

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p>M. A. No.296 of 2023 in O.A.No.392 of 2023</p> <p>Mayur R. DandekarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed for modification of order dated 18.04.2023 passed by the Tribunal in O.A.No.392/2023 that O.A. was filed because of refusal of Respondent No.1 to get the Applicant joined on his establishment though earlier Respondent No.1 had shown his willingness to absorb him on his establishment. When the matter was taken up for hearing on 18.04.2023, Shri Gholkar, Divisional Joint Registrar (Resp. No.1) shown his readiness to absorb the Applicant on his establishment. Accordingly, O.A. was disposed of with directions to Respondent No.1 to get him join on the establishment and to issue appropriate positing order.</p> <p>3. Accordingly, the Applicant joined on the establishment of Respondent No.1 on 19.04.2023. After joining, he made representation to Respondent No.1 to get him absorbed w.e.f. 01.03.2023. Indeed, the request of the Applicant to get him join with retrospective effect w.e.f. 01.03.2023 is totally untenable. All that Applicant can apply for earned leave from 01.03.2023 to 18.04.2023 and if any such application is made, the Respondent No.1 should grant it, if there is leave balance at his credit.</p> <p>4. Learned Counsel for the Applicant submits that his client would make application for earned leave for the said period. If application is made within seven days, it would be appropriate to grant leave in the facts and circumstances of this case.</p> <p>5. Misc. Application is accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

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

Tribunal's orders

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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: 27.04.2023</p> <p>O.A. No.468 of 2023</p> <p>N.P. PawarApplicant 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. The Applicant has challenged suspension order dated 06.03.2018 whereby Collector, Raigad suspended him in view of detention in Police custody invoking Rule 4(1)(a) of M.C.S. (Discipline and Appeal) Rules, 1979.</p> <p>3. The Applicant is still under suspension though period of more than five years is over. In criminal case even no sanction of prosecution is granted. Department has also taken decision not to initiate D.E. Despite this position, the Applicant is subjected to prolong suspension of more than five years. O.A. therefore needs to be decided expeditiously.</p> <p>4. One week time is granted to learned P.O. to file Affidavit-in-Reply.</p> <p>5. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>6. In the mean time issue notice before admission returnable on 03.05.2023.</p> <p>7. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p style="text-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>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.</p> <p>9. 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>10. 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.</p> <p>11. S.O. to 03.05.2023.</p> <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____

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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.17 of 2023 in O.A. No.50 of 2019</u></p> <p>V.T. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Sunil Chavan holding for Shri Sachin Rathod, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that respondents want to challenge the order dated 2.2.2022 passed by this Tribunal in the above OA.</p> <p>3. Opinion from Law & Judiciary Department was received on 13.3.2023 and now they want to challenge the order dated 2.2.2022 before the Hon'ble High Court.</p> <p>4. S.O. to 22.6.2023 by way of last chance for purpose of implementation of the order passed by this Tribunal.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 27.4.2023</p> <p>(sgj)</p>

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

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Original Application 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>O.A. No.1096 of 2019</u></p> <p>P.D. Chavan ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Ld. Advocate for the applicant prays for early hearing as the applicant is retiring on 31.8.2023.</p> <p>3. S.O. to 5.6.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 27.4.2023</p> <p>(sgj)</p>

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

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Original Application 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>O.A. No.774 of 2020</u></p> <p>A.S. Karkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri D.P. Kamat, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The matter is already adjourned to 20.7.2023 on board. Not on Board. Mentioned and taken on board.</p> <p>3. In this matter the applicant is given promotion and he is posted on the promotional post. However, other prayers about deemed date and consequential benefits are required to be answered. Ld. Advocate for the applicant submits that Junior Officer identically situated when promoted by the judgment and order of the Aurangabad Bench was given deemed date and the consequential benefits. This issue is already dealt with by the Aurangabad Bench.</p> <p>4. Ld. Advocate for the applicant to give said judgment and order to the Court as well as Ld. CPO.</p> <p>5. S.O. to 20.6.2023.</p> <p align="right">Sd/- (Mridula Bhatkar, J.) Chairperson 27.4.2023</p> <p>(sgj)</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____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<u>O.A. No.476 of 2023</u>
	<p>Rajendra S. Chavanke ..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. The applicant who was working as Police Sub-Inspector prays that his appeal dated 1.2.2022 challenging his removal order dated 3.1.2022 be decided within six weeks from the date of order of this Tribunal.</p> <p>3. Ld. PO submits to the order of the Court. However, prays that reasonable time of minimum three months be granted.</p> <p>4. In view of the relief prayed and the submissions made the OA is allowed with the following order.</p> <p>5. The respondents are directed to decide appeal of the applicant dated 1.2.2022 pending before it till 23.6.2023 and communicate the decision to the applicant within two weeks thereafter. OA disposed off by consent.</p> <p style="text-align: right;">Sd/- (Mridula Bhatkar, J.) Chairperson 27.4.2023</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p align="center"><u>O.A. No.685 of 2016 with O.A. No.703 of 2016</u></p> <p>Hemlata B. Gavhane Chandrakant D. Pawar ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for Respondents No.1 & 2.</p> <p>2. Respondent No.3 and his advocate are not present.</p> <p>3. Ld. PO instructions submits that Deputy Secretary, Tribal Development Department is not present as he is in DPC meeting.</p> <p>4. Therefore, he is directed to remain present tomorrow.</p> <p>5. S.O. to 28.4.2023.</p> <p align="right">Sd/- / (Mridula Bhatkar, J.) Chairperson 27.4.2023</p> <p>(sgj)</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 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 27.04.2023

O.A.No.310/2023 with O.A.No.311/2023

N.B. Rathod & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has submitted that during the course of the day she will file reply.

3. Adjourned to 22.06.2023.

Sd/-

/ (Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

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Date : 27.04.2023

O.A.No.50/2023

C.G. SawantApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has submitted that reply is filed.

3. At the request of learned Advocate adjourned to 15.06.2023 for final hearing.

Sd/-

**(Mridula Bhatkar, J.)
Chairperson**

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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Date : 27.04.2023

O.A.No.538/2021

C.B. KatkarApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.P. Madam, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has submitted that reply is filed.

3. Learned Advocate seeks time to file rejoinder.

4. Adjourned to 06.07.2023.

Sd/-

/(Mridula Bhatkar, J.)
Chairperson

prk

**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
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Date : 27.04.2023

M.A.No.209/2023 in O.A.No.1203/2022

N.N. MukhyadalApplicant

Vs.

The State of Maharashtra & Ors.Respondents.

1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Matter is fixed on 04.05.2023 under the caption 'M.A. for dismissal'.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Date : 27.04.2023

M.A.No.283/2023 in O.A.No.1036/2021

S.M. Katkar & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate prays that the law laid down by the Hon'ble High Court in the matter of Vijay Ghogare as well as Government Resolution dated 07.05.2021 is to be implemented in the case of Applicant in O.A.No.1036/2021

3. Learned C.P.O. seeks time to file reply since it is first date.

4. Adjourned to 15.06.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Date : 27.04.2023

O.A.No.310/2023 with O.A.No.311/2023

N.B. Rathod & Ors. ...Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.S. Dere, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O. has submitted that during the course of the day she will file reply.
3. Adjourned to 22.06.2023.

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Date : 27.04.2023

C.A.No.32/2023 in O.A.No.496/2020

A.B. Baviskar & Ors.Applicants

Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. Archana B.K., learned Presenting Officer for the Respondents.
2. Learned P.O. has submitted on instructions that the Additional Principal Chief Conservator of Forest, Mumbai has sent proposal to the Principal Chief Conservator of Forest, Nagpur on 26.04.2023.
3. Adjourned to 04.05.2023.

Sd/-

/ (Mridula Bhatkar, J.)
Chairperson

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Date : 27.04.2023

M.A.No.274/2023 in O.A.No.870/2022

Dr. A.S. PatilApplicant
Vs.

The State of Maharashtra & Ors.Respondents.

1. Heard Mr. S.R. Deshpande, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Applicant has moved M.A. for amendment of adding some paragraphs in O.A.
3. Learned C.P.O. for the Respondents submits to the orders of the court.
4. Amendment by carried within two weeks from today. Copy of amendment be served upon the concerned.
5. M.A. is allowed. O.A. adjourned to 27.07.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.04.2023</p> <p>O.A. No.477 of 2023</p> <p>G.S. GhubeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. The Applicant is seeking Inter District Transfer from the establishment of the Commissioner of Police, Mumbai to the Superintendent of Police, Buldhana. 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 12.06.2023. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous 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 12.06.2023. <p style="text-align: right;">Sd/- W*</p> <p style="text-align: right;">(A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 27.04.2023</p> <p align="center">M.A. No.272 of 2023 in M.A. No.230 of 2023 in O.A. No.786 of 2023</p> <p>T.D. PednekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri V.R. Gawas, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. These M.As are filed for condonation of delay and amendment in pending O.A. No.786/2022. 3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply to M.A. 4. S.O. to 06.06.2023. <p align="right">Sd/- " (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date: 27.04.2023</p> <p align="center">M.A. No.292 of 2023 in O.A. No.46 of 2023</p> <p>P.P. Gharat & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply of M.A. 3. S.O. to 08.06.2023. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date: 27.04.2023</p> <p align="center">M.A. No.297 of 2023 in O.A. No.640 of 2022</p> <p>R.S. RathoApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. M.A. is filed during the pendency of O.A. for amendment so as to correct some typographical mistake in pleading and to bring on record subsequent development on taking interview and denying the claim to the Applicant though granted to other similarly situated persons. 3. Proposed amendment seems necessary for proper adjudication of O.A. which is yet to be heard. 4. I am therefore inclined to grant permission to amend O.A. 5. Amendment be carried out within a week. 6. Learned P.O. shall file Affidavit-in-Reply to the amendment by next date. 7. S.O. 15.06.2023. <p align="right">Sd/- v (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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	<p align="center">Date: 27.04.2023</p> <p align="center">O.A. No.180 of 2023</p> <p>M.V. SakpalApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate holding for Shri P.Padmanabh & Assoc., learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 09.06.2023.</p> <p align="right">n Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date: 27.04.2023</p> <p align="center">O.A. No.235 of 2023</p> <p>N.B. BagulApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri Ansari Faiyaz, learned Advocate holding for Shri A.A. Gharte, learned Advocate for the Respondent No.2.</p> <p>2. On request of learned P.O. three days time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 02.05.2023.</p> <p align="right">Sd/- V (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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	<p>Date: 27.04.2023</p> <p align="center">O.A. No.244 of 2023</p> <p>R.B. DahiphaleApplicant 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 previous date last chance was granted to file Affidavit-in-Reply but the same is not filed. Hence, O.A to proceed without Reply.</p> <p>3. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>4. S.O. to 09.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">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: 27.04.2023</p> <p align="center">O.A. No.264 of 2023</p> <p>V.D. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.A. Thorat, 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 Affidavit-in-Reply.</p> <p>3. S.O. to 04.05.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.04.2023</p> <p align="center">O.A. No.286 of 2023</p> <p>R.R. SarafApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. last chance is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 09.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">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: 27.04.2023</p> <p align="center">O.A. No.315 of 2023</p> <p>C.D. KasarApplicant 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 P.O. submits that Affidavit-in-Reply will be filed during the course of the day if possible, otherwise it will be filed tomorrow in the Office. Statement is accepted. It be taken on record. If it is filed today it be taken or tomorrow.</p> <p>3. O.A. be kept for hearing at the stage of admission with liberty to file Rejoinder if any.</p> <p>4. S.O. to 15.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.04.2023</p> <p align="center">O.A. No.326 of 2023</p> <p>S.S. TambeApplicant 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. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 13.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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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<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</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 style="text-align: center;"><u>O.A.No.1316/2022</u></p> <p>Smt. G.K. Chougule ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <ol style="list-style-type: none"> 1. Shri Smt. Bhavana Khichi holding for Shri A.S. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents is present. 2. Issue notice to the Respondents made returnable on 14th June, 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 14th June, 2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 27.04.2023</p> <p>(skw)</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.1315/2022</u></p> <p>Smt. I.K. Chougule & Ors. ... Applicants Vs. The State of Mah. & ors. ... Respondents</p> <ol style="list-style-type: none"> 1. Shri Smt. Bhavana Khichi holding for Shri A.S. Gaikwad, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for Respondents is present. 2. Issue notice to the Respondents made returnable on 14th June, 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 14th June, 2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 27.04.2023</p> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p>O.A.No.1234 of 2022</p> <p>L. M. GaikwadApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. as per order passed in M.A. 206/2023 Smt Sunanda Gaikwad was impleaded as Respondent No.4 by order dated 03.04.2023 and Tribunal directed for issuance of notice to her. However, notice remained to be issued to Respondent No.4.</p> <p>3. Learned Counsel for the Applicant undertakes to issue notice to impleaded Respondent No.4 along with copy of O.A. and to file service affidavit by next date.</p> <p>4. S.O. to 14.06.2023 for awaiting service report and appearance of Respondent No.4.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p>O.A.No.283 of 2023</p> <p>K. V. BachhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Reply. IT is taken on record.</p> <p>3. S.O. to 15.06.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 27.04.2023</p> <p>O.A.No.1235 of 2022</p> <p>G. V. BellaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit in Rejoinder. It is taken on record.</p> <p>3. Since pleading is complete, O.A. be kept for final hearing.</p> <p>4. S.O. to 19.06.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 27.04.2023</p> <p align="center">M. A. No.148 of 2023 in O.A.No.260 of 2023</p> <p>A. A. WankhedeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Ms P. M. Chadhary holding for Shri K. Bhamre , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file reply.</p> <p>3. O.A. be kept for hearing of M.A. as well as O.A. on the point of condonation of delay as well as maintainability of O.A.</p> <p>4. S.O. to 13.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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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 : 27.04.2023</p> <p align="center">O.A.No.261 of 2023</p> <p>S. D. LoharApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply is under preparation and same will be filed during the course of the day. 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 15.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 27.04.2023</p> <p align="center">O.A.No.512 of 2021</p> <p>B. D. ChaudheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. In the interest of justice, the matter is adjourned to give one chance.</p> <p>3. S.O. to 24.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 27.04.2023</p> <p align="center">O.A.No.1174 of 2019</p> <p>V. V. PanseApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. B. Kadam holding for Shri V. V. Joshi, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., the matter is adjourned for filing reply by way of last chance.</p> <p>3. S.O. to 20.6.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p align="center">O.A.No.951 of 2023</p> <p>S.Y. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri G. B. Pawar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Today, learned Counsel for the Applicant has filed statement of claim giving details of interest. 3. On request of learned P.O. time is granted to examine its correctness and for hearing. 4. S.O. to 09.06.2023. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p style="text-align: center;">O.A.No.350 of 2022</p> <p>Dr. R. H. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Prashant Suryawanshi holding for Shri G. M. Savagave, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On previous date i.e. 11.04.2023, the matter is proceeded without reply since the Respondents failed to file Affidavit in Reply within time granted by the Tribunal. Despite this position, learned P.O. again sought time to file reply.</p> <p>3. Learned P.O. submits that she has made several correspondences with all the Respondents but they are not responding nor giving any instructions for filing reply. This apparently shows total negligence on the part of Respondents and failure to take necessary steps in the matter to defend the O.A.</p> <p>4. The matter pertains to voluntary retirement notice already given in 2017 but it was replied by communication dated 19.11.2019 that Applicant had not completed requisite 20 years' service for voluntary retirement. As such, in ^{the} the facts and circumstances on the matter, reply of the Respondents is essential.</p> <p>5. In view of above, by way of last chance one opportunity is again granted to Respondents to file reply subject to cost of Rs.10,000/- payable by next date.</p> <p>6. S.O. to 08.06.2023.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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 : 27.04.2023</p> <p>O.A.No.518 of 2022</p> <p>Harshwardhan MaskeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Archana B. K., learned Presenting Officer for the Respondents is present.</p> <p>2. Today, the matter is for hearing. However, the record reveals that Applicant and his Counsel are repeatedly absent.</p> <p>3. In view of above, the O.A. is dismissed in default with no order as to costs.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p align="center">O.A.Nos.1130, 1131, 1141, 1142 and 684 of 2022</p> <p>L. S. Patil & Ors.Applicants</p> <p align="center">Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicants has filed Affidavit in Rejoinder of the Applicant in O.A.No.1130/2022 and 1131/2022. It is taken on record. No Rejoinder is filed in remaining matters.</p> <p>3. All these Original Applications be kept for final hearing.</p> <p>4. S.O. to 15.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p align="center">O.A.No.1216 of 2022</p> <p>Dr. V. K. PatneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. In the interest of justice, the matter is adjourned for hearing at the stage of admission to give one opportunity to them.</p> <p>3. S.O. to 23.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.04.2023</p> <p align="center">O.A.No.711 of 2019 with O.A.No.437 of 2021 with O.A.No.741 of</p> <p>M. N. Gaikwad & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. These Original Applications were adjourned from time to time since the issue as to whether the person carrying pay scale of Rs.5500-9000 falls in Group 'B' or Group 'C' is pending before the Division Bench.</p> <p>3. Today, learned Counsel for the Applicants as well as learned P.O. submits that issue is not yet decided by the Division Bench and requested to adjourn the matter after vacation.</p> <p>4. S.O. to 03.07.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 27.04.2023</p> <p align="center">M.A. No.163 of 2022 in O.A. No.286 of 2022</p> <p>M.H.I. ShaikhApplicant 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. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder in O.A. It is taken on record.</p> <p>3. Adjourned for hearing of M.A on 15.06.2023.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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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: 27.04.2023</p> <p align="center">M.A. No.73 of 2023 in O.A. No.130 of 2023</p> <p>S.Z. Patil & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.P. Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This M.A. is filed to condone delay of 2 years 1 month and 23 days caused in filing O.A. for compassionate appointment. In M.A. enough chances were granted but no Affidavit-in-Reply is filed by the Respondents. On previous date i.e. 12.04.2023 learned P.O. made statement that Affidavit-in-Reply will be filed during the course of the day but it was not filed. Today, learned P.O. again sought time to file Affidavit-in-Reply stating that he is yet to receive instruction from the Respondents. Thus, apparently Respondents are not seriously interested in filing Affidavit-in-Reply and to context M.A.</p> <p>3. In O.A. the Applicants have challenged communication dated 18.09.2018, 16.03.2020 & 04.12.2020. Applicant No.1 is widow and Applicant No.2 is son of deceased Mr. Zunjarro Patil who died in harness on 05.02.2011. After his death within one year the Applicant No.1 made application for compassionate appointment and her name was accordingly taken in waiting list. However, later she sent letter to the Respondents that she is suffering from Blood Pressure, Diabetes and Heart ailments etc. and requested to substitute her son in her place. However, it was rejected by communication dated 18.09.2018 on the ground that there is no provision for substitution of</p>

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

Tribunal's orders

heir. The Applicant again made representation which was again rejected by communication dated 16.03.2020. Again she made representation and it was rejected and her name was also deleted from waiting list by communication dated 04.12.2020 that time she was around 42 years, this being so, *prima-facie* her name ought to have continued in waiting list till she attained majority of 45 years.

4. It is on the above background the Applicants have filed the O.A. challenging communication dated 18.09.2018, 16.03.2020 & 04.12.2020. In view of order of Hon'ble Supreme Court dated 10.01.2022 passed in *Suo Moto Writ Petition (Civil) No.03/2020* directed that where limitation would have expired during the period between from 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all person shall have a limitation period of 90 days from 01.03.2022. In present case the Applicants are aggrieved by last communication dated 04.12.2020. O.A. is filed on 31.01.2023.

5. In view of above, ^{taking} ~~take~~ liberal approach of the matter, I am inclined to condone the delay caused in filing O.A. so as to decide O.A. on merit.

6. M.A. No.73/2023 is allowed and delay is condoned. No order as to costs.

Sd/-
(A.P. Kurhekar)
Member (J)

NMN

**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: 27.04.2023</p> <p align="center">M.A. No.74 of 2023 in O.A. No.130 of 2023</p> <p>S.Z. Patil & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.P. Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.04.2023</p> <p style="text-align: center;">O.A. No.130 of 2023</p> <p>S.Z. Patil & Ors.,Applicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S.P. Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. This O.A. is filed along with M.A. No.73/2023 for condonation of delay which is allowed today therefore O.A. deserves to be decided on its own merit. 3. The Applicants have challenged communication dated 18.09.2018, 16.03.2020 & 04.12.2020 whereby their claim for compassionate appointment is rejected. 4. The office objections, if any, are to be removed and court fees to be paid, if not already paid. 3. Issue notice before admission returnable on 15.06.2023. 4. 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. 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. 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. 7. 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. 8. S.O. to 15.06.2023. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

**M.A.NO.301/2023 WITH M.A.NO.394/2023 IN
ORIGINAL APPLICATION NO.480/2023**

C.G. Pawar & Ors.Applicants
Vs.
The State of Maharashtra & Ors.Respondents.

Mr. A.S. Gaikwad, learned Advocate for the Applicants.

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

CORAM : **Justice Mridula Bhatkar (Chairperson)**

DATE : **27.04.2023.**

O R D E R

1. Learned C.P.O. has raised objection stating that O.A. does not fall within the territorial jurisdiction of this Tribunal.
2. Learned Advocate has submitted that today he is filing M.A.No.301/2023 seeking amendment by which he wants to add 33 persons as applicants. Out of 33 applicants, 12 applicants are residing within the territorial jurisdiction of this Tribunal. M.A. seeking amendment to add 33 persons as Party Applicants is allowed.
3. Amendment be carried out forthwith. Copy of amended O.A. is to be served upon the concerned.
4. In view of above, M.A.No.301/2023 stands allowed.
5. Learned Advocate has filed M.A.No.294 /2023 seeking for leave to sue jointly.

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6. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.

7. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.


8. M.A.No.294/2023 is allowed.

9. In O.A.No.480/2023 learned Advocate has submitted that the applicants hold degree of B. Sc. (Agri)/ B. Tech. (Agri. Engineering) as Agricultural Science is an umbrella word which covers 11 disciplines.

10. In view of the submissions made by learned Advocate the Respondent is directed to clarify whether, (i) Agriculture, (ii) Agriculture Engineer, (iii) Biotechnology (iv) Dairy Technology (v) Fisheries (vi) Food Technology (vii) Forestry (viii) Community Science (Home Science) (ix) Food Nutrition and Dietetics (x) Horticulture and (xi) Sericulture are the professional degrees which fulfill the criteria and eligibility of educational qualification for the post of Assistant Commissioner (Food) and Food Safety Officer, Group-A and Group-B.

11. Learned Advocate relies on the report of Indian Council of Agricultural Research (Agricultural Education Division), dated 17.12.2021.

12. Learned C.P.O. informs that though the State of Maharashtra has issued G.Rs. dated 07.09.2011 and subsequently 22.04.2021 clarifying the position that the Agricultural Sciences includes multiple disciplines




related to Agricultural Engineering, ultimately, the issue of equivalence is decided by Respondent No.3, the Director, Food Safety and Standard Authority of India (FSSAI). Learned C.P.O. on instructions from the Medical Education informs that on 25.03.2023 the Department has sought the clarification (Quoted as Exhibit-I) about equivalence and accordingly the Under Secretary, has sent letter to M.P.S.C. on 18.04.2023 about its communication to the Central Government.

13. As I understand from the submissions of both sides that the M.P.S.C. is closing the line for filling up the online forms for these two posts, the Assistant Commissioner (Food) and Food Safety Officer, Group-A and Group-B. Prima facie, the applicants have made out their case that they fall under the Agricultural Science. As the degree falls under the Agricultural Science, therefore FSSAI is made as Party-Respondent No.3 in the array of Respondents and served. Affidavit of service to that effect is already taken on record. None is present today for Respondent No.3, FSSAI.

14. Considering, the degree of all the Applicants subject to the clarification from the Respondent No.3, final decision of this O.A.; link is to be opened from today for the post of Assistant Commissioner (Food) and Food Safety Officer, Group-A and Group-B for all the similarly situated candidates who are holding the degree of B. Tech. Agricultural Engineering till 12 mid night, intervening night of 29th and 30th April, 2023.

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



16. Issue notice before admission returnable on 12.06.2023.
17. 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.
18. 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.
19. 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.
20. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the Original Application shall be placed on board before the concerned Bench under the caption "for Dismissal" and thereafter on the subsequent date the Original Application shall stand dismissed.
21. Adjourned to 12.06.2023.

Sd/-
(Mridula Bhatkar, J.)
Chairperson