
 26.10.2023

(skw)

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

Tribunal's orders

O.A.1317/2023

R.R. Kamble ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri R.M. Kolge, Learned Advocate for the Applicant and Mrs. A.B. Kololgi, Learned PO for Respondents.
2. Issue notice made returnable on 30.11.2023.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the O.A. shall be placed on board before the concerned Benches under the caption "**for Dismissal**" and thereafter on the subsequent date the O.A. shall stand dismissed.
7. 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.
8. S.O. to 30th November, 2023. Removed from the caption of 'Urgent Admission'

Sd/-

Sd/-

(Debashish Chakrabarty)
Member-A
26.10.2023

(Mridula Bhatkar, J.)
Chairperson
26.10.2023

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
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(Advocate))

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.As.1326 to 1328/2023</u></p> <p>J.M. Ganvir V.B. Avhad K.R. Muthe Vs. The State of Mah. & Ors.</p> <p align="right">... Applicants ... Respondents</p> <p>1. Shri P. Avhad, Learned Advocate for the Applicants is absent. Heard Ms. S.P. Manchekar, Learned CPO for Respondents.</p> <p>2. At the outset, the Learned CPO raised objection on the point of jurisdiction that the Applicants are the employees of Respondent - Children Aid Society. No details are given under which Department, the Children Aid Society comes.</p> <p>3. The Learned Advocate for the Applicants has to satisfy the Tribunal on the point of jurisdiction, as the objection is raised by Learned CPO.</p> <p>4. The matter is fixed on 30th October, 2023 under 'Urgent Admission' caption.</p> <p align="center">Sd/- (Debashish Chakrabarty) (Mridula Bhatkar, J.) Member-A Chairperson 26.10.2023 26.10.2023</p> <p>(skw)</p>

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	<p><u>O.A.1106/2023</u></p> <p>P.N. Purane ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, Learned Advocate for the Applicant and Ms. S.P. Manchekar, Learned CPO for Respondents.</p> <p>2. Today Learned CPO files Affidavit-in-Reply. It is taken on record.</p> <p>3. Admit.</p> <p>4. S.O. to 21st December, 2023.</p> <p style="text-align: center;">Sd/- 12 / Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A Chairperson 26.10.2023 26.10.2023</p> <p>(skw)</p>

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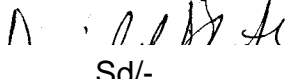
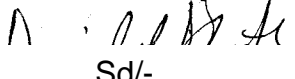
(Advocate

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(Presenting Officer.....)

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	<p>Date : 26.10.2023</p> <p align="center">O.A.No.111/2022</p> <p>D.D. SatputeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Suo moto speaking to minutes. In order dated 26.10.2023 in page 2, paragraphs 2 and 3, the words 'पूर्णविलोपन' and 'पूर्णविरक्षण' has been wrongly typed. It should be read as 'पुनर्विलोकन' and 'पुनरीक्षण' respectively.</p> <p>3. Ordered accordingly.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) Member (A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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(Presenting Officer.....)

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	<p align="center"><u>O.A.1375/2023</u></p> <p>S.P. Pujari ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, Learned Advocate for the Applicant and Mrs. K.S. Gaikwad, Learned PO for Respondents. 2. The Applicant working as Extension Officer seeking promotion in the cadre of Maharashtra Agriculture Services Group B (Junior) as per ranking in MPSC List and he prays that in the Final Seniority List dated 11.11.2022, the name of the Applicant is to be placed at Serial No.494 instead of Serial No.570 and also prays that in the Final Seniority List, the name of the Applicant to be added at Serial No.31. 3. The Learned PO submits that as per Prayer (a) of the OA, the Government of Maharashtra has issued order dated 26.10.2023 directing to place the Applicant as per MPSC ranking. This communication is addressed to Commissioner, Agriculture, Pune. 4. The first objection taken to the Select List dated 11.11.2022 on 20.02.2023. 5. Issue notice returnable on 31.10.2023. 6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 7. 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. 8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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(Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.

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

10. 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.

11. Matter be kept on 31st October, 2023 under 'Urgent Admission' caption.

Sd/-

(Debashish Chakrabarty)
Member-A
26.10.2023

(skw)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
26.10.2023

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	<p align="center"><u>O.A.1359/2023</u></p> <p>P.N. Chattar ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Mrs. Pooja Mankoji holding for Shri S.S. Dere, Learned Advocate for the Applicant and Mrs. K.S. Gaikwad, Learned PO for Respondents.</p> <p>2. The Learned Advocate for the Applicant submits that Applicant has participated in the process of recruitment of combined posts of ASO, STI and PSI (Non-Gazetted Group-B) pursuant to the Advertisement dated 09.01.2019. The Applicant is challenging the communication dated 22.06.2023. The Applicant has participated in recruitment in 'Open Female' category.</p> <p>3. The Learned Advocate for the Applicant submits that Respondent No.4 – Mrs. Pooja V. Pawar was eligible candidate for recommendation through Wait List (Lot No.2) published on 24.04.2023 to the post of PSI. Learned Advocate for the Applicant submits that on 06.05.2023, the Respondent No.4 informed that she has been selected from Maharashtra Subordinate Services Main Examination – 2019 and, therefore, she is not interested in Select List of the year 2019 of PSI. The Respondent – State sent letter dated 02.06.2023, to MPSC (Exb. 'K') stating that due to selection of Mrs. Pooja V. Pawar, the next name is to be sent. The Learned Advocate for the Applicant submits that the present Applicant is immediately below in Open Female category of Respondent No.2. However, MPSC by letter dated 22.06.2023 (Exb. 'L') informs State that 'Wait List' is expired on 01.06.2023 and therefore candidate cannot be made available.</p> <p>4. The Learned Advocate for the Applicant submits that the case of the Applicant is covered under the decision of Hon'ble High Court, Bombay in Writ Petition No.13844/2019 [Ashwini G. Wagmare Vs. State of Maharashtra & Ors.] decided on</p> <p align="right">[P.T.O.]</p>

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23.12.2022. The Learned Advocate for the Applicant further relied on the decision of Hon'ble Apex Court in Civil Appeal No.938-939 of 2013 [State of Jammu and Kashmir & Ors. Vs. Sat Pal] especially Para 10 of the Judgment.

5. Issue notice returnable on 30.11.2023

6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

7. 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.

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

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

10. 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.

11. S.O. to 30th November, 2023.

Sd/-

(Debashish Chakrabarty)

Member-A

26.10.2023

(skw)

Sd/-

(Mridula Bhatkar, J.)

Chairperson

26.10.2023

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	<p>Date: 26.10.2023</p> <p align="center">O.A. No.1129 of 2023</p> <p>T.N. DaundkarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for the Respondent No.3. Shri S. Deshpande, learned Advocate for the Respondent No.2 is absent.</p> <p>2. Learned P.O. on instruction from the officer present states that the 'Formal Order' of cancellation of 'Order of Promotion' of the Applicant dated 11.08.2023 has since been issued by 'Finance Department'.</p> <p>3. 'Interim Relief' to continue till 'Next Date'. Finance Department is thus at liberty to decide about subsequent course of action with regard to continuation of the Applicant on the post of 'Chief Accounts & Finance Officer, Transport undertaking, Navi Mumbai Municipal Corporation (NMMC)' and accordingly inform the learned P.O.</p> <p>4. S.O. to 01.11.2023.</p> <p align="right">Sd/- (Debashish Chandra barty) Member (A)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 26.10.2023</p> <p>O.A. No.1130 of 2023</p> <p>S.G. MoreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Ms. Sairuchita Chowdhary, learned Advocate holding for Shri Shekhar Jagtap, learned Advocate for the Respondent No.2.</p> <p>2. Learned Advocate for the Respondent No.2 states that the 'Interim Relief' granted by the Tribunal on 31.08.2023 was challenged in the Hon'ble High Court in Writ Petition No.13096/2023 which was heard on 23.10.2023. The Hon'ble High Court has disposed off Writ Petition No.13096/2023 on 23.10.2023.</p> <p>3. Learned Advocate for the Applicant states that the Hon'ble High Court has observed that the Tribunal should hear the petitioner in Writ Petition No.13096/2023 on the issue of vacating the 'Interim Relief' as it was passed on 31.08.2023 without hearing the Petitioner in Writ Petition No.13096/2023 and the Respondent No.2 in this O.A No.1130/2023. However, this statement made by learned Advocate for the Respondent No.2 will be considered once the order dated 23.10.2023 of the Hon'ble High Court is available and given to learned Advocate of Applicant and learned P.O.</p> <p>4. Learned P.O. has files 'Affidavit-in-Reply' on behalf of the Respondent No.3. It is taken on record.</p> <p>5. Learned P.O. seeks 'One Week' time to file 'Affidavit-in-Reply' on behalf of the Respondent No.1. Time as prayed is granted.</p> <p>6. 'Interim Relief' to continue till 'Next Date'.</p> <p>7. S.O. to 01.11.2023.</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 align="center">Date: 26.10.2023</p> <p align="center">O.A. No.959 of 2023</p> <p>M.U. WaghmareApplicant 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. Learned Advocate for the Applicant states that information about the 472 Vacant Posts of Sr. Clerks & Jr. Clerks in the establishment of the Commissioner of Police, Mumbai and how many Sr. Clerks & Jr. Clerks have requested transfers for Personal Reasons to other establishment of Commissioner of Police or Superintendent of Police and further availability of Vacant Posts in the establishment of Superintendent of Police, Wardha & Amravati Districts & Commissioner of Police, Nagpur City was required to be provided in 'Two Weeks'. However, it is not been received from Offices of Commissioner of Police, Mumbai and Commissioner of Police, Nagpur City and Superintendent of Police, Wardha & Amravati Districts.</p> <p>3. Learned P.O. seeks 'One Week' time to collect information forthwith and to file 'Affidavit-in-Reply'.</p> <p>4. S.O. to 02.11.2023.</p> <p align="right">Sd/-  (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN [P.T.O.]</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 Court, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.296 of 2023

M.B. Jadhav & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO files reply dated 25.10.2023.
3. S.O. to 7.11.2023.

Sd/-
(Medha Gadgil)
Member (A)
26.10.2023

(sgj)

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.660 of 2023 in O.A. No.1356 of 2023</u></p> <p>S.R. Musale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission in MA returnable on 8.11.2023. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of MA & OA. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the MA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the MA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Courts, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.722 of 2023</u></p> <p>P.T. More ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Kiran Upasani, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none">2. Ld. Advocate for the applicant files rejoinder.3. Admit.4. S.O. to 1.12.2023 for final hearing. <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.745 of 2023</u></p> <p>V.P. Bachav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Reply is already filed. 3. Admit. 4. S.O. to 4.12.2023 for final hearing.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Caram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.763 of 2023</u></p> <p>S.D. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. V.K. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none">2. Reply is already filed.3. Admit.4. S.O. to 5.12.2023 for final hearing. <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.809 of 2023</u></p> <p>P.W. Shridhankar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji 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. Ld. PO files reply dated 26.10.2023.</p> <p>3. S.O. to 2.11.2023 for filing rejoinder.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO. _____

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.929 of 2023</u></p> <p>S.S. Gharat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none">2. Reply is already filed.3. Admit.4. S.O. to 5.12.2023 for final hearing with liberty to file rejoinder. <p style="text-align: right;">Sd/- <i>(Signature)</i> (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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
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O.A. No.996 of 2023

D.N. Walunj ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant submits that applicant retired on 31.12.2017. Two days prior to his retirement charge sheet was issued. DE was completed on 1.7.2019. The applicant is getting provisional pension. However, all his retirement benefits are not yet released.

3. We direct the respondents to file reply by 8.11.2023.

4. S.O. to 8.11.2023.

Sd/-

(Medha Gadgil)
Member (A)
26.10.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1077 of 2023</u></p> <p>S.T. Deshmukh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply dated 25.10.2023.</p> <p>3. S.O. to 6.11.2023 for filing rejoinder.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.1177 of 2023</u></p> <p>A.B. Suryawanshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Pooja Mankoji, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant to serve the office of Ld. CPO.</p> <p>3. S.O. to 28.11.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.As. No.743 & 744 of 2022</u></p> <p>Dr. K.S. Madar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 5.12.2023. Interim relief to continue.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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
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O.A. No.1322 of 2023

R.T. Shinde ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Rahul Khot holding for Shri H.S. Shinde, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. The Ld. Advocate for the applicant submits that applicant who is working as Assistant Police Inspector has filed representations dated 17.6.2013 and 29.12.2021 for change in date of birth before the respondent no.2. He prays that the said representations may be decided expeditiously.

3. Ld. PO submits to the order of the Court.

4. We direct the respondents to decide the representations of the applicant within a period of six weeks from today and communicate the decision to the applicant within one week thereafter. OA disposed off accordingly.

Sd/-

(Medha Gadgil)
Member (A)
26.10.2023

(sgj)

**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 Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.142 of 2021

S.K. Davar ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Rahul Khot, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld PO on instructions from the officer present in the Court submits that he has perused the affidavit in reply dated 12.1.2023 filed by Deepak B. Ghatе, District Social Welfare Officer, Zilla Parishad, Kolhapur. Para 3 and 4 of the reply seems to be incorrect as the punishment was only to withhold increment for one year. However, from the calculation it appears that applicant's pay has been fixed as mentioned in para 3 & 4 which is prima facie incorrect.

3. Respondent No.3 is directed to submit revised proposal for pension to the Accountant General within three weeks positively, in view of the observations made in earlier para i.e. punishment was effective only for one year.

4. S.O. to 29.11.2023.

Sd/-

(Medha Gadgil)
Member (A)
26.10.2023

(sgj)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>M.A. No.514 of 2023 in O.A. No.736 of 2022</u> <u>M.A. No.513 of 2023 in O.A. No.737 of 2022</u> <u>M.A. No.515 of 2023 in O.A. No.738 of 2022</u></p> <p>J.B. Patil R.P. Pawar M.R. Vavhal ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.B. Jadhav, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files replies in the above MAs.</p> <p>3. S.O. to 1.12.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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>M.A. No.653 of 2023 in O.A. No.1342 of 2023</u></p> <p>B.M. Thete & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.R. Patil, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned 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: right;">Sd/- (Medhã Gadgil) Member (A) 26.10.2023</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.1342 of 2023</u></p> <p>B.M. Thete & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.R. Patil, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 29.11.2023. 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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Circumstances, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.654 of 2023 in O.A. No.1343 of 2023

G.T. Patil & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri S.R. Patil, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

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.

Sd/-

(Medha Gadgil)
Member (A)
26.10.2023

(sg)

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.1343 of 2023</u></p> <p>G.T. Patil & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.R. Patil, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 29.11.2023. 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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sg)</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 Cases, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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M.A. No.661 of 2023 in O.A. No.1357 of 2023

S.R. Thorat & Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

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.

Sd/-

(Medhã Gadgil)

Member (A)

26.10.2023

(sgj)

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.1357 of 2023</u></p> <p>S.R. Thorat & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 4.12.2023. 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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Circumstances, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.409 of 2023 in O.A. No.635 of 2023</u></p> <p>S.V. Rathod ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officers for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that applicant has filed this MA for condoning the delay of one year in filing the OA. The applicant was suspended by order dated 5.12.2019. The applicant was working as Awal Karkun in the office of Tahsildar, Tal. Mandangad, Ratnagiri. The applicant was in jail till 9.6.2020. He wishes to take the benefit of the order passed by the Hon'ble Supreme Court in respect of period of limitation during COVID-19 Pandemic. He submits that there is continuous cause of action. He further submits that 90 days has lapsed and no charge sheet has been issued. He relies on the judgment of the Hon'ble Supreme Court in Ajay Kumar Choudhary Vs. Union of India, (2015) 7 SCC 291.</p> <p>3. Ld. PO opposes the submissions of Ld. Advocate for the applicant.</p> <p>4. In view of the above facts the delay is condoned. MA is allowed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</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.635 of 2023</u></p> <p>S.V. Rathod ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officers 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 23.11.2023. Ld. PO files reply dated 18.10.2023.</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. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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>M.A. No.526 of 2023 in O.A. No.1013 of 2023</u></p> <p>P.S. Jawak ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Archana B.K., learned Presenting Officer for the Respondents. None for the applicant.</p> <p>2. Ld. Advocate for the applicant is directed to serve copy of OA and MA in the office of Ld. CPO.</p> <p>3. S.O. to 29.11.2023.</p> <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</p> <p>(sgj)</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 Courts, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.782 of 2023

S.T. Salunkhe ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Pursuant to order dated 25.10.2023 officer from the office of Dy. Director, Health Services, Thane is present in the Court. She makes a statement that all the pensionary benefits are released. However, provisional pension is not given. Ld. PO on instructions states that applicant should remain present in the office of respondent tomorrow to complete the formalities to release the provisional pension.

3. S.O. to 28.11.2023 for filing reply.

Sd/-

(Medha Gadgil)
Member (A)
26.10.2023

(sgj)

**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 Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.530 of 2023</u></p> <p>A.S. Prasad ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <ol style="list-style-type: none">2. Ld. Advocate for the applicant files rejoinder.3. Admit.4. S.O. to 30.11.2023 for final hearing with liberty to file rejoinder. <p style="text-align: right;">Sd/- (Medha Gadgil) Member (A) 26.10.2023</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>Date: 26.10.2023</p> <p align="center">O.A. No.1329 of 2023 to O.A. No.1332 of 2023</p> <p>R.P. Jadhav, D.B. Choudhari, B.S. Tachale, V.A. KaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad & Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that the information as per directions in Para 4 of the Order dated 17.10.2023 has not yet been submitted by S.D.O., Pune, District Pune and therefore states that 'Interim Relief' to be granted to the Applicants.</p> <p>3. Learned P.O. states that the instructions has been received from the S.D.O., Pune, District Pune & Tahsildar, Shirur, District Pune and they will file 'Affidavit-in-Reply' on 30.10.2023.</p> <p>4. The 'Interim Relief' to be considered after 'Affidavit-in-Reply' is filed by S.D.O., Pune, District Pune on 30.10.2023.</p> <p>5. S.O. to 30.10.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 26.10.2023</p> <p align="center">O.A. No.789 of 2023 with O.A. No.790 of 2023</p> <p>S.M. Medhe P.A. Sawant Versus The State of Maharashtra & Ors.</p> <p align="right">.....ApplicantRespondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' in O.A. No.790/2023 on behalf of the Respondent. It is taken on record. She further states that if required she will file 'Short Affidavit-in-Reply'.</p> <p>3. Learned P.O. seeks 'One Week' time to file 'Affidavit-in-Reply' in O.A. No.789/2023 on behalf of the Respondent. Time as prayed is granted.</p> <p>4. S.O. to 01.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 26.10.2023</p> <p align="center">O.A. No.1215 of 2023</p> <p>A.G. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks 'One Week' time to file 'Affidavit-in-Reply' on behalf of the Respondent. Time as prayed is granted.</p> <p>3. S.O. to 02.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 26.10.2023</p> <p>O.A. No.1350 of 2023</p> <p>T.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.A. Tambe, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. At the request of the learned Advocate for the Applicant matter is adjourned to 12.01.2024. 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 4. Issue notice before admission returnable on 12.01.2024. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 9. S.O. to 12.01.2024. <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 26.10.2023</p> <p align="center">O.A. No.1267 of 2023</p> <p>K.B. BhagatApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks 'Two Weeks' time to file 'Affidavit-in-Reply' on behalf of the Respondent. Time as prayed is granted by way of last chance.</p> <p>3. S.O. to 08.11.2023.</p> <p align="right">Sd/- <u>(Debashish Chakrabarty)</u> Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

**CONTEMPT APPLICATION NO 76 OF 2023
IN
ORIGINAL APPLICATION NO 110 OF 2023**

DISTRICT :

Shri P.F Rathod)...**Applicant**

Versus

Shri Anand Limaye,
Additional Chief Secretary,
Home Dept, Mantralaya,
Mumbai & Ors)...**Respondents**

Shri K.B. Jadhav, learned advocate for the Applicant.

Ms Archana B.K, learned Presenting Officer for the Respondents.

**CORAM :Justice Mridula Bhatkar (Chairperson)
Mrs Medha Gadgil (Member) (A)**

DATE : 26.10.2023

ORDER

1. Learned counsel submitted that the applicant retired on 30.4.2022 and he has filed the present O.A No. 110/2023 for directions to release the retiral dues



with interest as his retirement dues were not paid. In the said matter on 19.4.2023, the Tribunal passed the following order:-

“5. In view of the above, O.A is disposed of with direction to the Respondents to release retiral benefits of the Applicant as per his entitlement if there is no legal hurdle to release the same within a month from today.

6. In case there is any such legal hurdle or any legal issue, Respondents should communicate the same to the Applicant within two weeks from today.

7. Respondent Nos 1 to 3 are jointly and severally are responsible for the compliance of the above direction.

8. The Applicant is at liberty to redress the grievance of interest on delayed payment independently.”

2. Learned Counsel has already filed rejoinder.

3. Learned P.O. has stated that today during the course of the day she will file sur-rejoinder. It be taken on record. Copy be served upon the concern. Learned P.O. has submitted that the Respondent has not paid regular pension, leave encashment and gratuity to the Applicant. However, other pensionary benefits have been paid to the Applicant such as:-

(i) Final GPG payment of Rs. 2,63,441/- is pad on 11.01.2021.

- (ii) GIS Rs.1,20,358/- on 21.12.2020
- (iii) Provisional Pension from 01.05.2020 to 31.10.2020 of Rs.2,03,232/- on 06.08.2021.
- (iv) Provisional Pension from 01.11.2020 to 31.10.2021 of Rs.,4,09,648/- on 24.12.2021.
- (v) Provisional Pension from 01.11.2021 to 30.06.2023 of Rs.7,94,968/- pm 31.07.2023
- (vi) 7th Pay Commission arrears 2nd and 3rd installments of Rs.1,00,508/- and 4th installment of Rs. 50,254/- on 03.08.2023

4. Learned P.O submits that the order of the Tribunal could not be complied with because of the legal hurdle of pendency of departmental enquiry.

5. Learned counsel submits that the Applicant retired on 30.04.2020 and the chargesheet was served on the applicant after retirement i.e., on 29.10.2021 for the incidences which occurred in the year 2017 and 2018 which were within four years preceding his retirement. As per para 6 of the order dated 19.04.2023 of the Tribunal, learned Counsel has submitted that though it was to be communicated to the Applicant within two weeks after receiving the notice, the Respondents communicated about the pending D.E. to the Applicant on 23.06.2023. Learned Counsel relies on order dated 09.06.2021 passed in O.A.No.608/2020, Shri C.M. Kadam Versus State of Maharashtra. The Applicant in

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O.A.No.608/2020 is the co-delinquent, wherein this Tribunal had directed the Respondent to release gratuity, regular pension, leave encashment after adjusting interest on home loan due against Applicant within a month from today. The benefit of the said order cannot be granted to the Applicant in the present case, as the said order was passed on 09.06.2021 when the D.E. was not initiated against the present Applicant and other delinquent on 29.10.2021. Applicant is entitled for gratuity, leave encashment within three months of the retirement.

6. In view of Rules 120(2), 121, 122 & 123 of the Maharashtra Civil Services (Pension) Rules, 1982, we are of the view that not giving the regular pension, gratuity and leave encashment to the Applicant within a stipulated period, though order is passed by this Tribunal on 19.4.2023, especially when the departmental enquiry was not initiated when he retired, prima facie, we hold that it is a good case to issue notice under the Contempt of Courts Act, 1977.

7. Issue notice to the Respondents as to why action should not be taken against them under the Contempt of Courts Act, 1977.

8. Smt Sangita Ghumatkar, Director, Directorate of Forensic Science Laboratory, Mumbai, is directed to



remain present before this Tribunal on 1.11.2023 at 10.30 am.

9. S.O to 1.11.2023.

Sd/-
(**Medha Gadgil**)
Member (A)

Sd/-
(**Mridula Bhatkar, J.**)
Chairperson

Place : Mumbai
Date : 26.10.2023
Dictation taken by : A.K. Nair.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>26.10.2023</u></p> <p align="center"><u>O.A 1268/2022</u></p> <p>Shri B.D Kamble & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Smt Punam Mahajan, learned counsel for the applicant files leave note. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 23.11.2023.</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>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>26.10.2023</u></p> <p align="center"><u>O.A 870/2022</u></p> <p>Dr A.S Patil ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Nirbhay Jadahv i/b Shri S.R Deshpande, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 23.11.2023.</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>

**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>26.10.2023</u></p> <p><u>M.A 563/2023 in O.A 1018/2023</u></p> <p>T.J Pardhi ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Pradeep Rane holding for Shri A.R Kapadia, 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. Time granted. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 2.11.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

Date : 26.10.2023

**O.A.No.1169/2022 with O.A.No.483/2023 with
O.A.No.716/2023 with O.A.No.726/2023 with
O.A.No.894/2023 with O.A.No.895/2023 with
O.A.No.896/2023**

K.A. Devkate & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. R.V. Shinde, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer along with Ms. K.S. Gaikwad & Mr. A.J. Chougule, learned P.Os. for the Respondents.

2. Learned Counsel informs that O.A.No.716/2023 is already withdrawn and O.A.No.612/2023 is not shown in this group of O.As.

3. Registry is directed to take note with regard to O.A.No.716/2023. As far as O.A.No.612/2023 is concerned, it is mentioned in the remarks column of the board that the 'O.A.NO.612/2023 - matter not found'. Registry is directed to trace the file by next date.

4. Learned P.O. Ms. Gaikwad seeks time to file affidavit-in-reply in O.A.Nos.894 to 896 of 2023.

5. Learned P.O. to make specific statement about filing of affidavit, so that the pleadings get over and matter can be taken up for hearing in view that the matter is regarding 'Appointment'.

6. Adjourned to 02.11.2023.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

(Mridula Bhatkar, J.)
Chairperson

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

Tribunal's orders

Date : 26.10.2023

O.A.No.1091/2016

A.G. PhulsangeApplicant
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Ms. Punam Mahajan, learned Counsel for the Applicant is absent. Leave note is on record.
3. Learned C.P.O. informs that copy of written submissions is placed on record before the Tribunal, but the same is not served to the office of C.P.O.
4. Learned C.P.O. informs that two copies of the written statement, rejoinder and affidavit, if any, are required. One for the office of C.P.O. and second copy is required to be handed over to the concern Respondents to obtain instructions for the same. However, as no copies are given to the office of C.P.O. it is difficult for learned C.P.O. to argue.
5. Learned C.P.O. is directed to contact learned Advocate Ms. Mahajan telephonically and ask her to provide two hard copies of written submissions to the office of C.P.O. on Monday i.e. 30.10.2023, to enable learned C.P.O. to make submissions on the next date.
6. Adjourned to 01.11.2023.

Sd/-

(Medha Gadgil)
Member (A)

prk

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><u>26.10.2023</u></p> <p><u>R.A 6/2023 in O.A 187/2021</u></p> <p>D.N Shinde ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Purva Pradhan i/b Shri D.B Khaire, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file reply by way of last chance.</p> <p>3. S.O to 23.11.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

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**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
	<u>26.10.2023</u>
	<u>C.A 80/2023 in O.A 729/2019</u>
	Dr S.V Patil ... Applicant
	Vs.
	The State of Maharashtra & Ors ... Respondents
	1. Heard Shri V.P Potbhare, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.
	2. Learned P.O submits that affidavit in reply will be filed during the course of the day.
	3. S.O to 23.11.2023.
	Sd/-
	Sd/-
	(Medha Gadgil) Member (A)
	(Mridula Bhatkar, J.) Chairperson
	Akn

**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
	26.10.2023
	<u>C.A 90/2023 in O.A 13/2017</u>
	<p>N.S Navale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p>
	<p>1. None present for the applicant. Heard Ms Swti Manchekar, learned C.P.O for the Respondents.</p>
	<p>2. Learned C.P.O informs that this Tribunal has directed the Respondents to complete the departmental enquiry on or before 30.5.2023.</p>
	<p>3. Learned C.P.O submits that however, the Disciplinary Authority, i.e., the Development Commissioner, Industry, Energy and Labour Department has passed order dated 14.6.2023 to conduct a de-novo enquiry and that cannot be subject matter of the Contempt Application and the same is to be disposed of.</p>
	<p>4. Learned counsel is directed to remain present on the next date and Contempt Application will be disposed of.</p>
	<p>5. S.O to 2.11.2023.</p>
	<p>Sd/- Sd/-</p>
	<p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p>
	<p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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DISTRICT

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versus

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>26.10.2023</u>
	<u>M.A 542/2023 in O.A 255/2023</u>
	A.S Chavan ... Applicant
	Vs.
	The State of Maharashtra & Ors ... Respondents
	1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
	2. In O.A 255/2023, the applicant who is working as Sub-Registrar, Grade-II, in the office of Registrar of Stamps seeks promotion to the post of Joint District Registrar.
	3. Learned counsel for the applicant submits that the applicant was held guilty and stoppage of one increment permanently and recovery of Rs. 10,000/- by way of penalty was imposed. Learned counsel for the applicant submits that the applicant has undergone both the punishments and he seeks promotion as he is due to retire in March, 2024.
	4. Learned C.P.O seeks time to take instructions in the matter.
	5. S.O to 2.11.2023.
	Sd/-
	Sd/-
	(Medha Gadgil) Member (A)
	(Mridula Bhatkar, J.) Chairperson
	Akn

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Date : 26.10.2023 Tribunal's orders</p>
	<p>O.A.No.1120/2022</p> <p>M.B. BhaleraoApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned Counsel adjourned to 07.12.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2023</p> <p>O.A.No.1121/2022 with M.A.No.244/2023 in O.A.No.401/2023 with O.A.No.928/2023 with O.A.No.1203/2022</p> <p>A.V. Pujari & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Kranti L.C i/b. Mr. Kaustubh Gidh and Mr. Kartikeye Bahadhur, learned Counsel for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. We are informed that the Writ Petition No.7209/2022 pending before the Hon'ble High Court was on the board on 25.10.2023. The committee which was constituted under G.R. dated 14.03.2023 issued by the Social Justice Department has submitted its report along with the recommendations and it is up to the Government to consider this recommendation. The Hon'ble High Court has adjourned this matter on 18.12.2023.</p> <p>4. We, therefore, direct learned C.P.O. to place the said recommendations before us as the matter was before this Tribunal and already heard and today matter is fixed to sum up the submissions.</p> <p>5. Learned C.P.O. has submitted that as per the directions of the Tribunal the recommendations which are in sealed covered are placed for perusal of the Tribunal only.</p> <p>6. We have gone through the said recommendations and especially the relief in paragraph No.11 which provides recommendations to the transgender. After perusal of the recommendations of the committee the same is returned to learned C.P.O. and the concerned Respondent immediately.</p> <p>7. Learned Advocate Mr. Kranti has produced bill in the transgender Persons (Protection of Rights) Bill, 2019 the statement of object is not mentioned in the gazette copy of Lok Sabha draft bill No.169/2019 which is procured from the Lok Sabha website and placed before us.</p> <p>8. Closed for orders.</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>prk</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>Date : 26.10.2023</p> <p>O.A.No.891/2022</p> <p>K.S.A.H. ShaikhApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Mr. Talekar, learned Counsel for the Applicant is absent.</p> <p>3. Adjourned to 07.11.2023.</p> <p>Sd/- (Medha Gadgil) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

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..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2023</p> <p>C.A.No.30/2021 in O.A.No.970/2014</p> <p>V.D. ShindeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. seeks one week time to file reply.</p> <p>3. Time granted. Adjourned to 23.11.2023.</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2023</p> <p>C.A.No.30/2023 in O.A.No.774/2022</p> <p>A.K. Adsul & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In view that the order passed in O.A. is challenged before the Hon'ble High Court and the same is pending adjourned to 04.01.2024.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gaikwad) Member (A)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2023</p> <p>C.A.No.45/2023 in O.A.No.614/2022</p> <p>N.D. GangurdeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ms. Punam Mahajan, learned Counsel for the Applicant has filed leave note.</p> <p>3. Adjourned to 27.10.2023.</p> <p>Sd/- (Medha Gadgil) Member (A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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DISTRICT

..... Applicant/s

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versus

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 26.10.2023</p> <p style="text-align: center;">O.A.No.111/2022</p> <p>D.D. SatputeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Counsel for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Disciplinary Authority, Collector, Sangli by order dated 23.03.2016 has passed order in D.E. that Rs.200/- is to be deducted permanently from the salary of the Applicant. Thereafter, the Applicant filed appeal before the Divisional Commissioner. The Divisional Commissioner by order dated 31.03.2017 confirmed the said punishment, but with some modification in respect of regularization of suspension period. Thereafter, challenging the said order he preferred revision on 07.11.2019 under Rule 25 of the Maharashtra Civil Services (Discipline and Appeal) Rules, 1979 (hereinafter referred as 'MCS Rule 1979' for brevity), making Collector i.e. Disciplinary Authority and Divisional Commissioner as the Appellate Authority and on 07.11.2019 it was communicated to the Applicant that he has wrongly filed the appeal before the Government and in view of Rules 18 and 25 of the MCS Rule 1979, an appeal is to be filed before the Divisional Commissioner as he is the competent authority. The mistake is committed by</p>

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

Tribunal's orders

the Applicant who has wrongly translated the word 'revised' as 'पूर्णविलोपन' which should have been written as 'पूर्णविरक्षण'. When in the caption and in the array of the Respondents the Collector and Divisional Commissioner are made party and it is mentioned that the application is moved under Rule 25 of the MCS Rule 1979 that the word is 'revised', it appears that it has happened inadvertently.

3. Hence, the impugned order is set aside. Applicant may file application with the Collector regarding the words 'पूर्णविलोपन' and 'पूर्णविरक्षण'. Thus, the Government to entertain the words 'revised application' and to decide the same afresh on merit within two months after filing of fresh O.A.

4. In view of above, O.A. stands disposed of.

Sd/-

(Medha Gadgil)
Member (A)

prk

Sd/-

/(Mridula Bhatkar, J.)
Chairperson

**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: 26.10.2023</p> <p style="text-align: center;">O.A. No.1096 of 2023 with O.A. No.1097 of 2023</p> <p>S.S. KhotApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.S. Raktade, learned Advocate for the Applicant, Smt K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri R. Shinde, learned Advocate for the Respondent No.4.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' in O.A. No.1096/2023 on behalf of Respondent No.1. It is taken on record.</p> <p>3. Learned P.O. seeks time to file 'Affidavit-in-Reply' in O.A. No.1097/2023 on behalf of Respondent. Time as prayed is granted.</p> <p>4. Learned Advocate for the Respondent No.4 does not want to file 'Affidavit-in-Reply' and Learned Advocate for the Applicant does not want to file 'Affidavit-in-Rejoinder'.</p> <p>5. Admit for 'Final Hearing.'</p> <p>6. S.O. to 08.11.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">NMN</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: 26.10.2023</p> <p>O.A. No.1004 of 2023 with O.A. No.1011 of 2023 with O.A. No.1044 of 2023 to O.A. No.1050 of 2023</p> <p>K.H. Yadav S.M. Jadhav V.R. Khamkar K.S. Dhotre N.N. Karande S.D. Gunjal H.A. Shelke M.P. Mhaske S.S. Pawar</p> <p align="right">.....Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting along with Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant seeks 'Two Weeks' time to file 'Affidavit-in-Rejoinder.' Time as prayed is granted.</p> <p>3. S.O. to 07.11.2023.</p> <p align="right">Sd/- (<u>Debashish Chakrabarty</u>) Member (A)</p> <p>NMN</p>

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

I N

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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: 26.10.2023</p> <p align="center">O.A. No.807 of 2023</p> <p>V.P. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Ganesh Masurkar, learned Advocate holding for Shri C.T. Chandratre, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri A.V. Bandiwadekar, learned Advocate for the Respondent No.4.</p> <p>2. Learned Advocate for the Applicant states that he does not want to file 'Affidavit-in-Rejoinder.'</p> <p>3. Since pleading is complete, O.A. is admitted for 'Final Hearing.'</p> <p>4. S.O. to 06.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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of 20

DISTRICT

..... Applicant/s

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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>O.A.420/2023 with O.A.1178/2023</u></p> <p>D.M. Bhamray ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Mrs. Pooja Mankoji holding for Shri S.S. Dere, Learned Advocate for the Applicant and Mrs. K.S. Gaikwad, Learned PO for Respondents.</p> <p>2. The Principal Secretary, Medical Education and Food & Drugs (Food & Drugs) is hereby directed to follow the procedure of getting the necessary order from the Hon'ble Minister, as it is in compliance of order of this Tribunal.</p> <p>3. S.O. to 27th October, 2023. Hamdast granted.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Debashish Chakrabarty) / (Mridula Bhatkar, J.) Member-A / Chairperson 26.10.2023 / 26.10.2023</p> <p>(skw)</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>O.A.1371/2023</u></p> <p>C.N. Pisal Vs. The State of Mah. & Ors.</p> <p style="text-align: right;">... Applicant ... Respondents</p> <p>1. Heard Applicant in person and Ms. S.P. Manchekar, Learned CPO for Respondents.</p> <p>2. The Applicant who is working as Police Naik approaches the Tribunal for direction to the Respondents that he be allowed to participate in the recruitment process of PSIs which are advertised on 08.09.2023 by MPSC. The Applicant in person submits that 3rd October, 2023 was the last date for filling of the Forms for the said recruitment process. He being in service candidate needs permission of Commissioner of Police (Railways) which is required to be submitted while filling-up the Forms. The Applicant in person submits that on 03.10.2023, the permission for the same was rejected by Commissioner of Police (Railways) on the ground that he is appearing for the examination in Open Category. However, he has completed 35 years of his age and his recruitment is of 18.01.2011 and three opportunities of Examinations were available to him.</p> <p>3. The Commissioner of Police (Railways) is hereby directed to depute one responsible officer to give instructions to CPO on tomorrow i.e. 27th October, 2023 because the matter is fixed on 30.10.2023.</p> <p>4. S.O. to 30th October, 2023.</p> <div style="text-align: center; margin-top: 20px;"> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>Sd/- (Debashish Chakrabarty) Member-A 26.10.2023</p> </td> <td style="width: 50%; vertical-align: top;"> <p>Sd/- (Mridula Bhatkar, J.) Chairperson 26.10.2023</p> </td> </tr> </table> </div> <p>(skw)</p>	<p>Sd/- (Debashish Chakrabarty) Member-A 26.10.2023</p>	<p>Sd/- (Mridula Bhatkar, J.) Chairperson 26.10.2023</p>	
<p>Sd/- (Debashish Chakrabarty) Member-A 26.10.2023</p>	<p>Sd/- (Mridula Bhatkar, J.) Chairperson 26.10.2023</p>		