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: 27.08.2021.

C.A.No.8 of 2021 in O.A.No.848 of 2018 with M.A.No.344 of 2020

R.S. Salunkhe & Ors. (C.A.No.8/2021) State of Mah & Ors. (M.A.No.344/2020)Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. Mahendra Sandhyanshiv, learned Advocate for the Applicant in M.A.No.344/2020 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. Mr. A.A. Gharte, learned Advocate for the Applicant in C.A.No.8/2021 is absent.
- 3. The learned Counsel Mr. Mahendra Sandhyanshiv prays for time to file rejoinder.
- 3. Adjourned to 24.09.2021.

Sd/-

Sd/-

(Medha Gadgil) Member(A)

(Mridula Bhatkar, J.) Chairperson

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Tribunal's orders

27.08.2021

O.A 507/2018

Shri Ajay S. Patil

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri S.T Bhosale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
- 2. Learned C.P.O files affidavit in reply. Same is taken on record. Copy of affidavit in reply is served on the learned counsel for the applicant.
- 3. Admit. Place for final hearing on 8.10.2021.

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Sd/-

Sd/-

(Medha Gadgil) Member (A)

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

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| | 27.08.2021 | |
| | O.A 140/2021, 147/2021, 163/2021 with O.A 1056/2019 with M.A 329/2020 | |
| | Shri S.S Atekar & Ors Applicants Vs. | |
| | The State of Maharashtra & Ors Respondents | |
| | Heard Shri M.D Lonkar, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents. Learned C.P.O seeks time to file affidavit in reply. Two weeks' time is granted to the Respondents are directed to file affidavit in reply by way of last chance. | |
| | | |
| | 3. S.O to 8.9.2021. | |
| | Sd/- | |

Sd/-

(Medha/Gadgil) Member (A)

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 Tribunal's orders directions and Registrar's orders 27.08.2021 O.A 64/2021 Shri U.T Sarode ... Applicant Vs. The State of Maharashtra & Ors ... Respondents Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. Learned C.P.O is directed to file affidavit in reply by way of last chance. S.O to 24.09.2021. Sd/-Sd/-

(Medha Gadgil) Member (A)

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

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| Appearance, Tribunal's orders or | | |
| directions and Registrar's orders | | |

Tribunal's orders

27.08.2021

O.A 65/2021

Smt Geeta N. Khetle Vs.

... Applicant

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri U.V Bhosle, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents no 1 to 3 and Smt S.B Mahale, Respondent no. 4 in person.
- 2. Admit. Place for final hearing on 21.10.2021 with liberty to the learned counsel for the applicant to file affidavit in rejoinder.

Sd/-

Sd/-

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

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

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

Tribunal's orders

27.08.2021

O.A 195/2021

Shri D.B Koulage

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri K.R Jagdale, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.
- 2. Admit. Place for hearing on 1.10.2021 with liberty to file affidavit in rejoinder, if any.

Sd/-

Sd/-

(Medhä Gadgil) Member (A)

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

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| | 27.08.2021 | |
| | O.A 219/2021 | |
| | Shri R.M Tayade & Others Applicants Vs. | |
| | The State of Maharashtra & Ors Respondents | |
| | 1. Heard Shri U.V Bhosle, learned advocate for the applicant, Shri A.J Chougule, learned P.O for the Respondents no. 1 & 2 and Shri M.D Lonkar, learned counsel for Respondents no 3 to 17, 20 to 26, 31, 33 and 37. | |
| | 2. Learned counsel for the applicants states that he has filed affidavit of service of all the Respondents. | |
| | 3. Learned counsel Mr Lonkar for Respondents no to 17, 20 to 26, 31, 33 and 37 files affidavit in reply an the same is served on learned counsel for the applicants 4. Admit. Place for final hearing on 1.10.2021. | |
| | | |
| | Sd/- 2 | |
| | (Medha Gadgil) (Mridula Bhatkar, J.) | |

Member (A)

Chairperson

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

of 20

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Original Application No.

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders 27.08.2021 O.A 207/2021 Shri G.G More & Ors ... Applicants Vs The State of Maharashtra & Ors ... Respondents Heard Shri V.A Nagrani, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents. Learned C.P.O submits that affidavit in reply of Respondent no. 2 will be filed during the course of the day and served. Learned C.P.O request for time to file reply on behalf of other Respondents. S.O to 24.9.2021. Sd/-

Sd/-

(Medha (Gadgil) Member (A)

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

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders 27.08.2021 O.A 293/2021 | |
|---|---|--------------------------------------|
| | | |
| | | |
| | applicant and Ms Swati Ma the Respondents. | car, learned advocate for the |
| | (Medha Gadgil) Member (A) | (Mridula Bhatkar, J.) Chairperson |

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| Appearance, Tribunal's orders or | | |
| directions and Registrar's orders | | |

Tribunal's orders

O.A. No.640 of 2021

R.G. Ghagas

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. The applicant is challenging the order dated 6.8.2021 transferring him from the post of Talathi, Sajja Akloli, Taluka, Bhiwandi to the post of Talathi, Sajja Ambadi, Taluka Bhiwandi.
- 3. The Ld. Advocate submits that the applicant is working in Tribal area and he has given choices for posting and as per GR dated 11.7.2000 the preference should be given to his choice as against respondents no.2 & 3.
- 4. The Ld. Advocate states that service to private respondents no.2 & 3 is not effected.
- 5. The relevant pages are not readable. The office objections are required to be removed. Place the matter on board after objections are removed.

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 27.8.2021

(sgj)

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

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Tribunal's orders

Date: 27.08.2021.

M.A.No.48 of 2021 in O.A.No.82 of 2021

R.D. Mundhe & Ors. Vs.Applicants

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. Govind Salunkhe, learned Advocate holding Mr. S.S. Thombre, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. The learned Advocate submits that he will file affidavit-in-service today itself. It be taken on record.
- 3. Adjourned to 06.09.2021.

Sd/-

Sd/-

(Medha Gadgil) Member(A)

(Mridula Bhatkar, J.) Chairperson

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

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| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders | |
|---|---|------|
| | Date : 27.08.2021. C.A.No.41 of 2020 in O.A.No.556 of 2017 | • |
| | A.B. GhodeshwarApplicar Vs. The State of Maharashtra & OrsResponde: | |
| | 1. Heard Mr. M.D. Lonkar, learned Adv for the Applicants and Mr. A.J. Chougule, leaventing Officer for the Respondents. | |
| | 2. In view of the earlier order dated 05.08 time granted to learned P.O. for compliance. | .202 |
| | 3. Adjourned to 07.09.2021. | |

Sd/-

Sd/-

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

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

Tribunal's orders

Date: 27.08.2021.

O.A.No.1029 of 2019

P.M. Velswamy Vs.

....Applicant

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. Kranti L.C. learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.
- 2. The learned Advocate submits that in this matter the applicant claims reservation in promotion for the differently abled persons. He submits that as per proviso under Section 34 is a new policy of the Government and accordingly the applicant should be given promotion with retrospective effect.
- 3. The learned Counsel submits that this issue was taken up before the Hon'ble High Court PIL No.106/2010 who had confirmed the policy of retrospective effect for the promotions and 4% reservations for the differently abled persons. The learned Counsel submits that the order of the Hon'ble High Court is confirmed by the Hon'ble Supreme Court in S.L.P.No.18893/2014 dated 08.12.2014 (National Confederation for Development of Disable & Anr. Versus Union of India.)
- 4. The learned P.O. to verify the position and make short affidavit-in-reply only to the point that whether the issue remains *res integra* or not and if not the Government is bound to implement the order of this Tribunal.
- 5. Adjourned to 28.10.2021

Sd/-

Sd/-

(Medha Gadgál) Member(A)

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

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

Tribunal's orders

Date: 27.08.2021.

C.A.No.31 of 2021 in O.A.No.367 of 2020

Dr. A.R. Patil

....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule., learned Presenting Officer for the Respondents.
- 2. The learned Advocate states that copy of the Contempt Application is served on the Respondents, however it is served today in the office of Chief Presenting Officer.
- 3. The C.A. is filed in view of non compliance of order dated 16.03.2021 passed in O.A.No.367 /2020 by failing to implement the said order on or before 16.05.2021. The C.A. pertains to monetary benefits in terms of Government Resolution dated 10.03.2021.
- 4. Time granted to learned P.O. to file short-affidavit.
- 5. Adjourned to 08.09.2021.

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Sd/-

(Medh# Gadgil) Member(A) Sd/-

/ (Mridula Bhatkar, J.) Chairperson

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Tribunal's orders

Date: 27.08.2021.

C.A.No.22 of 2021 in O.A.No.21 of 2017

A.A. Pawar

....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. B.A. Bandiwadekar, learned Advocate for the Applicants and Ms. K.S. Gaikwad., learned Presenting Officer for the Respondents.
- 2. The learned Advocate for the Applicants submits that in O.A. State of Maharashtra is the Respondent No.2 and he wants to make State as party Respondent in C.A. as well.
- 3. In view of above, adjourned to 08.09.2021.

Sd/-

Sd/-

(Mediva Gadgil) Member(A) (Mridula Bhatkar, J.) Chairperson

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

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

Tribunal's orders

Date: 27.08.2021.

M.A.No.294 of 2021 in O.A.No.611 of 2021

S.V. Brahme

....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. A.R. Joshi, learned Advocate holding for Mr. V.V. Joshi, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.
- 2. M.A.No.294/2021 is filed seeking condonation of delay of 7 years.
- 3. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
- 4. Issue notice before admission returnable on 01.10.2021.
- 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 M.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.
- 8. Adjourned to 01.10.2021.

Sd/-

Sd/-

(Medha Gadgil) Member(A)

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

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

Tribunal's orders

Date: 27.08.2021.

M.A.No.299 of 2021 in O.A.No.370 of 2021

R.A.R. Shaikh

....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. H.S. Chitaley, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. The learned C.P.O. submits that during the day she will be filing reply. It be taken on record.
- 3. The learned Advocate for the Applicant submits that show cause notice is issued as to why major penalty should not imposed on him.
- 4. It is hereby directed not to take any further action consequent to the show cause notice dated 23.07.2021, till next date.
- 5. Matter adjourned to 03.09.2021.

Sd/-

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Sd/-

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

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

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

Tribunal's orders

Date: 27.08.2021.

O.A.No.495 of 2021 with M.A.No.262 of 2021

A.S. Shinde Vs.Applicant

The State of Maharashtra & Ors.Respondents.

- 1. Heard Mr. S.B. Solanke, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents.
- 2. This is an application for leave to sue jointly.
- 3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.
- 4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.
- 5. M.A. is allowed.
- 6. In O.A.No.495/2021 all the applicants Laboratory Assistant prays that the Respondents to extend the benefits to the applicant under Maharashtra Civil Services (Pension) Rules, 1982 and Maharashtra Civil Services (Commutation of Pension) Rules, 1984 and exiting General Provident Fund Scheme (GPF) and further contribution to the said pension scheme.
- 7. The office objections, if any, are to be removed and court fees to be paid, if not already paid.
- 8. Issue notice before admission returnable on 08.10.2021.

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

Tribunal's orders

- 9. Applicants are authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.
- 10. 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.
- 11. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.
- 12. Adjourned to 08.10.2021.

Sd/-

Sd/-

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

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

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| | O.A. No.375 of 2021 | |
| | P.R. Parit Vs. The State of Maharashtra & Ors. Heard Shri M.D. Lonkar, learned Advocate Applicant and Shri A.J. Chougule, learned Profficer for the Respondents. 2. Ld. PO requests for time. 3. At the request of Ld. PO adjourned to 6.9.2 final hearing by way of last chance. | ndents e for the resenting |
| | Sd/- (Medha Gadgil) Member (A) 27.8.2021 (sgj) | |

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

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| directions | and Registrar's | orders |

Tribunal's orders

O.A. No.80 & 81 of 2021

Dr. J.K. Pagare

Dr. A.R.Patil

.. Applicants

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. Shri J.S. Deshmukh. Ld. Advocate for the applicants has filed leave note and requested for adjournment to 7.9.2021.
- 3. At the request of Ld. Advocate for the applicants adjourned to 7.9.2021.

Sd/-

(Medfla Gadgil) Member (A) 27.8.2021

(sgj)

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| | O.A. No.563 of | <u>f 2021</u> |
| | A.V. PardeshiApplicant | Applicant |
| | Vs. The State of Maharashtra & Ors. | Respondents |
| | Heard Shri M.D. Lonkar. learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenti Officer for the Respondents. 2. Ld. PO secks one weeks time to file reply. | |
| | 3. S.O. to 6.9.2021 by | |
| | 4. Ld. PO is directed to produtransfer on the next date. | ace the relevant record |
| | 5. Status quo granted 12.8.20 date. Hamdast. | 021 to continue till ne |
| | , | Sd/- Medhal/Gadgil) Member (A) 27.8.2021 |
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| | O.A. No.374 of 2 | 021 |
| | Dr. S.B. Dube Vs. | Applicant |
| | The State of Maharashtra & Ors. | Respondents |
| | Heard Shri A.J. Chougule, learned Presenting Office for the Respondents. | |
| | 2. Smt. Punam Mahajan, Lo applicant has filed leave note. | |
| | 3. S.O. to 7.9.2021. | |
| | M | Sd/- dha Gadg(1) ember (A) 97.8.2021 |

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| | | () A N. (12 - 62021 | |
| | | O.A. No.612 of 2021 | |
| | Dr. S.B. Bansode | | Applica |

Vs. The State of Maharashtra & Ors.

· ..Respondents

Heard Shri U.V. Bhosle, learned Advocate for the Applicant and Shri A.J. Chougule. learned Presenting Officer for the Respondents.

- Ld. PO seeks time to file reply.
- S.O. to 1.9.2021. Ld. PO to produce the entire record of CSB on the next date.

Sd/-(MedhalGadgil) Member (A) 27.8.2021

(sgj)

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

Tribunal's orders

O.A. No.490 of 2021

G.K. Patil

.. Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. The applicant a Police Inspector is seeking change in date of birth in his service record from 1.6.1965 to 22.11.1967.
- 3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.
- 4. Issue notice before admission returnable on 24.9.2021.
- 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-(Medha Gadgil) Member (A) 27.8.2021

(sgj)

ORIGINAL APPLICATION NO.644 OF 2021

DISTRICT: SATARA

Smt. Abida Javed Sayyad.

)...Applicant

Versus

1. The District Collector, Satara & Ors.)...Respondents

Mr. S.S. Dere, Advocate for Applicant.

Mrs. K.S.Gaikwad, Presenting Officer for Respondents.

CORAM : SHRI A.P. KURHEKAR, MEMBER-J

DATE : 27.08.2021

ORDER

- 1. Heard Mr. S.S. Dere, learned Advocate for the Applicant and Mrs. K.S. Gaikwad, learned Presenting Officer for the Respondents.
- 2. The Applicant has challenged the transfer order dated 20.08.2021 inter-alia contending that he is transferred mid-term and mid-tenure in contravention of provisions contained in Section 4(5) of 'Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act 2005' for brevity), and therefore, claimed interim relief.
- 3. Mr. S.S. Dere, learned Advocate for the Applicant sought to contend that Applicant had completed hardly two years and two months at Village Tarale as against normal tenure of six years but transferred abruptly on the basis of alleged complaints. According to him, unless

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there is full pledged enquiry with opportunity of hearing, a Government servant cannot be transferred as provided in Circular dated 11.02.2015.

- 4. Whereas, Mrs. K.S. Gaikwad, learned Presenting Officer has pointed out that after compliance of legal formalities, having found *prima-facie* substance in the complaints, the Applicant has been transferred by the Collector, who is competent authority for mid-term and mid-tenure transfer of Talathi. The matter was placed before Civil Services Board and after approval of Collector, the Applicant is transferred from Tarale to Jinti.
- 5. True, the Applicant has not completed six years' normal tenure. However, the perusal of record *prima-facie* reveals that there are several complaints about the functioning and discharge of public duties by the Applicant. The Gram Panchayat had also passed Resolution on 15.03.2021 for transfer of the Applicant. The S.D.O. had also issued notice dated 20.01.2021 to the Applicant, but he did not reply. There are four charges against the Applicant out of which Charge No.3 in respect of complaint of Renuka Jadhav which seems to have been settled between the parties.
- 6. As such, *prima-facie*, there is compliance of Section 4(5) of Transfer Act 2005'.
- Nanegaon, there were complaints against her and she was transferred mid-term and mid-tenure by order dated 25.09.2018. The Applicant has challenged it by filing O.A.No.908/2018. That O.A. was allowed on merit since it was not placed before CSB and there was no opportunity of hearing to the Applicant on the complaint. The Applicant was accordingly reinstated, and thereafter, in general transfer, she was transferred to Village Tarale. Now at Tarale also, there were complaints against her which led to the passing of impugned order of transfer from Tarale to Jinti.

- 8. In view of above, interim relief to stay transfer order dated 20.08.2021 is rejected.
- 9. Issue notice to the Respondents returnable on 24th September, 2021.
- 10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 11. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 12. 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.
- 13. The service may be done by Hand Delivery / Speed Post / Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 14. In case, notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

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15. S.O. to 24th September, 2021.

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Sd/-

(A.P. KURHEKAR) Member-J

skw

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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

Date: 27.08.2021.

O.A.No.562 of 2020 with M.A.No.245 of 2020

A.V. Khandre & Ors. (O.A.562/20 with M.A.245/20)Applicants Vs.

The State of Maharashtra & Ors.Respondents.

- 1. Heard Dr. Gunratan Sadavarte, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. Affidavit-in-reply is already filed by learned C.P.O.
- 3. Matter adjourned to 23.09.2021.

Sd/-

Sd/-

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

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal': | s orders |
|---|---|--|
| | Date : 27.08.2021. O.A.No.559 of 2021 (O | .A.No.125 of 2020 Nagpur) |
| | 1. Heard R.K. Adsu | Applicant a & OrsRespondents. are, learned Advocate for the d. Manchekar, learned Chief e Respondents. |
| | 2. Matter adjourned | Sd/- |
| | (Medha Gadgil) Member(A) | (Mridula Bhatkar, J.) Chairperson |

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

of 20

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Original Application No.

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FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date: 27.08.2021.

O.A.No.43 of 2020

H..R. Das

....Applicant

Vs.

The State of Maharashtra & Ors.Respondents.

- Heard Applicant in person and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. Submitted that this matter is to be taken on record which is sine die. Applicant in person has placed one application dated 27.08.2021 requesting that the order of sending this matter to Aurangabad be withdrawn as my Brother Mr. A.P. Kurhekar, Member(J) tenure is extended.
- 3. Matter to be placed before us on 01.09.2021.

Sd/-

(Medha Gadgil) Member(A) Sd/-

(Mridula Bhatkar, J.) Chairperson

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

of 20

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Original Application No.

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FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders Date: 27.08.2021. | | |
|---|---|--------------------------------------|--|
| | O.A.No.197 of 2019 | | |
| | Advocate for the Appl Manchekar, learned Chief I Respondents. | an Sadavarte, learned | |
| | C.P.O. | | |
| | 3. Matter adjourned to | 21.10.2021. | |
| | Sd/- | Sd/- | |
| | (Medha Gadgil) Member(A) | (Mridula Bhatkar, J.) Chairperson | |
| | prk | | |

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

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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

27.08.2021

O.A 91 & 128/2021

Shri K.B Patil Shri U.M Vhatkar

... Applicants

Vs.

The State of Maharashtra & Ors

... Respondents

- 1. Heard Shri K.R Jagdale, learned counsel for the applicants and Ms Archana B.K, learned P.O for Respondents no 1 & 2 and Smt Kranti S. Gaikwad, learned P.O for the Respondent no. 3.
- 2. Learned P.O produces copy of order dated 12.8.2021. Same is taken on record and marked as Exh. 'A'. By the said order action has been taken by the Respondents by promoting the applicant Shri K.B. Patil, to the post of Senior Clerk and relieving him to join at 16 Mah Bn NCC, Sangli and applicant Shri U.M Vhatkar, is promoted to the post of Head Clerk and relived to join at 5, Mah Bn NCC, Kolhapur.
- 3. Learned counsel for the applicants Shri Jagdale submits that earlier on 20.10.2020 the applicant Shri Vhatkar was posted at 16 N.C.C Batallion, Kolhpaur on promotion. That order has been modified on 29.7.2021 and posted to 5 NCC Batallion, Kolhapur. It will be a separate cause of action and he is at liberty to file fresh application.
- 4. In view of order dated 12.8.2021, at Exh. 'A', promoting and relieving the applicants, nothing remains in the Original Applications.
- 5. Both the Original Applications stand disposed of.

Sd/-

Sd/-

(Medha Gadgil) Member (A)

Akn

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 | | |
|---|--|--|--|
| | Date: 27.08.2021. | | |
| | O.A.No.377 of 2020 with M.A.No.199 of 2020 with O.A.No.48 of 2021 with M.A.No.27 of 2021 | | |
| | A.K. Bhusare & Ors. (O.A.377/20 with M.A.199/20) S.M. Joshi & Ors. (O.A.48/21 with M.A.27/21)Applicants Vs. The State of Maharashtra & OrsRespondents. | | |
| | 1. Heard Dr. Gunratan Sadavarte, learned | | |
| | Advocate for the Applicants and Ms. K.S. Gaikwad, | | |
| | learned Presenting Officer for the Respondents. | | |
| | 2. At the request of learned P.O. time granted for filing affidavit-in-reply. | | |
| | 3. Adjourned to 21.10.2021. | | |
| | Sd/- > | | |
| | (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson | | |

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

Tribunal's orders

O.A. No.567 of 2021

Ajinkya R. Patil

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri M.G. Bagkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

- 2. The applicant seeks appointment on compassionate ground in place of his father who expired on 11.1.2020.
- 3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.
- 4. Issue notice before admission returnable on 8.10.2021.
- 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 27.8.2021

(sgj)

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders | |
|---|---|---|
| | O.A. No.554 of 2021 | |
| | Dr. N.M. Gadade Vs. The State of Maharashtra & Ors. Heard Shri M.D. Lonkar, lea Applicant and Smt. K.S. Gaikwa Officer for the Respondents. | ApplicantRespondents arned Advocate for the |
| | 2. Ld. Advocate for the applicant produces letter d 24.8.2021 of the applicant for withdrawal of the above The same is taken on record and marked Exhibit 'A' | |

identification.

In view of the above, OA is allowed to be withdrawn and disposed off as such.

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 27.8.2021

(sgj)

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

Tribunal's orders

O.A. No.638 of 2021

H.G. Potdar

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. The applicant seeks appointment on compassionate ground in place of his father who expired on 29.3.2006. Ld. Advocate states that applicant was minor when his father had expired.
- 3. The office objections, if any, are to be removed and court-fees to be paid, if not already paid.
- 4. Issue notice before admission returnable or 24.9.2021.
- 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed in view of this present COVID-19 Pandemic situation. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules. 1988, and the questions such as limitation and alternate remedy are kept open.
- 7. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 27.8.2021

(sgj)

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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

Tribunal's orders

O.A. No.637 of 2021

R.M. Pardeshi

..Applicant

The State of Maharashtra & Ors.

..Respondents

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

- The applicant is challenging the order dated 6.8.2021 transferring him from the post Entertainment Tax Inspector, Office of Tahsildar, Nasik to Circle Officer, Hiswal, Office of Tahsildar, Nandgaon inter alia on the grounds that he has completed only 5 years and not 6 years on the present place of posting, his case was not placed before the Civil Services Board, approval was not obtained from the Hon'ble Minister and it is in breach of GR dated 9.4.2018.
- On query the Ld. Advocate submits that the applicant is relieved but he is not aware whether the applicant has joined the transferred place. Ld. Advocate is directed to take instructions regarding the same from the applicant and come before this Tribunal on the next date.
- Ld. PO also seeks time to take instructions. 4.
- 5. S.O. to 30.8.2021.

Sd/-

(Mridula R. Bhatkar, J.) Chairperson 27.8.2021

(sgj)

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
directions and Registrar's orders

Date: 27.08.2021

O.A. No.1134 of 2017

M.L. PendamApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondent.
- 2. On request of learned Advocate for the Applicant short time is granted for filing.
- 3. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

IN

Original Application No.

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FARAD CONTINUATION SHEET No.

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

Date: 27.08.2021

O.A. No.497 of 2020

H.P. WaghelaApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.
- 2. Today matter is for filing Reply to the amendment made in O.A. Learned P.O. should file it during the course of the day, if so desire.
- 3. Adjourned for hearing at the stage of admission.
- 4. S.O. to 14.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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

Date: 27.08.2021

O.A. No.611 of 2020

R.S. KulatApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri Shyamsunder Solanke, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondent.
- 2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder on behalf of the Applicant. It is taken on record.
- 3. Adjourned for hearing at the stage of admission with liberty to file Sur-Rejoinder in mean time.
- 4. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

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

Date: 27.08.2021

O.A. No.129 of 2021

A.M. Garad

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondent No.1.
- 2. Smt. Punam Mahajan, learned Advocate for the Respondent No.2 is absent. However, Respondent No.2 Shri Parag K. Sonawane is present in person and requested for time since his Advocate Smt. Punam Mahajan is unable to attend hearing today. Advocate has also sent her leave note.
- 3. Matter to be kept on 03.09.2021 for hearing.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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Date: 27.08.2021

M.A. No.42 of 2020 in O.A. No.1227 of 2019

H.S. KhudeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Applicant and his Advocate both are absent.
- 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.
- 3. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.
- In view of leave note adjourned for hearing.
- 5. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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 |
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Date: 27.08.2021

M.A. No.245 of 2021 in M.A. No.246 of 2021 in O.A. No.468 of 2021

M.M. Patankar & Ors.

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Ms. Bhagyashri Upadhyay, learned Advocate holding for Khemka & Assoc., learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
- 2. On request of learned P.O. two weeks time is granted for filing Reply to M.A.
- 3. S.O. to 17.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

Original Application No.

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FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|-------------------|
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Date: 27.08.2021

O.A. No.180 of 2021

F.MD. I. SourajApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Applicant and his Advocate both are absent.
- 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.
- 3. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.
- 4. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply as last chance.
- 5. S.O. to 08.09.2021.

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

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

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

Date: 27.08.2021

O.A. No.321 of 2021

D.N. TondeApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Applicant and his Advocate both are absent.
- 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present.
- 3. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply.
- 4. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

Original Application No.

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FARAD CONTINUATION SHEET No.

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|-------------------|
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Date: 27.08.2021

O.A. No.450 of 2021

S.B. MosamkarApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri R.L. Kulkarni, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.
- 2. On request of learned P.O. two weeks time is granted for filing Affidavit-in-Reply as last chance.
- 3. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram,

Appearance, Tribunal's orders

directions and Registrar's orders

Date: 27.08.2021

O.A. No.615 of 2021

D.B. Parjane

.....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

- 1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
- 2. On request of learned Advocate for the Applicant matter is adjourned shortly for Final Hearing.
- 3. S.O. to 08.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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

of 20

ΙN

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

Date: 27.08.2021

O.A. No.277 of 2019

R.S. PhadtareApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri P.P. Deokar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri Dhanajayrao Rananaware, learned Advocate for the Respondent No.3.
- 2. Learned Advocate for the Applicant submits that he want to place on record information obtained from Right to Information (R.T.I.) along with circulars and for that purpose prayed for short time.
- 3. Liberty is granted to file Additional Affidavit along with Annexure and copy of the same shall be supplied to Respondents well in advance so that matter is heard on next date finally.
- 4. Adjourned for hearing at the stage of admission.
- 5. S.O. to 06.09.2021.

Sd/-

(A.P. Kurhekar) Member (J)

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 |
|---|-------------------|
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Date: 27.08.2021

O.A. No.273 of 2021

D.B. NayakApplicant

Versus

The State of Maharashtra & Ors.Respondents.

- 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent.
- 2. On request of learned C.P.O., short time is granted for hearing with specific direction that no further time will be granted.
- 3. S.O. to 30.08.2021.

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