

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 27.07.2022</b></p> <p><b>M.A. No.28 of 2022 in O.A. No.1042 of 2021</b></p> <p><b>N.L. Paithankar, .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. This is a M.A. for condonation of delay stating that there is a delay of four months and eight days caused in filing O.A. wherein challenge is to the order dated 07.01.2018 passed by appellate authority confirming the punishment imposed by disciplinary authority. The Applicant contends that he was communicated the order of punishment dated 07.01.2018 by letter dated 28.01.2019 and it is on 28.01.2019 he received the knowledge of the order of appellate authority. The Applicant has also produced copy of letter dated 28.01.2019 issued by Respondent No.2 – The Commissioner, G.S.T., Mumbai. As such, the limitation has to be counted from 28.01.2019 and O.A. was to be filed on or before 28.01.2020. However, O.A. is filed on 21.12.2021 <i>inter-alia</i> contending that due to COVID-19 Pandemic situation O.A. could not be filed within the period of limitation.</p> <p>3. Learned Advocate for the Applicant has also tendered order of Hon'ble Supreme Court dated 10.01.2022 whereby Hon'ble Supreme Court ordered that were limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 01.03.2022. Whereas, in the present case O.A. is filed on 21.12.2021 therefore delay caused in filing O.A. deserved to be condoned.</p> <p>4. Accordingly, M.A. No.28/2022 is allowed with no order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b>  <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 27.07.2022</p> <p align="center">O.A. No.1042 of 2021</p> <p>N.L. Paithankar, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, 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 to O.A.</p> <p>3. S.O. to 12.08.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.07.2022</p> <p align="center">O.A.No.337 of 2022</p> <p>Deepak Pande <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri Siddharth Shitole holding for Ms Akanksha Helaskar, learned Counsel for Respondent No.4.</li> <li>2. Today, learned Counsel for the Applicant has filed Rejoinder. It is taken on record.</li> <li>3. The matter is adjourned for final hearing.</li> <li>4. S.O. to 17.08.2022.</li> </ol> <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 : 27.07.2022</p> <p>M. A. No. 434 of 2022 in O.A.No.337 of 2022</p> <p>Deepak Pande .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondents and Shri Siddharth Shitole holding for Ms Akanksha Helaskar, learned Counsel for Respondent No.4.</p> <p>2. This M.A. is filed for condonation of delay of one month and ten days caused in filing O.A. which is for direction to Respondents to release retiral benefits.</p> <p>3. The Applicant stands retired on 31.03.2019 as Associate Professor. However, his retiral benefits are not paid and, therefore, he has filed the present O.A. on 11.04.2022</p> <p>4. As stated above, the Applicant stands retired on 31.03.2019 and O.A. ought to have been filed before 31.03.2020. However, there was Covid-19 Pandemic situation and lockdown. It be noted that as per order of the Hon'ble Supreme Court in <i>Suo-Motu</i> W.P.No.03/2020 dated 10.01.2022, in cases where limitation would have expired during the period between 15.03.2020 to 28.02.2022 notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 01.03.2022.</p> <p>6. The present O.A. is filed on 11.04.2022. Thus, there is delay of around one month and some days. The O.A. is for retirement benefits, therefore, in the interest of justice, the delay is condoned.</p> <p>7. Misc. Application is accordingly allowed with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.92 of 2020 with O.A.No.93 of 2020 with O.A.No.94 of 2020</b></p> <p>Dr. D.R. Mane &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicants. Heard Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Adjourned to 29.07.2022. To be shown under the caption of 'Supplementary Board'</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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of 20

DISTRICT

..... Applicant/s


(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.104 of 2021</b></p> <p>A.G. Arekar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submits that the Applicant has received all the service benefits, hence, the cause of action no longer remains.</p> <p>3. Hence, Applicant prays to withdraw the O.A.</p> <p>4. In view of above, O.A. is disposed of as withdrawn.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/-  (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No.

of 20

DISTRICT

..... Applicant/s

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*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.332 of 2022</b></p> <p>Dr. S.B. Ghogare .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O. adjourned to 10.08.2022 for filing affidavit-in-reply. Interim relief, if any, to be continued till next date.</p> <p align="center">Sd/- (Medha Gadgil) Member(A) prk</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.75 of 2020</b></p> <p>Dr. D.R. Jadhav .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicant seeks extension of age from 58 to 60 years as per G.R. dated 03.09.2015 issued by the Public Health Department. However it is seen that the Date of Birth of the Applicant is 27.01.1962. Hence, he has already reached the age of 60 years and the matter becomes infructuous.</p> <p>3. Matter is adjourned to 28.07.2022. To be shown under the caption of 'For Dismissal'.</p> <p>Sd/- _____ <b>(Medha Gadgil)</b> <b>Member(A)</b></p> <p>Sd/- _____ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p> <p>prk</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.699 of 2017</b></p> <p>A.B. Kalyankar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. None for the Applicant. Heard Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this matter the Applicants working as Assistant Teachers in the schools in the Private Institutions with qualification of Graduation and B.Ed. aspiring to the post of Deputy Education Officer and the teachers working in Private aided school are strictly directed not to apply for the Limited Departmental Examination vide Govt. circular dated 17.05.2017. As per Clause 3.1 of the Circular dated 17.05.2017 the Tribunal by order dated 07.08.2017 directed that the names of applicants, except Applicant No.2 be deleted as the cause of action ceases to exist with regard to them. However, this order of deletion is not implemented till date. Learned Advocate was put to notice that if the O.A. is required to be contested he would be saddled with costs of Rs.50,000/- and was directed to deposit Rs.25,000/- if he is required to contest. Thereafter the matter is pending.</p> <p>3. Matter adjourned to 28.07.2022. To be shown under the caption of 'For Dismissal'.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.409 of 2018</b></p> <p>M.M. Patil &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Matter adjourned to 12.09.2022 along with connected O.A.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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DISTRICT

..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.540 of 2022</b></p> <p>V.B. Patil .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On instructions from the Applicant who is present in the Tribunal, learned Advocate submits that he would like to withdraw the O.A..</p> <p>3. Allowed to withdraw. O.A. disposed of as withdrawn</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A) prk</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</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 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.715 of 2022</u></p> <p>A.A. Munde ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.R. Nagare, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant prays for direction to the respondent no.1 to allow the applicant to fill up his form for the Main Examination as per advertisement dated 13.7.2022.</p> <p>3. Ld. Advocate for the applicant points out condition no.6.5.4 of eligibility in advertisement dated 13.7.2022. As per this condition a candidate should have passed the degree examination till the last date of filling up the form. Ld. Advocate submits that applicant has filled in the form for 8<sup>th</sup> Semester of B.E. (Civil) Examination in April-May, 2022 from Dr. Babasaheb Ambedkar Marathwada University, Aurangabad and appeared for the examination which was conducted from 13<sup>th</sup> to 20<sup>th</sup> July, 2022. The results are awaited. He submits that Main Examination of MPSC will be held on 29.10.2022 and the last date for filling up the form is 29.7.2022. Ld. Advocate submits that applicant also holds the degree in B.E. (Mechanical). But however, in order to qualify for the post of Assistant Civil Engineer, Grade-I, which is in the impugned advertisement, the applicant is appearing for B.E. (Civil) Examination. Ld. Advocate for the applicant prays that delay caused due to COVID-19 condition may be considered.</p> <p>4. Ld. CPO opposes this OA and states that condition in the preliminary examination was also that he should have cleared the Degree Examination. However, he was allowed to appear for the same.</p> <p align="right"></p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. It is seen that degree examination was held on 20.7.2022 and as such he does not fulfill condition no.6.5.4 of the impugned advertisement.</p> <p>6. In view of the above, the relief claimed by the applicant for direction to the respondent no.1 to allow the applicant to fill up his form for the Main Examination as per advertisement dated 13.7.2022, cannot be granted. OA is dismissed at the stage of admission itself.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/- <u>2</u></span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">/ (Mridula Bhatkar, J.)</span></p> <p style="text-align: center;">Member (A) <span style="float: right;">Chairperson</span></p> <p style="text-align: center;">27.7.2022 <span style="float: right;">27.7.2022</span></p> <p>(sgl)</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
	<u>O.A. No.700 of 2022</u>
	R.R. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents
	<p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Presenting Officer for the Respondents.</p> <p>2. This matter regarding promotion based on the judgment of the Hon'ble Supreme Court in the case of <b>Union of India &amp; Ors. Vs. K.V. Jankiraman &amp; Ors. 1991 AIR 2010 : 1991 SCR (3) 790</b> will be heard along with OA.214/2020 with MA.465/2021, OA.603/2021 with MA.239/2022, OA.24/2022, OA.1043/2021, OA.613/2019 with MA.189/2022, OA.1048/2015, 237/2022 &amp; OA.107/2021.</p> <p>3. All the parties in the above matters are directed to take necessary steps to complete the pleadings.</p> <p>4. S.O. to 3.8.2022.</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. Issue notice before admission in OA.700/2022 returnable on 3.8.2022. The respondents are directed to file reply.</p> <p>7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. 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>8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,</p>



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	<p><b><u>27.07.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 297/2015</u></b></p> <p>U.N Yadav &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. In this matter of Pay Fixation as prayed by the applicants, who are Craft Instructors and fall in the cadre of Teachers, we have raised following queries:-</p> <p>(a) Whether Rule 11 of the Maharashtra Civil Services (Pay) Rules, 1981 is applicable to the Teachers-Craft Instructors for the purpose of Pay Fixation?</p> <p>(b) Whether Rule 13 of the Notification dated 22.4.2009 is applicable to the Teachers, i.e. the present applicants?</p> <p>(c) While granting Time Bound Promotion, whether 3% increment is given to all the State Government employees?</p> <p>(d) After promotion, adding of 3% increment at the time of giving increment or pay fixation after promotion was for the first time introduced in which year by the State of Maharashtra?</p> <p>(e) Whether amount of 3% as mentioned in Rule 13 or as mentioned in clause no. 3.26.1 of the Hakeem Committee is not counted or added at the time of giving time bound promotion to State Government employees?</p> <p>(f) Whether the report of Hakeem Committee is not applicable to the Teachers in State of Maharashtra for their pay fixation, excluding time bound promotion.</p> <p>(g) Nothing is to be mentioned about G.R of 1986 by which the Teachers are given the benefits of pay fixation as per Two Tier and Three Tier.</p> <p>3. As we find that the assistance of Finance Department is very much required as the matter relates to Pay Fixation, we therefore, direct the learned counsel for the applicants to add Principal Secretary, Finance Department as Party Respondent no. 8 forthwith and copy of the Original Application be served on the added Respondent no. 8.</p> <p>4. S.O to 1.8.2022.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p style="text-align: center;">Akn</p>



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	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.559 of 2022</b></p> <p>R.V. Kharat &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Dr. G. Sadavarte, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>3. Issue notice before admission returnable on 07.09.2022.</p> <p>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.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> 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.</p> <p>8. Adjourned to 07.09.2022.</p> <p>Sd/-  Sd/- </p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.1065 of 2019</b></p> <p>J.D. Shirdkar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. N.Y. Chavan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Reply already filed. Admit. Adjourned to 07.09.2022 for final hearing.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>


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	<p align="center"><u>O.A. No.297 of 2017</u></p> <p>B.E. Tamhne &amp; 5 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents. Applicants and their Advocate are absent.</p> <p>2. Neither applicants nor their advocate are appearing for the last several occasions. It appears that applicants are not interested in pursuing the case. Hence, O.A. is dismissed for non prosecution.</p> <p align="center">Sd/- </p> <p align="center">Sd/-</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 27.7.2022 27.7.2022</p> <p>(sgj)</p>

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.659 of 2022</u></p> <p>R.N. Chore &amp; 3 Ors. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Ms. Savita Suryavanshi, learned Advocate for the Applicants, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents No.1 to 3, Shri S.B. Deore, learned Advocate for Respondents No.4 &amp; 5. None for Respondents No.6 &amp; 7.</p> <p>2. Ld. Advocate for the applicant states that she has challenged the eligibility of 21 candidates who are interviewed for the post of Deputy Education Officer. However, Ld. PO states that Ld. Advocate for the applicants has raised objections against 21 candidates but only four candidates i.e. respondents no.4 to 7 are made party respondents. We make it clear that this cannot be treated as in representative capacity and only four private respondents will be considered. As this is a matter of selection, we cannot treat this matter in a representative capacity under Order 1 Rule 8 of CPC.</p> <p>3. Ld. PO files affidavit in reply dated 26.7.2022 on behalf of respondent no.1 and the same is taken on record.</p> <p>4. S.O. to 3.8.2022.</p> <p align="center"> Sd/- _____ Sd/- _____  (Medha Gadgil) (Mridula Bhatkar, J.)  Member (A) Chairperson  27.7.2022 27.7.2022  (sgj) </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>CA No.7/2022 in OA No.574/2020</u></p> <p>Smt. Lalita D. Veer ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents and Ms. Advaita M. Lonkar, learned Advocate for Respondents No.1, 2 &amp; 3.</p> <p>2. Ld. Advocate for the applicant submits that the order dated 29.10.2020 passed in OA No.574/2020 and challenged in CA No.7 of 2022 is complied with. Hence, the CA No.7/2022 does not survive and may be disposed off.</p> <p>3. In view of the above, CA No.7/2022 is disposed off as it does not survive.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 27.7.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 27.7.2022</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>CA No.6/2022 in OA No.574/2020</u></p> <p>Smt. Lalita D. Veer ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for Respondents and Ms. Advaita M. Lonkar, learned Advocate for Respondents No.1 &amp; 2 and Ms. Rukaiya, learned Advocate for Respondents no.5 &amp; 6.</p> <p>2. Ms. Advaita M. Lonkar, Ld. Advocate states that reply on behalf of respondents no.1 and 2 will be filed during the course of the day and she seeks time to take instructions. She submits that there is unauthorized absence of 285 days approximately on the part of the applicant, which is to be condoned by the Government and final decision will be taken at the level of Commissioner and proposal is forwarded to the Government in the last week.</p> <p>3. S.O. to 10.8.2022.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p>             (Medha Gadgil)            Member (A)            27.7.2022            (sgj)         </div> <div style="text-align: center;"> <p>Sd/-</p>             (Mridula Bhatkar, J.)            Chairperson            27.7.2022         </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.510 of 2018</u></p> <p>P.S. Patil ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.R. Nagare, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant states that this matter is wrongly classified in the category of 'Dismissal'.</p> <p>3. Ld. Advocate submits that applicant is already appointed as Deputy Collector. Hence, the cause, of action does not survive.</p> <p>4. OA is disposed off as the cause of action does not survive.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 27.7.2022 27.7.2022</p> <p>(sgj)</p>

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

**Tribunal's orders**

M.A. No.409 of 2022 in O.A. No.671 of 2022

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

Heard Ms. Savita Suryavanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief 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 in MA for condonation of delay returnable on 7.9.2022. The respondents are directed to file reply.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of MA & OA. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
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 MA shall be placed on board before the concerned Bench under the caption "**For Dismissal**" and thereafter on the subsequent date the MA shall stand dismissed.

Sd/-

(Medha Gadgil)  
Member (A)  
27.7.2022

(sgj)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson  
27.7.2022



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

Tribunal's orders

**Date : 27.07.2022**

**O.A.No.95 of 2022**

P.P. Bharad .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. Bhushan A. Bandiwadekar,  
learned Advocate for the Applicant and Ms. K.S.  
Gaikwad, learned Presenting Officer for the  
Respondents.

2. At the request of learned P.O. by way of last  
chance Adjourned to 17.08.2022 for filing affidavit-  
in-reply.

Sd/-

(Medha Gadgil)  
Member(A)

prk

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders <b>Date : 27.07.2022</b>
	<p align="center"><b>O.A.No.377 of 2020 with O.A.No.48 of 2021</b></p> <p>A.K. Bhusare &amp; Ors. (O.A.377/2020) S.M. Joshi &amp; Ors. (O.A.48/2021) ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Dr. G. Sadavarte, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that 22 Applicants in O.A.No.377/2020 and 18 Applicants in O.A.No.48/2021 are the Nurses who were initially working on adhoc basis but they have also passed the examination. They are deprived of the benefits and hence they should be granted all consequential benefits at par with other colleagues.</p> <p>3. Adjourned to 24.08.2022 as last chance.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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

**Tribunal's orders**

**Date : 27.07.2022**

**O.A.No.309 of 2021**

S.B. Sawant & Ors. ....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Dr. G. Sadavarte, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate Mr. Sadavarte submits that these 250 Applicants are Class-IV of Medical Education Department. They all were regularized in 2015 pursuant to the order passed by Industrial Court. However they have approached the Tribunal in this matter by filing the O.A with prayer that they are to be given all service benefits including pensionary benefits.

3. Learned Advocate submits that similarly situated employees got all service benefits as per G.R. dated 29.07.2020 issued by the Government of Maharashtra, Health Education and Drug Department. He points that the Applicants No.13, 39, 58, 14, 118, 223 and 245 are regularized. Similarly Applicant Nos.103, 162, 163, 165, 71 and 203 are the legal representative of the employees who were regularized and these applicants are entitled for getting family pension.

4. Learned P.O. submits that the decision of these applicants is subject to their regularization which would be taken expeditiously within three months.

5. In view of the fact that the relief sought by the learned Advocate is not opposed by the Government, time can be granted.

6. Learned Advocate submits that he will furnish to learned P.O. the copy of G.R. dated 29.01.2020 along with the office order today only.

7. Learned P.O. wants time to verify position from the Department.

8. If the said G.R. dated 29.01.2020 and office order is found applicable to the present Applicants the State may apply the same relief to the present Applicants as well, without filing the affidavit-in-reply in the O.A. so that O.A. can be disposed of.

9. Hamdast. Adjourned to 10.08.2022.

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>27.07.2022</u></b></p> <p><b><u>O.A 715, 716, 717, 718, 719, 720 &amp; 730/2022</u></b></p> <p>A.A Munde H.G Sapkal G.A Deshmukh Y.C Girange S.A Bhagat G.S Hadbe A.P Khatal</p> <p style="text-align: right;">... Applicants</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra &amp; Ors      ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. The applicants are aggrieved by the orders dated 26.5.2022 and 7.7.2022 issued by the Respondent no. 1, 2 and Respondent no. 3 to hold the enquiry and the applicants be removed or dismissed from service.</p> <p>3. Learned P.O submits that in these matters the action of issuance of the notice to the applicants to terminate or dismiss the applicants from service was taken pursuant to the report of the Committee in the office of the Director, Directorate of Health Services, in view of the orders passed by the Lok Ayukta dated 11.1.2022.</p> <p>4. We direct the Respondents to file affidavit in reply giving all the details including placing the gist of the order of the Lok Ayukta.</p> <p>5. Till then no adverse action be taken against the applicant for a period of two weeks till filing of the affidavit in reply.</p> <p>6. S.O to 10.8.2022. Hamdast.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p>(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member (A) <span style="float: right;">Chairperson</span></p> <p style="text-align: center;">Akn</p> <p style="text-align: right;">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>27.07.2022</u></b></p> <p><b><u>M.A 405/2022 in O.A 458/2022</u></b></p> <p>Mr Pravin R. Chavan &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri Rahul V. Shinde, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O states that copy of the Original Application as well as Misc Application is not served on the Respondent no. 1.</p> <p>3. Learned counsel for the applicant states that copy of the O.A and M.A is served on all the Respondents except Respondent no. 1. Today the copy of the Original Application &amp; M.A is served on the Respondent no. 1.</p> <p>4. Affidavit in reply is not filed by the Respondents till today for want of instructions.</p> <p>5. In view of the above, two posts of Health Workers in Ratnagiri and one post in Sangli are to be kept vacant till the filing of the affidavit in reply.</p> <p>6. S.O to 17.8.2022.</p> <p>Sd/- _____ <b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p>Sd/- _____ <b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s



(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>27.07.2022</u></b></p> <p><b><u>O.A 349/2021</u></b></p> <p>V.E Mhatre ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Mrs K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Interim relief to continue till next date.</p> <p>3. S.O to 23.9.2022.</p> <p>Sd/-  <b>(Medha Gadgil)</b> Member (A)</p> <p>Sd/-  <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 27.07.2022</b></p> <p><b>O.A.No.385 of 2022</b></p> <p>S.K. Hankare &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Interim relief, if any, to be continued till next date. Adjourned to 10.08.2022.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.273 of 2022</b></p> <p>Y.B. Gangurde .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. K.B. Jadhav, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. As per circular dated 07.04.2008 one year period to complete Departmental Enquiry which is already referred in the earlier order dated 16.06.2022 passed by the Tribunal.</p> <p>3. Pursuant to this order the affidavit-in-reply dated 22.06.2022 is filed on behalf of Respondent No.1 by Dr. Nitin Nandkishor Kareer, Additional Chief Secretary in the office of Revenue and Forest Department.</p> <p>4. On instructions from Mr. Upeshdhanu, Assistant Desk Officer learned P.O. submits that the D.E. is on the last stage hence matter may be adjourned to report compliance.</p> <p>5. Adjourned to 05.09.2022.</p> <p>Sd/- (Medha Gadgil) Member(A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>



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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.07.2022</p> <p align="center"><b>M. A. No.99 of 2022 in O.A.No.164 of 2022</b></p> <p><b>D. R. Kheratkar</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...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 condonation of delay calculated as two years and three months caused in filing O.A.</p> <p>3. The Applicant was Peon on the establishment of Respondents. He retired on 31.05.2016. In O.A., he raised two grievances. The first grievance relates to non-payment of monetary benefits of Time Bound Promotion granted to him by order dated 07.12.2018 and 11.11.2020 which were passed belatedly after retirement. The second grievance pertains to challenge the order dated 27.01.2017 whereby some leave period was treated as Extra Ordinary Leave with stipulation that it will not be considered for pension purposes.</p> <p>4. Insofar as M.A. for condonation of delay is concerned, learned Counsel for the Applicant submits that despite the order of benefit of Time Bound Promotion, the monetary benefit is not paid and, therefore, there is recurring cause of action. As regard, second issue i.e. the order dated 27.01.2017 is concerned, he stated that though to challenge that order, O.A. ought to have been filed on or before 27.01.2018, the Applicant could not file the same, since he was suffering from spine injury and was under treatment of various hospitals. The Applicant also produced documents to that effect.</p> <p>5. Learned Counsel for the Applicant further submits that subsequently in 2020, there was lockdown and,</p> <p align="right">[P.T.O.]</p>

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therefore, he could not file the O.A. during the period of Covid-19 Pandemic situation and lockdown.

6. Learned Counsel for the Applicant referred to the order of the Hon'ble Supreme Court in *Suo-Motu* W.P.No.03/2020 dated 10.01.2022 whereby the Hon'ble Supreme Court directed that in cases where limitation would have expired during the period between 15.03.2020 to 28.02.2022 notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 01.03.2022.

7. In present case, indeed the period of limitation of one year to challenge the order dated 27.01.2017 was expired on 27.01.2018. Insofar as the period onward 27.10.2018 is concerned, the Applicant contends that he was taking treatment for spine injury then it comes to period of Covid-19 Pandemic situation covered by the Hon'ble High Court in order dated 10.01.2022.

8. The Applicant is retired as Peon and despite orders of grant of Time Bound Promotion, he is not paid monetary benefits. As such, this is continuous recurring cause of action.

9. Insofar as challenge to order dated 27.01.2017 treating absence as Extra Ordinary Leave without benefit of pension is concerned, it certainly affected pension of the Applicant. Whether the Applicant is entitled to treat the absence period for pension purpose is the matter to be decided on merit.

10. Needless to mention while deciding the application for condonation of delay, the Tribunal is required to take liberal approach so as to advance substantial justice.

11. In these facts & circumstances of the matter, I am inclined to condone the delay.

12. M.A.99/2022 is accordingly allowed with no order as to costs.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date: 27.07.2022</b></p> <p align="center"><b>M.A. No.75 of 2022 in O.A. No.125 of 2022</b></p> <p><b>Dr. N.S. Bambale, .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Ms. Snehal Gawade, learned Advocate holding for Shri S. Gawade, learned Advocate for the Respondent No.4.</p> <p>2. The Applicant is a Medical Officer and he retired on 30.11.2013. Before retirement he was suspended in view of registration of offence under the provision of Prevention of Corruption Act, 1988. However, he was acquitted in criminal case. Therefore, Government by order dated 21.05.2015 regularized period of suspension from 03.09.2005 to 29.11.2013 for all purposes. Indeed, the Applicant was acquitted in criminal case on 15.03.2010 and he was reinstated in service belatedly on 29.11.2013 i.e. one day before his due date of retirement. Even, after retirement Government took two years for passing order of regularizing suspension period as his duty period. Despite regularizing the period of suspension as duty period the Applicant is not paid difference of pay and allowances for the period from 03.09.2005 to 29.11.2013. He made representation but in vain. This is one of the claim made by the Applicant in O.A.</p> <p>3. Second claim made in the O.A. that the Applicant was entitled to three increments in terms of G.R. dated 14.12.2011 whereby Government had taken decision to grant three increments to Post Graduate, Medical Officers. Since, the Applicant was under suspension his claim was to be considered only after reinstatement in service. Government has passed</p> <p align="right">[P.T.O.]</p>

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regularizing suspension period which was passed belatedly on 21.05.2015 i.e. after retirement. Therefore the Applicant for the first time made representation on 22.08.2016 addressed to Respondent No.4 – Chief Executive Officer, Zilla Parishad, Buldhana to release increments since the Applicant was in Zilla Parishad service at the relevant time. However, it was not responded. Then again the Applicant made various representation and lastly made composite representation address to Respondent No.5 – Deputy Director, Health Services, Akola on 25.01.2022. In sofaras grant of additional three increments are concerned Respondent No.5 - Deputy Director, Health Services, Akola is the competent authority as submitted by learned Advocate for the Applicant. However, representations were not responded, and therefore the Applicant has filed the O.A. along with M.A. for condonation of delay.

4. In M.A. notices were issued by the Tribunal on 17.02.2022 and enough time was availed to file Affidavit-in-Reply but Respondent choose not to file Affidavit-in-Reply. Therefore, ultimately matter was kept for hearing of M.A. without Reply. Suffice, to say there is no rebuttal from the side of the Respondents in the M.A. filed for condonation of delay.

5. Apart, when specific query was raised to learned Counsel for the Zilla Parishad about non-payment of pay and allowance for the suspension period, she fairly concede that no payment is made till date. She tried to contend that bill was sent to treasury and it was returned back for some clarification.

6. Be that as it may, undisputedly though the Government has regularized suspension period the Applicant has not paid difference of pay and allowance of the suspension period. As such, it is recurring and continuous cause of action. I am therefore inclined to condone the delay caused in O.A.

7. M.A. is accordingly allowed with no order as to costs.

Sd/-

(A.P. Kurhekar)  
Member (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date: 27.07.2022</b></p> <p align="center"><b>O.A. No.125 of 2022</b></p> <p><b>Dr. N.S. Bambale, .....Applicant</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. ....Respondents.</b></p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Ms. Snehal Gawade, learned Advocate holding for Shri S. Gawade, learned Advocate for the Respondent No.4.</p> <p>2. This O.A. is filed along with M.A. for condonation of delay which is allowed today in terms of order passed in M.A.</p> <p>3. The Applicant is a Medical Officer and he retired on 30.11.2013. Before retirement he was suspended in view of registration of offence under the provision of Prevention of Corruption Act, 1988. However, he was acquitted in criminal case. Therefore, Government by order dated 21.05.2015 regularized period of suspension from 03.09.2005 to 29.11.2013 for all purposes. Indeed, the Applicant was acquitted in criminal case on 15.03.2010 and he was reinstated in service belatedly on 29.11.2013 i.e. one day before his due date of retirement. Even, after retirement Government took two years for passing order of regularizing suspension period as his duty period. Despite regularizing the period of suspension as duty period the Applicant is not paid difference of pay and allowances for the period from 03.09.2005 to 29.11.2013. He made representation but in vain. This is one of the claim made by the Applicant in O.A.</p>

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

**Tribunal's orders**

4. Second claim made in the O.A. that the Applicant was entitled to three increments in terms of G.R. dated 14.12.2011 whereby Government had taken decision to grant three increments to Post Graduate, Medical Officers. Since, the Applicant was under suspension his claim was to be considered only after reinstatement in service. Government has passed regularizing suspension period which was passed belatedly on 21.05.2015 i.e. after retirement. Therefore the Applicant for the first time made representation on 22.08.2016 addressed to Respondent No.4 – Chief Executive Officer, Zilla Parishad, Buldhana to release increments since the Applicant was in Zilla Parishad service at the relevant time. However, it was not responded. Then again the Applicant made various representation and lastly made composite representation address to Respondent No.5 – Deputy Director, Health Services, Akola on 25.01.2022. In sofaras grant of additional three increments are concerned Respondent No.5 - Deputy Director, Health Services, Akola is the competent authority as submitted by learned Advocate for the Applicant. However, representations were not responded, and therefore the Applicant has filed the O.A.

In view of above, this O.A. is disposed of with direction as under:-

- a) Respondent No.5 – Deputy Director, Health services, Akola is directed to decide the representation dated 25.01.2022 made by the Applicant for grant of Additional increments in accordance to law within two months from today and decision as the case may be shall be communicated to the Applicant.
- b) Respondent No.4 - Chief Executive Officer, Zilla Parishad, Buldhana is directed to release pay and allowance of the suspension period to the Applicant within a month from today, failing to which it will carry interest at the rate of 9% per annum from the date of default till actual date of payment.
- c) No order as to costs.

Sd/-

(A.P. Kurhekar)  
Member (J)

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

Tribunal's orders

O.A.706/2022

**Shri S.P. Waghmode**

**... Applicant**

**Vs.**

**The State of Mah. & Ors.**

**... Respondents**

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

2. This O.A. is filed simpliciter for direction to the Respondent No.5 - District Collector (EGS), Nashik to send Service Book of the Applicant and LPC, so that Applicant could get his salary which is not paid from October, 2021.

3. The Applicant is serving in the cadre of Junior Engineer on the establishment of PWD of Government of Maharashtra. In the year 2021, he was posted on the establishment of Collector (EGS), Nashik and was transferred to Karad by order dated 30.08.2021. He joined at Satara on 30.09.2021. However, since then, he is not paid pay and allowances on the ground that Respondent No.5 has not sent Service Book and LPC.

4. It is really surprising that Applicant is not paid pay and allowances from 1.10.2021 due to non-receipt of Service Book and LPC. In view of transfer of the Applicant, the Respondent No.5 - District Collector (EGS), Nashik ought to have sent relevant record i.e. Service Book with LPC to the concerned Office, but he totally neglected to do so. The perusal of record further reveals that letter was sent to Collector (EGS), Nashik on 15.02.2022 for sending Service Book and LPC, but in vain.

5. Thus, *ex-facia*, the Applicant is deprived of his salary for no fault on his part from 01.10.2021.

6. In view of above, learned P.O. is directed to take instructions from Respondent No.5 and to appraise the Tribunal on 29.07.2022 as to why pay and allowance was not paid. If it is found that for no fault on the part of Applicant, he is deprived of pay and allowances, Applicant's claim for interest and cost of the O.A. needs to be considered seriously.

7. S.O. to 29<sup>th</sup> July, 2022.

Sd/-

**(A.P. Kurhekar)**

**Member-J**

**27.07.2022**

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u><b>O.A.37/2021</b></u></p> <p><b>Shri P.H. Sarang</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.</p> <p>2. Today, learned P.O. has tendered short Affidavit along with Examination-in-chief of one witness viz. Shri M.Y. Singe. It is taken on record.</p> <p>4. Arguments heard.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 27.07.2022</p> <p>(skw)</p>



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

Tribunal's orders

**O.A.133/2022**

**Shri S.P. Bombe**

**... Applicant**

**Vs.**

**The State of Mah. & Ors.**

**... Respondents**

1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Smt. A.B. Kololgi holding for Smt. K.S. Gaikwad, learned P.O. for Respondents 1 & 2 and Shri G.A. Bandiwadekar, learned Advocate for Respondent No.3.

2. The present O.A. is filed being aggrieved by communication dated 18.01.2022 issued by Respondent No.2 – Collector, Thane stating that since there is no vacancy for his transfer, his request for transfer cannot be considered and same will be considered in General Transfers of 2022.

3. Today, learned Advocate for the Applicant submits that Applicant has made representation today itself addressed to Collector, Thane informing him that now posts of Circle Officer at Mumbra, Kharbav, Kumbharli and Bhiwandi are vacant and those places can be considered in General Transfers of 2022 which are now overdue. The copy of representation made by the Applicant dated 27.07.2022 is tendered for the sake of record and it is marked by letter 'X'. It be kept on record.

4. Learned Advocate for the Applicant, therefore, submits that O.A. be disposed of with direction to Collector, Thane to decide the representation of the Applicant dated 27.07.2022 in ensuing General Transfers of 2022.

5. Thus, it appears that now there are some vacancies as indicated above and those can be filled-in by Collector, Thane at his level without waiting for General Transfers.

6. In view of above, O.A. is disposed of with direction to Respondent No.2 – Collector, Thane to decide the representation dated 27.07.2022 made by the Applicant in General Transfers of 2022 or if for some reasons General Transfers are not effected, then Respondent No.2 – Collector, Thane shall decide the representation within a month from today and shall <sup>dis</sup> appropriately order in accordance to law.

7. No order as to cost.

Sd/-

(A.P. Kurhekar)

Member-J

27.07.2022

(skw)

**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 : 27.07.2022</p> <p align="center">O.A.No.248 of 2022</p> <p>N. N. Ravadekar <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, O.A. is for filing Rejoinder but the same is not filed.</p> <p>3. Since pleading is complete, O.A. be kept for final hearing.</p> <p>4. S.O. to 26.08.2022.</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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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.270 of 2022</b></p> <p><b>S. B. Dube</b> <span style="float: right;"><b>....Applicant</b></span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents.</b></span></p> <p>1. Heard Ms S. T. Suryawanshi holding for Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has tendered reply on behalf of the Respondent. 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 24.08.2022.</p> <p align="right">^ Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></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 : 27.07.2022</p> <p align="center">O.A.No.322 of 2022</p> <p>J. S. Surve <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri G. A. Bandiwadekar , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that reply is under preparation and the same will be filed within two days.</p> <p>3. S.O. to 29.07.2022.</p> <p align="right">Sd/-</p> <p align="right">(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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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 : 27.07.2022</p> <p>O.A.No.394 of 2022</p> <p>D. K. Kokare ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 24.08.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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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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 : 27.07.2022</p> <p align="center">O.A.No.334 of 2022</p> <p>S. N. Raktate <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></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 this O.A. notices were issued on 22.04.2022 and enough time is availed for filing reply but the same is not filed.</p> <p>3. Hence, I am not inclined to grant further time.</p> <p>4. O.A. be kept for hearing at the stage of admission without reply.</p> <p>5. S.O. to 26.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(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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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 : 27.07.2022</p> <p align="center">O.A.No.399 of 2022</p> <p>T. D. Kumbhar <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri G. A. Bandiwadekar , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent. It be taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder.</p> <p>4. S.O. to 10.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

**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 align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.478 of 2022</b></p> <p><b>V. N. Funde</b> <span style="float:right">....Applicant</span></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. This O.A. is filed for retirement dues with interest. It appears that after filing of O.A., certain amount is received by the Applicant, therefore, it is necessary to specify the period by which payment is delayed so as to calculate the interest.</p> <p>3. One week time is granted to file additional affidavit to clarify the position.</p> <p>4. S.O. to 03.08.2022.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> Member(J)</p>

vsm



**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 : 27.07.2022</p> <p align="center">O.A.No.494 of 2022</p> <p>P. V. Nikam <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri G. A. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent. It is taken on record.</p> <p>3. On request of learned Counsel for the Applicant, two weeks' time is granted for filing Rejoinder.</p> <p>4. S.O. to 12.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(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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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 : 27.07.2022</p> <p align="center">O.A.No.498 of 2022</p> <p>S. R. Patil <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></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. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 10.08.2022.</p> <p align="right">^ Sd/- v (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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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 : 27.07.2022</p> <p>O.A.No.534 of 2022</p> <p>Shivanand Jatti .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed.</p> <p>3. Rest of the pleading is complete. O.A. be kept for final hearing.</p> <p>4. S.O. to 26.08.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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: 27.07.2022</p> <p align="center">M.A. No.379 of 2022 in O.A. No.563 of 2022</p> <p>V.D. Panvalkar, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Though learned Advocate for the Applicant has taken circular for today, the learned Advocate as well as the Applicant both are absent.</p> <p>2. Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>3. In the interest of justice matter is adjourned for one week for necessary steps.</p> <p>4. S.O. to 03.08.2022.</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: 27.07.2022</p> <p align="center"><b>M.A. No.508 of 2021 in O.A. No.849 of 2021</b></p> <p>S.N. Thakur, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere &amp; Asso., learned Advocate for the Applicant, Smt. Archana B.K., learned Presenting Officer for the Respondents and Smt. Anjali Kolapkar, learned Advocate holding for Shri A.S. Gaikwad, learned Advocate for the Respondent Nos.2 &amp; 3.</p> <p>2. During the course of hearing it is transpired that the Applicant is retired from Industrial Department but that Department is not joined in the matter which is necessary party for grant of remaining retiral benefits as claimed in O.A.</p> <p>3. One week time is granted to add Industrial Department as Respondent.</p> <p>4. S.O. to 03.08.2022.</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: 27.07.2022</p> <p align="center">O.A. No.521 of 2022</p> <p>D.K. Doke .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, the matter is for filing Rejoinder but the same is not filed. O.A. be kept for hearing at the stage of admission.</p> <p>3. Interim relief to continue.</p> <p>4. O.A. be kept with connected O.A.No.522/2022. Interim relief in O.A.522/2022 shall continue till next date.</p> <p>5. S.O. to 24.08.2022.</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: 27.07.2022</p> <p align="center">O.A. No.1021 of 2021</p> <p>M.D. Bhamare .....Applicant Versus The State of Maharashtra &amp; 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 on behalf of the Applicant. It is taken on record.</p> <p>3. S.O. to 24.08.2022.</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 align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.No.537 of 2022</b></p> <p><b>A. P. Sasane</b> <span style="float: right;"><b>...Applicant</b></span></p> <p align="center"><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></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, learned P.O. has filed reply on behalf of the Respondent Nos.1 to 3. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>5. S.O. to 12.08.2022.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></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 : 27.07.2022</p> <p align="center">O. A. No.636 of 2022</p> <p>K. S. Kadlag <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></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. On request of learned P.O. two weeks time is granted to file reply.</p> <p>3. S.O. to 10.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(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 : 27.07.2022</p> <p align="center"><b>O.A.No.103 of 2021</b></p> <p>R.M. Sathe <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri V.P. Sangvikar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, two weeks time is granted.</p> <p>3. Learned P.O. is also directed to give necessary information to the Applicant about the amount to which she was entitled and the deduction made etc. so that Applicant could take necessary steps.</p> <p>4. S.O. to 03.08.2022.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> 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 : 27.07.2022</p> <p align="center">O.A.Nos.1047, 1048, 1049 of 2021 with O.A.187 of 2022</p> <p>Dr. R. V. Chougule &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicants and their Counsel are absent. Shri J. S. Deshmukh, learned Counsel for the Applicants has sent leave note. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply.</p> <p>3. S.O. to 10.08.2022.</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 align="center"><b>Date : 27.07.2022</b></p> <p align="center"><b>O.A.Nos.154, 155 &amp; 156 of 2022</b></p> <p><b>T. R. Jadhav &amp; Ors. ....Applicants</b></p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. The Applicants and their Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Perusal of record reveals that the affidavit in reply is already filed and matters are ripe for hearing at the stage of admission.</p> <p>3. All these Original Applications be kept for hearing at the stage of admission.</p> <p>4. S.O. to 26.08.2022.</p> <p align="right">Sd/-</p> <p align="right"><b>(A.P. Kurhekar)</b> <b>Member(J)</b></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: 27.07.2022</p> <p align="center"><b>O.A. No.241 of 2021</b></p> <p>R.N. Mane .....Applicant Versus The State of Maharashtra &amp; 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 P.O. has filed Short Affidavit-in-Reply on behalf of Respondent No.2 along with Annexure and relevant extract of Kalelkar Report.</p> <p>3. Argument heard.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 27.07.2022</p> <p style="text-align: center;">O.A.No.164 of 2022</p> <p>D. R. Kheratkar <span style="float: right;">....Applicant</span>  Versus  The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. This O.A. has been filed along with M.A. for condonation of delay which is allowed today by separate order passed in M.A.No.99/2022.</li> <li>3. Issue notice before admission returnable on 17.08.2022.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>8. S.O. to 17.08.2022.</li> <li>9. Learned P.O. is also directed to apprise the Tribunal by next date why monetary benefit of Time Bound Promotion already granted to the Applicant are not released and if there is no hurdle for the same, it be released within three weeks.</li> </ol> <p style="text-align: right;">Sd/-  (A.P. Kurhekar)  Member(J)</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 : 27.07.2022</p> <p align="center">M. A. No.236 of 2022 in O.A.No.260 of 2022</p> <p>S. J. Chavan <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri K. R. Jagdale, 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., two weeks time is granted for filing reply by way of last chance.</p> <p>3. S.O. to 12.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(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 Date : 27.07.2022
	<p align="center"><b>O.A.No.107 of 2022</b></p> <p>R. Y. Patel <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Smt. Snehal Vaidya, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. In this O.A., notices were issued on 02.03.2022 and enough time is granted to file reply but the same is not filed.</li> <li>3. On previous date, most last chance was granted but in vain.</li> <li>4. Hence, I am not inclined to grant further time.</li> <li>5. O.A. be kept for hearing at the stage of admission without reply.</li> <li>6. S.O. to 12.08.2022.</li> </ol> <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 align="center"><b>Date: 27.07.2022</b></p> <p align="center"><b>O.A. No.461 of 2021</b></p> <p>R.R. Jadhav .....Applicant Versus The State of Maharashtra &amp; 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 Additional Affidavit-in-Rejoinder in response to Affidavit filed by Additional Director General of Police (Traffic) on previous date. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>3. S.O. to 08.08.2022.</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: 27.07.2022</p> <p align="center">O.A. No.479 of 2020</p> <p>K.P. Salunkhe .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant adjourned for hearing at the stage of admission.</p> <p>3. S.O. to 08.08.2022.</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.

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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: 27.07.2022</p> <p align="center">O.A. No.422 of 2022</p> <p>K.M. Dhansheti .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply on behalf of Respondent Nos. 1 to 3, if any.</p> <p>3. Reply of Respondent No.4 is already on record.</p> <p>4. S.O. to 12.08.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
MUMBAI**

**ORIGINAL APPLICATION NO.721 OF 2022**

Shri Ramdas R. Shelke,

).. **Applicant**

**Versus**

The Superintendent of Police, Solapur

)..**Respondents**

**Shri A.V. Bandiwadekar, learned Advocate for the Applicant.**

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

**CORAM : A.P. KURHEKAR, MEMBER(J)**

**DATE : 27.07.2022.**

**ORDER**

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

2. The Applicant has challenged order dated 14.07.2022 *inter-alia* contending that he is transferred mid-term without their being proper compliance of the provision of Maharashtra Police Act. He was posted as Police Inspector (P.I.) at Barsi Police Station by order dated 18.08.2021 and his normal tenure is two years but transferred by order dated 14.07.2022 from Barsi Police Station to Control Room, Solapur.

3. Shri A.V. Banidwadekar, learned Advocate for the Applicant sought interim relief and raised following grounds:-

- a) The Applicant is shown transferred on the ground of some complaints and enquiry report submitted by Additional Superintendent of Police, Solapur (Rural) but all those complaints were motivated and were made at the instance of sitting M.L.A. According to the Applicant sitting M.L.A. is facing several criminal cases and trying to pressurize him.



- b) Power of mid-term transfer is vested only with State Government were transfer is for dereliction in duties or in contemplation of D.E.
- c) Composition of P.E.B. is not in consonance with section 22J-1 of Maharashtra Police Act.

4. Per contra, learned C.P.O. submits that in view of several complaints, P.E.B. invoked section 22N-2 of Maharashtra Police Act and on administrative ground the Transfer was found necessitated. She further submits that the Applicant is already relieved from the present post. Learned C.P.O. has tender minutes of P.E.B. for the perusal of the Tribunal.

5. Perusal of minutes of P.E.B. reveals that the Transfer is made because of complaints from Rajesh B. Muslay, Shri Ravi C. Raut, Shri Bharat Umtay, Manager Shivshakti Urban Bank Ltd., Barsi, Shri Subhash Loda, President, Businessmen Association, Barsi and Shri Yuraj A. Barangula. As per P.E.B. minutes there were allegation of demand of money and harassment by the Applicant. It further shows that in respect of pre-enquiry report submitted by Additional Superintendent of Police, Solapur (which was pertaining to different issues) the Applicant was given censure by letter dated 28.02.2022. As such, P.E.B. on subjective satisfaction found the Applicant's Transfer is necessitated from the point of administrative exigencies and smooth functioning at Barsi.

6. The submission advanced by learned Advocate for the Applicant that State Government is only empowered to transfer is mis-conceived. In addition to power of State Government there powers are vested with P.E.B. established at District level to Transfer Police personnel mid-term as clearly seen from Section 22N-2 of Maharashtra Police Act.

7. Learned Advocate for the Applicant tried to contend that all those complaints were motivated and made at the instance of sitting M.L.A. At

this juncture what is material to see whether there was enough material before P.E.B. and if P.E.B. recorded subjective satisfaction that Transfer is necessaited, detail finding on each compliant is not required. If detail enquiry in the form of regular D.E. as insisted upon, the very purpose of effecting Transfer of Government servant due to administrative exigencies would be frustrated.

8. In sofaras, composition of P.E.B. is concerned, as per Section 22J-1 of Maharashtra Police Act, P.E.B. shall consists of District Superintendent of Police, Senior-most Additional Superintendent of Police & Deputy Superintendent of Police (Head Quarter) as Member Secretary. In present case, in place of Deputy Superintendent of Police one Shri Vikram Kadam, Sub-Divisional Police Officer was taken as Member Secretary. When specific query was raised to leaned C.P.O. in this behalf on instruction from Shri Jotirao M. Gunjwate, P.I. she states that post of Deputy Superintendent of Police is vacant since 30.04.2020, and therefore in his place Shri Vikram Kadam, Sub-Divisional Police Officer, Pandharpur is taken as Member in P.E.B. He also belongs to Backward class which is requirement for valid composition of P.E.B. Therefore at this stage composition of P.E.B. cannot be said bad in law so as to grant interim relief.

9. *Prima-facie* impugned Transfer order has been issued following provisions of Maharashtra Police Act. I am therefore not inclined to grant interim relief.

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

11. Issue notice before admission returnable on 18.08.2022.

12. 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.

*W. S.*

Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.

13. 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.

14. 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.

15. In case notice is not collected within **seven** days or service report on affidavit is not filed **three** days before returnable date, the Original / Miscellaneous Applications 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.

16. S.O. to 18.08.2022.

Sd/-

**(A.P. KURHEKAR)**  
**MEMBER (J)**

Place: Mumbai  
Date: 27.07.2022.  
Dictation taken by: N.M. Naik.



**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><b>Date: 27.07.2022</b></p> <p align="center"><b>O.A. No.724 of 2022</b></p> <p><b>M.M. Navgire</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged suspension order dated 03.09.2021 whereby he is suspended in view of registration of crime under the provision of Prevention of Corruption Act, invoking Rule 3 of Maharashtra Police (Punishment and Appeal) Rules, 1956 read with Section 25 (1) of Maharashtra Police Act.</li> <li>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> <li>4. Issue notice before admission returnable on 24.08.2022.</li> <li>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.</li> <li>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.</li> <li>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.</li> </ol> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>9. S.O. to 24.08.2022.</p> <p style="text-align: center;">^ Sd/- v (A.P. Kurhekar) Member (J)</p> <p>NMN</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: 27.07.2022</p> <p align="center"><b>O.A. No.710 of 2022</b></p> <p><b>V.T. Gurav</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri M.B. Kadam, 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 25.04.2022 <i>inter-alia</i> contending that though he was not in custody for more than 48 hours, <del>he</del> <sup>he</sup> is suspended from the date 25.04.2022 i.e. date of arrest with retrospective effect by impugned order and therefore it is bad in law.</p> <p>3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>4. Issue notice before admission returnable on 26.08.2022.</p> <p>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.</p> <p>6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>7. 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 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**

8. In case notice is not collected within ~~seven~~ three days or service report on affidavit is not filed three days before returnable date, the Original / Miscellaneous Applications 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 26.08.2022.

Sd/-

vv

(A.P. Kurhekar)  
Member (J)

NMN

**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: 27.07.2022</p> <p align="center">O.A. No.583 of 2021</p> <p>R.T. Kadam .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.S. Jadhav, learned Advocate holding for Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant sought adjournment on the ground that learned Advocate Shri R.G. Panchal is not well. Matter is adjourned, it be kept with connected matter on 22.08.2022</p> <p>3. S.O. to 22.08.2022.</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: 27.07.2022</p> <p align="center">M.A. No.22 of 2022 in O.A. No.33 of 2022</p> <p>P.P. Dhumal, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>3. On request of learned P.O. one week time is granted to file Affidavit-in-Reply to M.A.</li> <li>4. S.O. to 04.08.2022.</li> </ol> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>