IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH

ORIGINAL APPLICATION NO 625 OF 2021

DISTRICT : THANE

Shri K.D Binnar & Ors)...**Applicants**

Versus

The State of Maharashtra & Ors)...**Respondents**

Shri K.R Jagdale, learned advocate for the Applicants.

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

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

DATE : **27.06.2023**

O R D E R

1. The applicants pray that this Tribunal be pleased to direct the Respondents to regularize/absorb the applicants in service on the post of Ambulance Driver and they be further directed to follow the equal pay and equal work principle.

2. Learned counsel for the applicants has submitted that the applicants are working as Ambulance Drivers on contractual basis by the Civil Surgeon since 2005. Learned counsel for the applicants further submitted that the applicants are appointed on contractual basis as the posts are vacant and the service of Ambulance Drivers is a dire necessity for public health. Learned counsel for the applicants relied on the decision of the Hon'ble Bombay High Court dated 8.12.2020 in Nagendrayya P. Hiremath & Ors Vs. The State of Maharashtra & Ors, W.P (ST) No.

92250/2020 & Ors, and submitted that the petitioners in the Writ Petition and the applicants are similarly situated.

3. Learned P.O submitted on instructions from Shri Ashok Atram, Joint Secretary, Public Health Department and Dr Rajendra Gadekar, Deputy Secretary, Finance Department, that the Respondents are ready to pay the applicants Rs. 14900/- are per G.R dated 22.2.2019.

4. In Nagendrayya P. Hiremath & Ors Vs. The State of Maharashtra & Ors, W.P (ST) No. 92250/2020, a group of Petitions was filed by the Petitioners working as Ambulance Drivers on contractual basis with Zilla Parishad, Respondent no. 5. In the said matter, the Hon'ble Division Bench has referred to the judgment of the Hon'ble Bombay High Court, Nagpur Bench, dated 20.11.2019 in Dhiraj S. Wankhede & Ors The Zilla Parishad, Chandrapur & Ors, W.P 2247/2014, wherein ratio laid down by the Supreme Court in State of Punjab & Ors Vs. Jagjit Singh & Ors, (2017) 1 SCC 148, wherein it is observed as under:-

> "9. The other relief claimed by the petitioners is about pay parity with the regular drivers in Class-III category. In this regard the law has been settled by the Hon'ble Apex Court in the case of State of Punjab and others...Versus...Jagjit Singh and others, reported in (2017)1 SCC 148.
>
> 10. The Hon'ble Supreme Court has held that no artificial parameters can be devised to deny the fruits of labour when an employee performs the same work as another employee. The Hon'ble Apex Court has further held that no artificial distinction can be made between such two employees, whereby one is given higher salary and another is paid lower salary. Relevant observations of the Hon'ble Apex Court appearing in paragraph no.58 of the judgment are reproduced as below:-
>
> > "58. In our considered view, it is fallacious to determine artificial parameters to deny fruits of labour. An employee engaged for the same work cannot be paid less than another who performs the

same duties and responsibilities. Certainly not, in a welfare State. Such an action besides being demeaning, strikes at the very foundation of human dignity. Anyone, who is compelled to work at a lesser wage does not do so voluntarily. He does so to provide food and shelter to his family, at the cost of his self-respect and dignity, at the cost of his self-worth, and at the cost of his integrity. For he knows that his dependants would suffer immensely, if he does not accept the lesser wage. Any act of paying less wages as compared to others similarly situate constitutes an act of exploitative enslavement, emerging out of a domineering position. Undoubtedly, the action is oppressive, suppressive and coercive, as it compels involuntary subjugation."

11. It is clear that the Hon'ble Supreme Court has held that when one employee discharges/performs same work as another employee, there cannot be any distinction between the two employees so far as the application of the pay scale to both of them is concerned. The Hon'ble Apex Court has further held that all the temporary employees who are performing similar work as the regular employees would be entitled to draw wages at the minimum of the pay scale (at the lowest grade, in the regular pay scale) extended to regular employees holding the same post. This relief would also have to be granted to all the petitioners as there is no dispute that their work is similar to the work of the regular drivers.

6. The fact that the petitioners in the above referred judgment were contractual employees is not disputed. We are, therefore, of the opinion that the issue involves in all these petitions is covered by view taken by this Court in its judgment dated 20.11.2019 in above referred writ petition. Accordingly, the following order is passed:-

a. The petitioners be paid wages at the minimum of the pay scale at the lowest grade, in the regular pay scale extended to the regular employees holding the same post with effect from the date of the petition."

5. In the said case, reliance is placed on the judgment of the Hon'ble Supreme Court in the case of State of Punjab & Ors Vs.

Jagjit Singh & Ors, (2017) 1 SCC 148. The Hon'ble Supreme Court has considered the issue of pay scale of different employees performing the same work, same post and held that even a temporary employee who are performing similar work as regular employees are entitled to draw wages at the minimum of the pay scale (at the lowest grade, in the regular pay scale). Thus, the Hon'ble High Court in the said Writ Petition has directed the Respondents to pay the salaries to the Petitioners at the minimum of the pay scale at the lowest grade in the regular pay scale extended to the regular employees holding the same post with effect from the date of the petition.

6. It is a settled law that persons who are working on the same post or similarly situated, the benefits to be extended and the same treatment is to be given to all, especially in service matters, this parity is required to be maintained. We are informed by the learned counsel for the applicants that pursuant to the order of the Hon'ble High Court in W.P 92250/2020, the Government has issued fresh G.R dated 8.2.2023 thereby fixing the lowest grade in the regular pay of Ambulance Driver as Rs. 19900/- and not Rs. 14900/-.

7. So far as application of G.R dated 22.2.2019 is concerned, the submissions of the learned Presenting Officer that the applicants were not paid as per that G.R as it is not applicable to the Ambulance Driver on contractual basis, but that is applicable only to Ambulance Drivers who are appointed by outsourcingl; are baseless. We are fully aware that there is no judicial review in the administrative / policy decision, unless if the decision is arbitrary and violative of Article 14 of the Constitution of India, then judicial indulgence is required. Learned Presenting Officer could not explain and satisfy us on the point that why the Ambulance

Drivers who are appointed on contractual basis are paid less than the Ambulance Drivers appointed by outsourcing when the work performed is the same. The Ambulance Drivers who are appointed by outsourcing are also for a particular period like the contractual appointees. They are also not coming through regular process of recruitment, but they are taken through Agency which is approved by the Government. The duties performed by Ambulance Drivers from outsourcing and the duties performed by Ambulance Drivers on contractual basis are the same. The only difference is that the outsourcing Ambulance Drivers are required to pay some amount of their salary to the Contractor. Thus, in other words the Agency works as a middleman between the Government and the public. Thus, it means that person is required to register his name with that Agency. Prima facie, it is violative of Articles 14 & 16 of the Constitution of India.

8. In view of the above we pass the following order and grant interim relief as follows:-

> "(a) The Respondents shall pay to the applicants as per G.R dated 22.2.2019, Rs. 14900/- from 22.2.2019 till September 2020 and as per G.R dated 8.2.2023, Rs. 19900/- from September 2020 till date and thereafter.
>
> (b) The said payment should be paid to the applicants by 28.7.2023.

9. S.O to 1.8.2023.

Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

Place : Mumbai
Date : 27.06.2023
Dictation taken by : A.K. Nair.

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

Date : 27.06.2023

O.A.No.89/2016

S.S. Rakh ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.

2. Applicant seeks direction to be given to Respondents to fix the pay of the Applicant notionally on the promoted post of Senior Clerk with arrears of pay w.e.f. 12.07.2006 when the roster point of the category of N.T.(D) was fallen vacant and to promote the Applicant on the post of Senior Clerk with all consequential benefits.

3. Learned Advocate relies on the roster referred. He states that the D.P.C. was held on 09.06.2006. Learned Advocate further states that though roster point of N.T. (D) was shown vacant, but Applicant was not considered for promotion in NT(D) category. Applicant submitted representations dated 05.03.2008, 25.02.2010 before Respondent No.3 wherein he pointed out that he is required to be promoted in NT (D) category. Thereafter, he made various representations to the concerned authority. Without considering the representations of the Applicant, the Respondent promoted other employees in June 2009 on the basis of DPC held on 09.06.2008.

4. Learned P.O. seeks time to file reply on the point of roster.

5. Adjourned to 03.07.2023.

Sd/- Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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
	27.06.2023 **M.A 410/2023 in O.A 717/2023** Shri U.L Gadge & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents 1. Heard Shri S.S Dere, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents. 2. Misc Application to sue jointly is allowed, subject to payment of court fees if not already paid. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

27.06.2023

O.A 717/2023

Shri U.L Gadge & Ors ... Applicants

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.S Dere, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Issue notice before admission returnable on 30.6.2023.

3. 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.

4. 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.

5. 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.

6. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

7. S.O to 30.6.2023.

Sd/-

/

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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
	27.06.2023 **M.A 411/2023 in O.A 718/2023** Shri B.A Pawar & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents 1. Heard Shri S.S Dere, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents. 2. Misc Application to sue jointly is allowed, subject to payment of court fees if not already paid. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

27.06.2023

O.A 718/2023

Shri B.A Pawar & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.S Dere, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.

2. Issue notice before admission returnable on 30.6.2023.

3. 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.

4. 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.

5. 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.

6. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

7. S.O to 30.6.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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
	27.06.2023 **M.A 413/2023 in O.A 725/2023** Shri S.S Sendre ... Applicants Vs. The State of Maharashtra & Ors ... Respondents 1. Heard Shri R.G Nirmal, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents. 2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** Akn

(G.C.P.) J 2737 (50,000—4-2019)

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

O.A. No.487 of 2023

S.S. Rajadhyaksha ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Admit.

3. S.O. to 18.7.2023 for final hearing.

Sd/-

(Medha Gadgil)
Member (A)
27.6.2023

(sgj)

[P.T.O.

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

O.A.No.531/2023

Dr. S.D. Suryawanshi ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents and Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for Respondent No.2.

2. Learned P.O. has submitted that the Applicant is given posting order on the post of Assistant Director (Medical), Kolhapur Circle, Kolhapur.

3. Pursuant to order dated 26.06.2023 learned P.O. has submitted that the Principal Secretary, Public Health Department has requested to exempt him from personal appearance.

4. In order dated 26.06.2023 the Tribunal has specially mentioned in paragraph 3 as follows :

> "3. The Principal Secretary, Public Health Department is hereby directed to remain present tomorrow i.e. 27.06.2023 at 2.30 p.m. to answer why the Applicant is not given posting for nearly ten and a half months."

5. Today the Principal Secretary is not present, may be due to heavy work load which is acceptable. However, it was necessary on the part of the Principal Secretary to submit in writing the reasons as to why Applicant's posting order was not issued for ten and a half months.

6. Additional Chief Secretary is hereby required to file affidavit answering the following query :-

> The Government is going to treat the 'no posting period' of the Applicant as 'compulsory waiting period' as per Rule 9(f)(i) of the Maharashtra Civil Services (General Conditions of Services) Rules, 1981, what criteria are applied and reasons given for such a long waiting period of ten and a half months.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	7. It is made clear that none of the officers present on behalf of the Public Health Department could answer the query of the Tribunal that why there is delay of ten and a half months and therefore I am constrained to ask the Additional Chief Secretary, Public Health Department to remain present. Now he is to file affidavit. Respondents are directed to pay the Applicant salary of total eleven months with an interest of 18% on or before 05.07.2023 without excuse. 8. Adjourned to 28.06.2023 at 2.30 p.m. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** prk

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.400 of 2017

V.B. Ghogare & Ors., ...Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri V.B. Ghogare & Ors., learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Shri G.A. Bandiwadekar, learned Advocate for the Respondent Nos. 5,6,7,9 to 13,15,16.

2. Learned Advocate for the Applicant sought adjournment stating that after long gap matter is listed for Final Hearing and in the mean time it was in board section.

3. The perusal of record also reveals that matter was listed before Bench after long time.

4. S.O. to 12.07.2023.

Sd/-

(Debashish Chakrabarty)
Member (A)

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.349 of 2017

K.V. Patil **.....Applicant**

Versus

The State of Maharashtra & Ors. **.....Respondents.**

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

2. Learned Advocate for the Applicant sought adjournment on the ground that after long gap matter is first time listed for Final Hearing and in the mean time it was in the office.

3. S.O. 11.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) **(A.P. Kurhekar)**
Member (A) **Member (J)**

NMN

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

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

27.06.2023

O.A 520/2023

Shri R.B Kale ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.P Hake Patil, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Issue notice before admission returnable on 18.7.2023.

3. 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.

4. 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.

5. 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.

6. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

7. S.O to 18.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

O.A.No.134/2016

S.M. Padule & Ors. ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate relies of Rule 16 of the Bombay Police Act and affidavit filed at page 132 & 133.

3. At the request of learned P.O. adjourned to 03.07.2023.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 753/2019

Shri B.V Lamkhade & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri V.H Shekdar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned C.P.O states that they be allowed to file affidavit in reply. Permission granted.

3. S.O to 18.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

27.06.2023

M.A 386/2023 in O.A 669/2023

Shri S.V Dudhabhate & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Misc Application to sue jointly is allowed, subject to payment of court fees, if not already paid.

Sd/-
(Medha Gadgil)
Member (A)

Sd/-
(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 669/2023

Shri S.V Dudhabhate & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri U.V Bhosle, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Issue notice before admission returnable on 11.7.2023.

3. 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.

4. 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.

5. 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.

6. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

7. S.O to 11.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

M.A.No.226/2022 in O.A.No.354/2020

State of Maharashtra ....Applicant (Org. Respd.)
Vs.
S.S. Misal & Ors.. ....Respondents. (Org. Applic)
(K.R. Gupta & Ors.)

1. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Applicants (Org. Respondents) and Mr. K.R. Jagdale, learned Advocate for the Respondents (Org. Applicants). Mr. J.J.. Carlos, Sr. Counsel for Respondent no.5 and Mr. Talkure, learned Advocate for the Respondents are absent.

2. At the request of learned P.O. Ms. K.S. Gaikwad adjourned to 06.07.2023. Interim relief, if any, to be continued till next date. HOB

Sd/- Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

M.A.No.417/2023 in O.A.No.731/2023

K.B. Chandel & Ors.s ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

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

2. This is an application for leave to suc jointly.

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

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

5. M.A. is allowed.

Sd/-

(Medha Gadgil)
Member (A)

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

Date : 27.06.2023

R.A.No.6/2023 in O.A.No.187/2021

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

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

2. 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 14.07.2023.

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 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.

8. Adjourned to 14.07.2023.

Sd/- Sd/-

(Medha Gadgil)
Member (A)

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 684/2023

Ms M.D Mohite ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicant has challenged the impugned order dated 2.6.2023.

3. Issue notice before admission returnable on 4.7.2023.

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 **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

8. S.O to 4.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019)

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

27.06.2023

O.A 699/2023

Shri Yogesh A. Ahire & Ors ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. The applicants challenge the final seniority list of the cadre of Civil Engineering Assistants between 1.1.1989 to 31.12.2018.

3. Issue notice before admission returnable on 25.7.2023.

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 **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

8. S.O to 25.7.2023.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

[*P.T.O.*

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

O.A.No.731/2023

K.B. Chandel & Ors. ....Applicants
Vs.
The State of Maharashtra & Ors. ....Respondents.

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

2. Applicants aspiring for the post of Deputy Education Officer in MES Group-B, (Administrative Branch) have applied through the channel of MES. All the applicants have secured marks above cut-off. Applicants were not allowed to participate in the interviews because they were not having the requisite experience of five years.

3. Learned Advocate has submitted that as per the advertisement dated 17.05.2017 experience of 5 years was expected for the feeder cadre to the post of Deputy Education Officer, but by enforcement of new Recruitment Rules dated 28.12.2022 the requisite experience for the feeder cadre in MES to the post of Deputy Education Officer is of 3 years. Therefore learned Advocate has submitted that the old Rules are not in existence though they are being applicable.

4. Learned P.O. has submitted that in view that the advertisement process was started in the year 2017 hence it is governed by the Rules of 2016, therefore 5 years experience is mentioned as per Rules. Learned P.O. seeks time to file reply.

5. Issue notice before admission returnable on 11.07.2023.

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

6. Applicants are authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

8. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

10. Adjourned to 11.07.2023. No interim relief can be granted at this stage.

Sd/-

(Medha Gadgil)
Member (A)

Sd/-

(Mridula Bhatkar, J.)
Chairperson

prk

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 703/2023 with Caveat No. 29/2023

Dr M.B Yadav ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Ms Poonam Bodke Patil, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. Learned counsel for the applicant seeks permission to withdraw the Original Application.

3. Permission granted.

4. Original Application stands disposed of as withdrawn.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

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

27.06.2023

O.A 711/2021

Shri B.R Khanderao ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. The applicant challenges the impugned order dated 12.12.2011, 4.4.2014 and 3.11.2022 passed by Respondent no. 2, dismissing the appeal and revision application of the applicant, confirming stoppage of two increments permanently and the applicant be granted all consequential benefits.

3. Issue notice before admission returnable on 25.7.2023.

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 **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

8. S.O to 25.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 719/2023

R.K Salunke ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Learned P.O seeks time to file affidavit in reply.

3. S.L.O-11, Solapur is to be kept vacant till the next date.

4. S.O to 12.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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
	27.06.2023

O.A 720/2023

Shri L.V Aygole ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. Learned counsel for the applicant submits that she wants to withdraw the Original Application.

3. Permission granted.

4. Original Application stands disposed of as withdrawn.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

[Spl.- MAT-F-2 E.

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

27.06.2023

O.A 701/2023

Shri N.D Jodh ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Learned Presenting Officer for the Respondents seek time to file reply.

3. Status to be maintained till the next date.

4. S.O to 17.7.2023.

Sd/-

/

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017)

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	**27.06.2023** **Tribunal's orders** **O.A 697/2021 with Caveat No. 21/2023**

Dr Rajendra R. Tryambake ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Ms Poonam Bodke Patil, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Learned P.O files affidavit in reply today. Same is taken on record.

3. Learned counsel for the applicant is directed to file affidavit in rejoinder.

4. S.O to 3.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 730/2023 with Caveat Np. 21/2023

Dr Ragini M. Gangurde ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Ms Poonam Bodke Patil, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. The applicant who is a Medical Officer, challenges the impugned transfer order dated 9.6.2023 transferring him from Health Sub Centre, Girname, Nandgaonsado, Tal-Igatpuri, Nasik to Public Health Centre, Warkhede, Dindori, Dist-Nasik. The distance between the two places is 80 kms. The applicant has given 5 preference and applicant is not given any of the preference posting.

3. Learned counsel for the applicant submitted that the transfer order is violative of G.R dated 15.5.2017 and 6.8.2002, as the applicant has crossed 50 years and the posting is in tribal area. Learned counsel further submitted that in O.A 697/2023 the officer similarly situated is given the protection by this Tribunal.

4. Learned P.O submits that out of 10 persons only 5 preferences are given and the transfer is within the same District.

5. The implementation and execution of the impugned transfer order 9.6.2023 is stayed and the applicant should not be relieved from his present posting.

6. S.O to 5.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

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

27.06.2023

O.A 725/2023

Shri S.S Sendre ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.G Nirmal, learned advocate for the applicants and Shri A.J Chougule, learned P.O for the Respondents.

2. All the applicants working as Lower Grade Stenographer in Good and Service Tax Department, Mumbai, prays that Respondents no 2 & 3 be directed to decide the application submitted by the applicants in respect of transfer and thereafter the applicants be transferred from Mumbai to Aurangabad or Nanded.

3. Learned P.O seeks time to take instructions in the matter. In the meantime, the Respondents are directed to decide the application filed by the applicants.

4. Issue notice before admission returnable on 11.7.2023.

5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

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

7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption **'for Dismissal'** and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."

9. S.O to 11.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

27.06.2023

O.A 550/2023 with Caveat No. 24/2023

Dr S.D Kulkarni ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Ms Poonam Bodke Patil, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.

2. Learned counsel for the applicant submit that the applicant is earlier getting pay scale as per S-23 Rs. 67700-208700 and he is transferred in the pay scale as per S-16 Rs. 44900-142400/-.

3. Learned P.O is directed to file affidavit in reply stating therein the present pay scale of the applicant.

4. S.O to 3.7.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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
	27.06.2023 **O.A 615/2023** D.G Pilankar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents 1. None present for the applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents. 2. Learned P.O states that affidavit in reply is already filed. 3. S.O to 3.7.2023. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** Akn

(G.C.P.) J 2959 (A) (50,000—3-2017) [Spl.- MAT-F-2 E.

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
	27.06.2023 **O.A 102/2023** Dr P.R Dharmadhikari. ... Applicant Vs. The State of Maharashtra & Ors ... Respondents 1. Heard Shri S.B Gaikwad, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents. 2. The applicant challenges the order dated 10.8.2020, transferring the applicant from the office of Regional Joint Commissioner, Pune to Talukar Mini Polyclinic, Shirur, Dist-Pune 3. Learned P.O submits that reply is already filed. 4. S.O to 18.7.2022. Sd/- **(Mridula Bhatkar, J.)** **Chairperson** Akn

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

27.06.2023

O.A 723/2023

Shri Anil M. Deokar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant, Shri A.J Chougule, learned P.O for the Respondents no. 1, 2 & 3 and Shri U.V Bhosle, learned counsel for Respondent no. 4.

2. The applicant challenges the impugned transfer order dated 21.6.2023 passed by Respondent no. 2, transferring the applicant from the post of Assistant Registrar, Cooperative Societies, F/S Ward, Mumbai-1 to the post of Assistant Registrar, Cooperative Societies, Devala, Dist-Nasik and Respondent no. 4 is posted in his place.

3. Learned counsel for the applicant challenges the impugned order on the following grounds:-

(i) It is a mid-tenure transfer as the applicant had taken charge on 20.12.2021 and he is transferred by order dated 21.6.2023.

(ii) The applicant's case was not placed before the Civil Services Board.

(iii) There is no approval of the competent authority, i.e, Hon'ble Chief Minister.

(iv) It is contrary to Section 4(4)(ii) and 4(5) of the ROT Act.

(v) It is in violation of Circular dated 11.2.2015.

4. Learned counsel for the applicant further submitted that the applicant had earlier filed O.A 724/2021 challenging the transfer order dated 1.9.2021, as the applicant was kept without posting for four months. The said Original Application was finally disposed of on 21.12.2021. The Respondent-State has erroneously clubbed the period of earlier transfer and issued the present impugned order of transfer. Learned counsel for the applicant further submitted that some Society Election is declared and so he needs to be at the place of his present posting as Assistant Registrar, Cooperative Societies, F/S Ward, Mumbai-1.

5. Learned P.O seeks time to take instructions on the point whether the case of the applicant was placed before the Civil Services Board and whether the approval of the competent authority was taken.

6. S.O to 28.6.2023.

Sd/-

(Mridula Bhatkar, J.)
Chairperson

Akn

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.795 of 2022

B.B.Thite .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent. It is taken on record.

3. S.O. to 25.07.2023 for Final Hearing.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

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

Date: 27.06.2023

O.A. No.937 of 2017 with O.A. No.295 of 2020

A.H. Gawale & Ors.
A.G. Shinde .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Shri Dr. Gunratan Sadavarte /Jayshri Patil, learned Advocate for the Applicant in O.A. No.937/17 is absent. Shri D.B. Khaire, learned Advocate for the Applicant in O.A. No.295/2020 is present and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is also present.

2. Perusal of record reveals that these two O.As are to be heard together since there is common issue of regularization in services.

3. Shri D.B. Khaire, learned Advocate for the Applicant in O.A. No.295/2020 has submitted that Advocate Shri Dr. Gunratan Sadavarte could not appear in view of the decision of Bar Counsel of Maharashtra & Goa prohibiting practice for two years and now issue is pending before Hon'ble High Court in the Writ Petition filed by Advocate Shri Dr. Gunratan Sadavarte.

4. Since, Advocate Shri Dr. Gunratan Sadavarte could not appear as counsel it is necessary to issue notices to the Applicants in O.A. No.937/2017 for remaining present and to make some other arrangement as they desire.

5. Office is directed to issue notice in O.A. No.937/2017 to remain present for hearing.

6. S.O. to 25.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

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

Date: 27.06.2023

O.A. No.427 of 2022

N.G. Khatake .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri P.S. Bhavake, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents. Applicant in person is also present.

2. In present O.A. the Applicant has challenged the order dated 25.04.2022 issued by Respondent No.2 – The Superintendent of Police, Sangli dismissing him from service in view of conviction for the offence u/s.354, 354(A)(1) and 452 of I.P.C. by learned J.M.F.C., Sangli by order dated 11.10.2021. After conviction he was given Show Cause Notice as to why he should not be dismissed from service to which he submitted Reply. All that in Reply he stated to stay the proceeding till the decision of criminal appeal file against conviction. However, Respondent No.2 did not accept the contention and dismissed the Applicant from services invoking Rule 3 of Maharashtra Police (Punishments and Appeals) Rules, 1956.

3. When the matter is taken up for hearing, Tribunal raised question to the learned Advocate for the Applicant as to how O.A. is maintainable since conviction is in operation and there is no stay to the conviction by Appellate Court.

4. At this juncture, learned Advocate for the Applicant sought permission to withdraw O.A. with liberty to take legal recourse after decision of appeal and is acquitted from the charges.

5. Allowed to withdraw as prayed for with no order as to costs.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

R.A. No.5 of 2023 in O.A. No.834 of 2019

The State of Maharashtra & Ors. ..Applicants

Vs.

S.P. Patil ..Respondent

Heard Ms. Sonali Humane holding for Ms. Ranjana Todankar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant submits that this is a Review Application in which review is sought of the order dated 30.9.2022 passed by Shri A.P. Kurhekar, Hon'ble Member (A) of this Tribunal in the above OA. Ld. Advocate therefore submits that the review application may be placed before the same Bench.

3. Hence, Registry is directed to place the above review application before the appropriate Bench.

Sd/-

(Medha Gadgil)
Member (A)
27.6.2023

(sgj)

[P.T.O.

(G.C.P.) J 2737 (50,000—4-2019) |Spl.- MAT-F-2 E.

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

M.A. No.375 of 2023 in O.A. No.479 of 2023

A.D. Jadhav & 13 Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri S.V. Waghmare, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. By this MA the applicants prays that interim relief be granted to the applicants as they do not belong to either EWS or SEBC.

3. Ld. Advocate for the applicants submits that this Tribunal has set aside the GR dated 23.12.2020 by its judgment and order dated 2.2.2023 passed in OAs No.814, 280 & 281 of 2022 (Gajanan S. Chavan & Ors. Vs. The State of Maharashtra & Ors.) and these applicants are to be appointed in general category.

4. Ld. Advocate for the applicants submits that the Hon'ble High Court has granted status quo to our order dated 2.2.2023. Therefore we cannot pass any order on MA for interim relief. The proper forum is Hon'ble High Court. MA disposed off accordingly.

Sd/-

Sd/-

(Medha Gadgil) Member (A) 27.6.2023

(Mridula Bhatkar, J.) Chairperson 27.6.2023

(sgj)

[P.T.O.

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date : 27.06.2023

O.A.No.135/2020

J.R. Choudhary ....Applicant
Vs.
The State of Maharashtra & Ors. ....Respondents.

1. Heard Applicant in person and Mr. Archana B.K., learned Presenting Officer for the Respondents.

2. Applicant has submitted written application dated 27.06.2023 seeking adjournment. Taken on record and marked as Exhibit-A.

3. In view of above, adjourned to 25.08.2023.

Sd/- Sd/-

(Medha Gadgil) Member (A) **(Mridula Bhatkar, J.) Chairperson**

prk

(G.C.P.) J 2737 (50,000—4-2019) [Spl.- MAT-F-2 E.

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

O.A. No.570 of 2017

B.G. Kingare & 20 Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicants, Shri D.B. Khaire, Special Counsel with Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 5 and Shri K.R. Jagdale, learned Advocate for Respondents No.6 and 6-A.

2. Ld. Advocate for the applicants is directed to submit a chart along with appointment orders of all the applicants and also appointment orders of 6 persons against whom parity is prayed.

3. Shri D.B. Khaire, Special Counsel submits that he will give a chart showing how many persons were paid compensation while closing down State Institute of Educational Technology (SIET) in the year 2017 under Section 25FFA of the Industrial Disputes Act, 1947. Whether the applicants have been paid compensation or not.

4. S.O. to 4.7.2023. Part heard.

Sd/- Sd/-

(Medha Gadgil) (Mridula Bhatkar, J.)
Member (A) Chairperson
27.6.2023 27.6.2023

(sgj)

[P.T.O.

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.1198 of 2022

G.M. Chaudhari .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri G.B. Solanke, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.3 & 4. It is taken on record. No separate Reply is filed on behalf of Respondent Nos.1 & 2.

3. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.

4. S.O. to 11.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.1024 of 2022 with O.A. No.763 of 2022 with O.A. No.1053 of 2022 with C.A. No.08 of 2021 in O.A. No.848 of 2018

Y.A. Ahire & Ors.,
R.L. Patil & Ors.,
M.L. Pawar
R.S. Salunkhe & Ors. .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant in O.A. No.1024/2022 & 1053/2022, Shri M.D. Lonkar, learned Advocate for the Applicant in O.A. No.763/2022 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. None for the Applicant in C.A. No.08/2021.

2. Today learned C.P.O. has filed Affidavit-in-Reply in O.A. No.763/22 and O.A. No.1053/22 on behalf of Respondent. It is taken on record.

3. On request of learned C.P.O. two weeks time is granted to file Affidavit-in-Reply in O.A.36/21 (A'bad) & O.A.1024/22.

4. S.O. to 11.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) Member (A) **(A.P. Kurhekar) Member (J)**

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.977 of 2022

S.R. Kadam .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri S.R. Deshpande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. On request of learned C.P.O. last chance is granted to file Affidavit-in-Reply till 03.07.2023, no further time will be granted.

3. S.O. to 03.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.165 of 2017

S.B. Patil .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate for the Respondent Nos.1 to 3 are present.

2. On request of learned Advocate for the Applicant two weeks time is granted as last chance for Final Hearing.

3. S.O. 12.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.15 of 2017

N.G. Bhoite .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri Govind Solanke, learned Advocate holding for Shri L.S. Deshmukh, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant states that he has instruction to withdraw the O.A.

3. Allowed to withdraw O.A.

4. In view of above, O.A. is disposed with no order as to costs.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

M.A. No.416 of 2023 in O.A. No.04 of 2018

The State of Maharashtra & Ors. (Org. Resps.)....Appl.
Versus
S.M. Jadhav (Org. Appl.) .....Resps.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Applicants (Org. Respondents) and Shri C.T. Chandratre, learned Advocate along with Shri G.A. Bandiwadekar, learned Advocate for the Respondent (Org. Applicant). Shri S.S. Dere, learned Advocate for the Respondent Nos.4 to 79 is absent.

2. This M.A. is filed for extension of time to comply the order passed by the Tribunal on 22.02.2023 whereby Respondents No.2 was directed to published fresh result of Departmental examination of 2013 with necessary details within three months from date of order.

3. The period of three months expired on 22.05.2023. However, this M.A. is filed on 22.06.2023 i.e. after expiration of one month time given by the Tribunal. M.A. for extension of time ought to have been filed before expiration of time given by the Tribunal. No M.A. is filed for condonation of delay. Thus apparently Respondents are not serious about the compliance of the direction.

4. In view of above, we are not inclined to grant further time. M.A. is accordingly dismissed.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

C.A. No.52 of 2023 in O.A. No.964 of 2022

D.D. Shirsat .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. submits that Writ Petition challenging order passed by the Tribunal is already heard and matter is closed for order. He therefore requested for two weeks time to take further steps.

3. S.O. to 11.07.2023.

Sd/-
(Debashish Chakrabarty)
Member (A)

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

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

C.A. No.31 of 2023 in O.A. No.478 of 2022

U.N. Funde .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned P.O. has tendered letter of the Applicant wherein he has stated that he has received entire amount due and further stated for disposal of contempt proceeding.

3. Letter is taken on record and marked as letter 'X' for identification.

4. Indeed, in letter itself there is reference that amount of Rs.12,00,000/- (Rupees Twelve Lakhs Only) towards pay and allowance from June 2019 to May 2021 is not paid. Thus, since this amount is still not paid, contempt proceeding cannot be disposed of as pointed out by learned Advocate for the Applicant.

5. Two weeks time is granted to the Contemnor to comply the remaining part of the order i.e. pay and allowances from June 2019 to May 2021.

6. S.O. to 12.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN

(G.C.P.) J 2959(B) (50,000—3-2017) [Spl.- MAT-F-2 E.

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

Date: 27.06.2023

O.A. No.877 of 2017

S.P. Singh .....Applicant
Versus
The State of Maharashtra & Ors. .....Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant and learned P.O. both sought adjournment on the ground that they have to go through record to make submission. O.A. is of 2017 and needs to be decided at the earliest.

3. On request one week time is granted for Final Hearing.

4. S.O. to 04.07.2023.

Sd/- Sd/-

(Debashish Chakrabarty) (A.P. Kurhekar)
Member (A) Member (J)

NMN