

**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 : 27.01.2022</p> <p align="center">M.A.No.28 of 2021 in O.A.No.96 of 2020</p> <p>C.R. BaviskarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.B. Kadam, learned Advocate holding for Dr. Gunratan Sadavarte, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. is directed to submit the reply directly in the Tribunal at 10.30 a.m. on 24.01.2022.</p> <p>3. Adjourned to 31.01.2022 at 10.30 a.m.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>27.01.2022</u></p> <p style="text-align: center;"><u>O.A 27/2021</u></p> <p>Smt M.S Khadse ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Rajendra Sorarnkar with Shri Ketan Dabke, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. We are informed by the learned counsel for the applicant that though he has filed Writ Petition, Circular was granted on 15.1.2022. It was taken on Board on 19.1.2022. However, the matter could not reach on 19.1.2022. So the said matter was kept on 20.1.2022 and again on 21.1.2022. Thereafter, the said matter was placed before the First Court, wherein the order was passed that this matter along with other matters be placed on 24.1.2022.</p> <p>3. Mr Ketan Dapke, learned advocate for the applicant mentioned the matter before the Hon'ble Division Bench and expressed the urgency and so the Division Bench as per the High Court Board which is published, the matter will appear on 2.2.2022.</p> <p>4. It is necessary to note that in this matter the applicant has filed the Original Application on 11.1.2022 before this Tribunal. We heard the matter partly on 13.1.2022 and due to paucity of time and as we wanted the Respondents to file short affidavit in reply, while deciding grant for interim relief, the matter is fixed today.</p> <p>5. Thus, the applicant has approached two Forums for the same relief, i.e. one before this Tribunal and another before the Hon'ble High Court.</p> <p>6. We made query to the learned counsel for the applicant whether the order dated 13.1.2022 of this Tribunal is challenged in the Writ Petition. Learned counsel submits that the said order is not the subject matter of challenge before the Hon. High Court. He submitted that he has relied on the order and not challenged the order.</p> <p>7. Under these circumstances, as we are taking this Original Application today, we are hearing this matter for grant of interim relief as we deprecate the practice of availing same relief before two Forums.</p> <p>8. S.O to 31.1.2022 at 12.00.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p>O.A. No.329 of 2020</p> <p>M.H. MhaldarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant is on leave note.</p> <p>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</p> <p>3. In view of leave note adjourned to 17.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.622 of 2020 with O.A. No.623 of 2020</p> <p>M.R. Ahire M.P. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate holding for Shri S.S. Dere requested for adjournment since, Advocate Shri S.S. Dere is out of station.</p> <p>3. Matter is D-Part Heard and is kept for Final Hearing.</p> <p>4. S.O. to 02.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.04 of 2018 (THROUGH VIDEO CONFERENCE)</p> <p>S.M. Jadhav & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Ms. Pooja Mankoji, learned Advocate holding for Shri S.S.Dere, learned Advocate for the Respondent Nos.4 to 70.</p> <p>2. Smt. Archana B.K., learned P.O. stated that learned C.P.O. is busy in another Bench.</p> <p>3. Ms. Pooja Mankoji learned Advocate for Shri S.S. Dere submits that Advocate Shri S.S. Dere is out of station and requested for adjournment.</p> <p>4. Shri C.T. Chandrate, learned Advocate for the Applicant submits that O.A. needs to be heard physically in view of the issue involved in the matter. He wants to move to Hon'ble Chairperson for seeking appropriate orders.</p> <p>5. Adjourned for two weeks for necessary steps.</p> <p>6. S.O. to 10.02.2022.</p> <p align="center">Sd/- (A.P. Kurhekar) (Shree Bhagwan) Member (J) Vice Chairman (A)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.43 of 2020 (THROUGH VIDEO CONFERENCE)</p> <p>H.R. DasApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri H.R. Das, Applicant-in-Person and Smt. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents 2. Smt. Archana B.K., learned P.O. states that learned C.P.O. is busy in another Bench. 3. Applicant in person sought to challenge dismissal order on the ground that his appointing authority is Commissioner of Police, Mumbai and dismissal order is issued by Assistant Commissioner of Police, and therefore it is bad in law. 4. During the course of hearing the Applicant was repeatedly asked to show his appointment order to see his appointing authority but he is not able to point out any such appointment order from the record. 5. Two weeks time is granted to produce appointment order. 6. S.O. to 10.02.2022. <p align="center">Sd/- (A.P. Kurhekar) (Shree Bhagwan) Member (J) Vice Chairman (A)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

ORIGINAL APPLICATION NO.82 OF 2022

Ravindra S. More

...Applicants

Versus

The State of Maharashtra & Ors.

...Respondents

Mr. L.S. Deshmukh, learned Advocate for Applicants.

Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents.

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

DATE : **27.01.2022**

PER : **Justice Ms. Mridula Bhatkar, Chairperson**


O R D E R

1. This O.A. is filed by the Applicants who had applied for the Police Sub Inspector (Group-B) (Non-Gazetted) post pursuant to common advertisement dated 28.02.2020 issued by the Respondent No.2. The Preliminary Examination of 100 marks was conducted by the Respondent No.2 and for each answer 1 mark is given and for every negative answer 0.25 marks is deducted.

2. In the Answer key it was found that answers of Question Nos.17, 27 and 90 were incorrect and therefore subsequently all these questions

were deleted after the preliminary examination was conducted. The Applicants could not attain cut-off marks which are different in different categories. If the M.P.S.C. would not have deleted these three questions applicants could have got the cut-off marks with the correct answers given by them to Question Nos.17, 27 and 90. However as those questions were eliminated at the time of assessment of answer sheets the applicant could have reached up to the cut-off marks. Hence they are denied the opportunity to appear for the main examination which is going to be held on 29.01.2022 (Paper-I), 30.01.2022 (Paper-II, PSI), 05.02.2022, (Paper-II, State Tax Inspector), 12.02.2022, Paper-II, Assistant Section Officer).

3. The learned Advocate relies on the order dated 24.01.2022 passed by the Hon'ble High Court in **Writ Petition No.571/2022, Somnath J. Chavan & Ors. Versus The State of Maharashtra & Anr.**, challenging the order dated 24.12.2021 passed by this Tribunal in O.A.No.1056/2021. The learned Advocate submits that though the Tribunal has rejected those applicants interim relief to appear for the main examination the Hon'ble High Court has allowed those 86 candidates to appear for the main examination subject to the decision in O.A.No.1056/2021. The learned Advocate for the Applicants therefore prayed that the similar order is to be passed in respect of all 150 candidates who are applicant in the present O.A. and they also be allowed to appear for the main examination.



4. The learned C.P.O. for the Respondents on instructions from Mr. Subhash Umaranikar, Joint Secretary submits that today the Respondent, M.P.S.C. has filed affidavit-in-reply in O.A.No.1056/2021. She further submits that in the order dated 24.01.2022 the Hon'ble High Court at paragraph 4 has held that,

“4. Having regard to the reason assigned by the Tribunal, we were inclined not to interfere. However, what impels us to grant interim relief in favour of the petitioners is that although the Tribunal had fixed January 21, 2022 as the next date for consideration of the original application and the respondents in the original application were directed to file reply affidavits within such date, we are informed by Mr. Dere, learned advocate appearing for the petitioners that reply affidavits were not filed and today, on the request of the advocate appearing for the Commission, the Tribunal has granted further 4 (four) weeks' time to file a reply affidavit.”

5. The learned C.P.O. submits on instructions that the candidates who are similarly situated, out of those, 9 candidates from Nagpur, 90 candidates from Aurangabad have filed the Original Applications at their respective Benches and 150 candidates (in present case) requesting to allow them to appear for the main examination. She further submits that out of 3,82,000 candidates who have appeared for the Preliminary Examination, 10980 candidates have qualified to appear for the main examination and those candidates are allowed to appear for examination which is scheduled on 29.01.2022, 30.01.2022, 05.02.2022 and 12.02.2022. The M.P.S.C. cannot allow the applicants to appear for the main examinations because of the following reasons :

- (a) All the candidates appearing for the main examination will have to submit applications along with the fees.
- (b) M.P.S.C. has to print more question papers and answer keys at this stage.
- (c) M.P.S.C. will have to create more centers also appoint more invigilators
- (d) These candidates will have to be given hall tickets.

OR

M.P.S.C. may have to postpone the main examination for the purpose of above arrangements for extra candidates.

6. We have considered the submissions of both the sides. We have already passed the order in O.A.No.1056/2021. The Applicants in the present O.A. are similarly situated. In Writ Petition No.571/2022 the Hon'ble High Court vide order dated 24.01.2022 has observed in paragraph 3 as follows –

“3. The view taken by the Tribunal in the interim order dated December 24, 2021 is a plausible view; and it is well settled that if two views are possible in a given set of facts and circumstances and the Tribunal chooses to adopt one such view, which is not absurd or irrational, the High Court in exercise of its writ jurisdiction would not substitute its view for the view taken by the Tribunal.

7. Thus the Hon'ble High Court has not substituted its view with the view taken by this Tribunal. However the judicial propriety demands ^{follow} to ~~value~~ the order passed by the Hon'ble High Court. Thus we grant same interim relief granted by the Hon'ble High Court. We take the same view and direct the M.P.S.C. to ^{allow} all these applicants to appear for the main examination. Matter is fixed on 02.02.2022 for final hearing.

M.P.S.C. to file affidavit-in-reply by tomorrow. Copy is to be send^t through email.

8. The learned C.P.O. is allowed to tender affidavit-in-reply in O.A.No.1056/2021 in the office on 02.02.2022 and also to serve the copy to learned Advocate for the Applicant.

9. Adjourned to 02.02.2022 along with O.A.No.1056/2021.

Sd/-

(**Medha Gadgil**)
Member(A)

Sd/-

(**Mridula Bhatkar J,**)
Chairperson

prk

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	<p>Date : 27.01.2022</p> <p align="center">M.A.No.47 of 2022 in O.A.No.82 of 2022</p> <p>R.S. More & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. L.S. Deshmukh, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member A Chairperson</p> <p>prk</p>

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	<p>Date: 27.01.2022</p> <p style="text-align: center;">✓</p> <p style="text-align: center;">O.A. No.155 of 2019</p> <p>M.K. AtkarApplicant 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. On request of learned P.O. two weeks time is granted to file copies of deposition along with Affidavit.</p> <p>3. S.O. to 08.02.2022.</p> <p style="text-align: right;">Sd/- ▼ (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 27.01.2022</p> <p align="center">O.A. No.1037 of 2019 with O.A. No.1039 of 2019 to O.A. No.1042 of 2019</p> <p>Dr. G.B. Taware Dr. V.A. Nadimath Dr. P.M. Sharebkausar Dr. N.B. Masaram Dr. V.P. DoijadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Archana B.K., learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate is on leave note.</p> <p>3. Adjourned for Final Hearing.</p> <p>4. Interim relief to continue till next date.</p> <p>5. O.A. No.1237/2019 to O.A. No.1241/2019 be kept along with these O.As.</p> <p>6. S.O. to 24.02.2022.</p> <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 27.01.2022</p> <p align="center">O.A. No.904 of 2021</p> <p>K.N. ShinganatheApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to appraise the Tribunal about the decision.</p> <p>3. S.O. to 01.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.711 of 2019</p> <p>M.N. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. One of the issue involved in present O.A. is whether deceased Government servant was in Group 'B' or 'C'. Deceased Government servant was in pay scale of Rs. 5600 - 9000 corresponding 9300 - 34800 as per 6th Pay Commissioner implemented w.e.f. 01.01.2006. He died on 20.04.2006.</p> <p>3. Learned Advocate for the Applicant has pointed out that as to whether person carrying pay scale of Rs. 5600 - 9000 falls in Group 'B' or 'C' has been referred by this Tribunal to Division Bench in view of contradictory decision of Single Bench and the issue is not yet decided by Division Bench.</p> <p>4. Since, same issue is involved in another O.A., this O.A. is required to be heard after the decision of Division Bench.</p> <p>5. S.O. to 24.02.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p> <p align="right">[P.T.O.]</p>

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O.A.No.493/2021

Shri S.G. Parab ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for Applicant and Shri A.J. Chougule, learned Presenting Officer for Respondents.
2. The learned P.O. files Affidavit-in-sur-rejoinder on behalf of Respondent. It is taken on record.
3. S.O. to 16th February, 2022 for final hearing.

Sd/-

(A.P. Kurhekar)
Member-J
27.01.2022

(skw)

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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.719/2021</u></p> <p>Shri U.S. Sorate ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondent No.2.</p> <p>2. The learned Advocate for the Applicant files Affidavit-in-rejoinder. It is taken on record.</p> <p>3. S.O. to 17th February, 2022 for final hearing.</p> <p align="right">Sd/- (A.P. Kurhekar) Member-J 27.01.2022</p> <p>(skw)</p>

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O.A.No.709/2021

Shri K.H. Patil ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Smt. Punam Mahajan, learned Advocate for Applicant sent leave note. Shri A.J. Chougule, learned Presenting Officer for Respondents.

2. The learned Advocate for the Applicant files Affidavit-in-sur-rejoinder on behalf of Respondent No.1. It is taken on record.

3. S.O. to 22nd February, 2022 for final hearing.

Sd/-

(A.P. Kurhekar)
Member-J
27.01.2022

(skw)

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	<p align="center"><u>C.A. No.1 of 2022 in O.A. No.370 of 2019</u></p> <p>L.T. Rathod ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri P.S. Rane, 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 returnable on 10.2.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of C.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) 27.1.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 27.1.2022</p>

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	<p align="center"><u>M.A. No.465 of 2021 in O.A. No.214 of 2020</u></p> <p>S.K. Khomane ..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. I.d. CPO seeks time to file reply to bring the position on record that respondents have taken decision in the month of May, 2021 to merge the cadre of Tahsildar and Naib Tahsildar from Divisional cadre to State level cadre. Because of this change in the placement of cadre, seniority list is required to be prepared. The said work has now commenced and thereafter they will require time for procedural requirements.</p> <p>3. S.O. to 10.2.2022 by way of last chance.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 27.1.2022 27.1.2022</p> <p>(sgj)</p>

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	<p>Date : 27.01.2022</p> <p align="center">O.A.No.832 of 2021</p> <p>G.H. GiramkarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. S.V. Waghmare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate wants to file rejoinder. It be taken on record.</p> <p>3. Admitted and fixed for final hearing on 03.02.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member A Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 27.01.2022</p> <p align="center">O.A.No.255 of 2021</p> <p>N.K. Jadhav & Ors.Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Krishna Agarwal, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant does not want to file rejoinder. This being matter of appointment she insists that the matter to be heard earlier.</p> <p>3. Considering the pendency of the old matters, matter is admitted and kept for final hearing on 24.02.2022.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member A Chairperson</p> <p>prk</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: 27.01.2022</p> <p align="center">O.A. No.57 of 2022</p> <p>B.D. KshirsagarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.T. Bhosale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant stands retired on 31.05.2014 as Extension Officer, Panchayat Samiti, District: Solapur. His retiral benefits particularly gratuity and regular pension is withheld on the ground of initiation of D.E. post retirement. 3. Since, the Applicant seems to be deprived of retiral benefits for long time without legal ground this O.A. needs to be disposed of expeditiously. 4. Learned P.O. is directed to take instructions from the Respondent and to apprise the Tribunal why the Applicant's retiral benefits are withheld. 5. In the mean time issue notice before admission returnable on 11.02.2022. 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 Original Application. 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.

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

Tribunal's orders

9. 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.

10. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

11. S.O. to 11.02.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

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	<p>Date: 27.01.2022</p> <p align="center">M.A. No.593 of 2021 with M.A. No.600 of 2021 in O.A. No.432 of 2021</p> <p>The State of Maharashtra & Ors. (Org. Resps.)....Appl. Versus C.S. Gaikwad (Org. Appl.)Resps.</p> <p>1. Heard Smt. Archana B.K., learned Presenting Officer for the Applicants (Org. Respondents) and Shri C.T. Chandratre, learned Advocate for the Respondent (Org. Applicant).</p> <p>2. This M.As is filed for extension of time to implement the order passed by this Tribunal on 15.07.2021.</p> <p>3. On 15.07.2021 this Tribunal disposed of O.A. No.432/2021 ^{with ✓} and direction to Respondent No.2 & 4 to finalize the pension process and to release retrial benefits in terms of punishment imposed in one D.E. by order dated 19.03.2021. By the said order punishment of 15% permanent deductions per month from pension is imposed. When the matter was disposed of by Tribunal on 15.07.2021, statement was made by Shri Rajendra Mahamuni, Asst. Administrative Officer, Divisional Joint Director of Agriculture, Thane that no other D.E. is pending against the Applicant.</p> <p>4. However, after disposal of O.A. No.432/2021 by order dated 15.07.2021 it was transpired that one more D.E. is pending against the Applicant which was initiated by charge-sheet dated 10.08.2017 by Divisional Commissioner, Nagpur. It is on this background this 2 M.As. are filed.</p>

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5. Shri C.T. Chandratre, learned Advocate for the Applicant submits that he has filed another O.A. before Division Bench challenging initiation of D.E. issued on 10.08.2017 on the ground that alleged mis-conduct had taken place beyond the period of 4 years and secondly his client was not served with the charge-sheet. O.A. before Division Bench is fixed on 07.02.2022.

6. Today Original Applicant has filed Reply to M.A. It is taken on record.

7. S.O. to 08.02.2022.

^
Sd/-

(A.P. Kurhekar)
Member (J)

NMN

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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: 27.01.2022</p> <p style="text-align: center;">M.A. No.38 of 2022 in O.A. No.68 of 2022</p> <p>T.P. Vakte & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.68 of 2022</p> <p>T.P. Vakte & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicants have challenged order dated 03.01.2022 issue by Respondent No.2 qua Applicants to direction to Respondent No.1 to relieve them in terms of regulation dated 26.10.2017.</p> <p>3. This O.A. be kept along with O.A. No.904/2021 since, issue involved is common.</p> <p>4. Issue notice before admission returnable on 01.02.2022.</p> <p>5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>6. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>8. 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="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>9. 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>10. S.O. to 01.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p style="text-align: center;">O.A. No.66 of 2022</p> <p>Dr. A.E. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged transfer order dated 21.01.2022 whereby Respondent No.2 – Shri Nagorao S. Chavan has been posted in his place as Medical Officer, Hospital Training Centre, Nashik on administrative ground, without issuance of consequent transfer of the Applicant.</p> <p>3. Learned Advocate for the Applicant has pointed out that the Applicant was posted as Medical Officer, Hospital Training Centre, Nashik by order dated 01.10.2020 and was not due for transfer. However, he his transferred mid-term and mid-tenure without their being any administrative exigencies or any such case as contemplated under Section 4 (5) of Transfer Act, 2005, and therefore prayed for interim relief.</p> <p>4. Per Contra, learned P.O. submits that Respondent No.2 - Shri Nagorao S. Chavan was posted in place of the Applicant with the approval of competent authority Hon'ble Chief Minister and has tendered file for the perusal of the Tribunal.</p> <p>5. Perusal of the file reveals that Respondent No.2 - Shri Nagorao S. Chavan was not due for transfer, he made request for transfer. C.S.B. declined to accept his request. However, when the file was placed before Minister in charge of the Department he proposed to transfer Respondent No.2 - Shri Nagorao S. Chavan, Medical Officer, Hospital Training Centre, Nashik which</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>was already occupied by the Applicant, ^{the} note was approved by Hon'ble Chief Minister being competent authority. However, no reason even for name sake is forthcoming in entire file as to why the Applicant is displaced mid-term and mid-tenure. In absence of any such special reasons, mere approval of competent authority will not render Transfer order legal. Thus, apparently the Applicant is shifted only to accommodate Respondent No.2 - Shri Nagorao S. Chavan.</p> <p>6. In view of above, <i>prima-facie</i> impugned transfer order is not in consonance of law and required to be stayed.</p> <p>7. Interim relief in terms of prayer Clause 10(a) of O.A. is granted.</p> <p>8. Issue notice before admission returnable on 23.02.2022.</p> <p>9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>10. 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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>11. 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>12. 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>13. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>14. S.O. to 23.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

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	<p>Date: 27.01.2022</p> <p>M.A. No.16 of 2022 in O.A. No.384 of 2021 with M.A. No.17 of 2022 in O.A. No.435 of 2021 with M.A. No.18 of 2022 in M.A. No.231 of 2021 in O.A. No.442 of 2021 with M.A. No.19 of 2022 in M.A. No.233 of 2021 in O.A. No.443 of 2021 with M.A. No.20 of 2022 in M.A. No.234 of 2021 in O.A. No.444 of 2021</p> <p>S.S. More S.S. Raorane Mrs.S.V. Kelkar & Ors Smt.S.S. Nilwan & Ors Smt. S.M. Khedkar & Ors. Applicant</p> <p>Versus The State of Maharashtra & Ors. Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. All these M.As are filed for condonation of delay caused in filing O.A. 3. Issue notice before admission returnable on 25.02.2022. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. 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 Original Application. Respondents are put to notice that the case would 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. P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>8. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>9. S.O. to 25.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

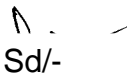
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	<p>Date: 27.01.2022</p> <p align="center">O.A. No.1005 of 2021</p> <p>S.G. ParabApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. On request of learned Advocate for the Applicant three weeks time is granted for filing Rejoinder.</p> <p>4. S.O. to 17.02.2022.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.927 of 2021</p> <p>S.J. KhairnarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Gaurav A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply is under preparation and the same will be filed today or by Monday. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 23.02.2022.</p> <p align="right"> [^] Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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	<p>Date: 27.01.2022</p> <p align="center">O.A. No.862 of 2021</p> <p>T.B. VhanmaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted for filing Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 23.02.2021.</p> <p align="right">Sd/- _____ (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

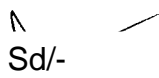
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	<p>Date: 27.01.2022</p> <p>O.A. No.996 of 2021</p> <p>S.S. ShindeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Smt. Punam Mahajan, learned Advocate for the Applicant is on leave note.</p> <p>2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>3. On request of learned P.O. three weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 17.02.2022.</p> <p style="text-align: right;">  Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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	<p align="center">Date: 27.01.2022</p> <p align="center">O.A. No.959 of 2021</p> <p>V.N. VadakeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Smt. Punam Mahajan, learned Advocate for the Applicant is on leave note. 2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. 3. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2. It is taken on record. 4. Adjourned for hearing at the stage of admission. 5. S.O. to 24.02.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.784 of 2021</p> <p>D.T. ChavanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Reply.</p> <p>3. S.O. to 07.02.2022.</p> <p align="right"> [^] Sd/- (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.779 of 2021</p> <p>S.S. KadamApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Makonji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Reply.</p> <p>3. S.O. to 07.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.728 of 2021</p> <p>S.S. KhaladkarApplicant 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, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Reply. However, on request of learned P.O. one week time is granted by way of last chance.</p> <p>3. S.O. to 03.02.2022.</p> <p align="right"> [^] Sd/- ^{vv} (A.P. Kurhekar) Member (J) </p> <p>NMN</p>

Office Notes, Office Memoranda of Coram,
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Date: 27.01.2022

M.A. No.37 of 2022 in O.A. No.978 of 2021

R.R. Jirepatil & Ors.

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. This M.A. is filed to recall the order dated 18.01.2022 passed in O.A. No.978/2021 and requested to hear the O.A. on merit afresh.

3. Issue notice before admission returnable on 11.02.2022.

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

5. 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 Original Application. Respondents are put to notice that the case would 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. 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. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. S.O. to 11.02.2022.

Sd/-

(A.P. Kurhekar)
Member (J)

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	<p>Date: 27.01.2022</p> <p align="center">M.A. No.581 of 2021 in O.A. No.1018 of 2021</p> <p>S.S. SutarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri L.S. Deshmukh, learned Advocate holding for Shri S.R. Ghanavat, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Reply to M.A.</p> <p>3. S.O. to 11.02.2022.</p> <p align="right">A Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p style="text-align: center;">O.A. No.69 of 2022</p> <p>S.S. ThakreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged suspension order dated 14.10.2020 <i>inter-alia</i> contending that he is subjected to prolong suspension without taking any review. 3. Issue notice before admission returnable on 23.02.2022. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. 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 Original Application. Respondents are put to notice that the case would 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. 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. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 23.02.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p>O.A. No.60 of 2022 with M.A. No.32 of 2022</p> <p>D.R. Gujar & Ors.Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri L.S. Deshmukh, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant seeks one week time to amend O.A. since, he wants to claim relief of promotion, if this is so, matter of promotion pertains to Division Bench.</p> <p>3. One week time is granted to take necessary steps.</p> <p>4. S.O. to 03.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>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: 27.01.2022</p> <p align="center">O.A. No.47 of 2022</p> <p>S.P. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Perusal of O.A. reveals that the Applicant is claiming benefit of Time Bound Promotion being similarly situated person to whom relief was granted by this Tribunal in O.A. No.532/2013 (Nagpur Bench) decided on 20.03.2015. As such, basically the Applicant's claim is for benefit of Time Bound Promotion, this being the position as per office order dated 28.05.2021 subject of Time Bound Promotion pertains to Division Bench.</p> <p>3. Registrar is directed to place the matter before Division Bench.</p> <p>4. Learned Advocate for the Applicant undertakes to furnish 2nd Set.</p> <p align="right">Sd/-  (VV) (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p>O.A. No.1059 of 2021</p> <p>D.V. GuravApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged communication dated 15.11.2021 whereby claim of the Applicant for the post of Police Patil has been rejected. 3. Issue notice before admission returnable on 23.02.2022. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. 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 Original Application. Respondents are put to notice that the case would 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. 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. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 23.02.2022. <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p>M.A. No.566 of 2021 in O.A. No.994 of 2021</p> <p>V.G. KolekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt P.H. Hendre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Reply to M.A.</p> <p>3. S.O. to 11.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">M.A. No.559 of 2021 in O.A. No.986 of 2021</p> <p>U.V. MoreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Reply to M.A.</p> <p>3. S.O. to 03.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.01.2022</p> <p align="center">O.A. No.825 of 2021</p> <p>G.S. KaranjeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Savita Suryawanshi, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Reply by way of last chance.</p> <p>3. Interim relief to continue till filing of Reply.</p> <p>4. S.O. to 03.02.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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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: 27.01.2022</p> <p align="center">O.A. No.812 of 2021</p> <p>P.G. SoudeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, 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-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. Interim relief shall continue till next date.</p> <p>4. S.O. to 10.02.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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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: 27.01.2022</p> <p>O.A. No.801 of 2021</p> <p>Y.G. MulaniApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today matter is for filing Rejoinder but the same is not filed.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 23.02.2022.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>C.A. No.58 of 2021 in O.A. Nos.889 & 890 of 2019</u></p> <p>M.G. Kamble & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, 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 files affidavit dated 21.1.2022 of Shri Saurabh Vijay, Secretary, Medical Education & Drugs Department, Mantralaya, Mumbai.</p> <p>4. In para 4 of our order dated 13.1.2022 we had directed Principal Secretary, Public Health Department to file reply. However, we suo motu correct para 4 of the order dated 13.1.2022 and the same is corrected as follows:</p> <p style="text-align: center;"><i>"4. We, therefore, direct the Secretary, Medical Education & Drugs Department to file detailed affidavit in reply regarding compliance of the order of this Tribunal dated 5.2.2020."</i></p> <p>5. As per this affidavit, the file was submitted to Hon'ble Minister, Medical Education on 30.8.2021 and decision is not taken till today on the said proposal by the Hon'ble Minister. Therefore, order of the Tribunal dated 5.2.2020 is not complied with.</p> <p>6. Ld. Advocate for the applicants to take further steps. Ld. Advocate for the applicants is on leave on medical grounds.</p> <p>7. S.O. to 10.2.2022.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 27.1.2022 27.1.2022</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.31 of 2022</u></p> <p>Y.B. Wagh ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Y.B. Wagh, Applicant in person and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant is challenging revocation of GR dated 1.11.1977 on the basis of judgment and order dated 8.6.1990 passed by the Hon'ble Bombay High Court in W.P. No.313 of 1985 and W.P. No.3196 of 1988 (R.S. Jadhav & Ors. Vs. State of Maharashtra & Ors.) 1990(2) Bom.C.R. 645. Copy of order is taken on record.</p> <p>3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 24.2.2022. The respondents are directed to file reply.</p> <p>5. 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>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.</p> <p>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.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 27.1.2022 27.1.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 align="center"><u>C.A. No.61 of 2019 in O.A. No.975 of 2018</u></p> <p>B.S. Lambhate ..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 on instructions submits that the order of the Tribunal is not complied with on following points:</p> <p>(a) Revised Pension on the basis of letter dated 13.12.2021.</p> <p>(b) Revised Gratuity on the basis of letter dated 13.12.2021.</p> <p>3. Ld. PO is directed to file a short affidavit on these points and also answer given by the respondents to the letter of Accountant General dated 27.12.2021 regarding counting services of the applicant from 2.10.1985 to 31.1.1994.</p> <p>4. Copy of letter of AG is to be furnished to the Ld. PO.</p> <p>5. S.O. to 17.2.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 27.1.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 27.1.2022</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.56 of 2022</u> <u>(Through Video Conferencing)</u></p> <p>V.S. Vanjari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri V.B. Joshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The applicant is challenging the order dated 14.10.2019 passed by the disciplinary authority and order dated 27.10.2021 passed by the appellate authority.</p> <p>3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 3.3.2022. The respondents are directed to file reply.</p> <p>5. 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>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.</p> <p>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.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">27.1.2022 27.1.2022</p> <p>(sgj)</p>

