

**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: 28.09.2021</p> <p align="center">O.A. No.571 of 2021 with M.A. No.323 of 2021 with O.A. No.572 of 2021 with M.A. No.325 of 2021 with O.A. No.573 of 2021 with M.A. No.327 of 2021</p> <p>A.S. Thool A.N. Bhagat M.P. IgaveApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri (Dr.) Gunratan Sadavarte, learned Advocate for the Applicants in all O.As., Shri A.S. Gaikwad, learned Advocate for the Applicants in all M.As. and for Respondent No.3 in O.A. No.572/2021 & O.A. No.573/2021, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Ms Bhavana Dubepatil, learned Advocate holding for Jay and Co., learned Advocate for the Respondent Nos. 3 in O.A. No.571/2021, Respondent No. 4 in O.A. No.572/2021</p> <p>2. Today learned Advocate for private Respondent No.3 in O.A. No.571/2021 has filed Affidavit-in-Reply on behalf of private Respondent No.3. It is taken on record.</p> <p>3. Today learned Advocates for the private Respondent Nos. 3 & 4 in O.A. No.572/2021 has also filed Affidavit-in-Reply on behalf of private Respondent Nos.3 & 4. It is taken on record.</p> <p>4. Today learned Advocate for the private Respondent No.3 in O.A. No.573/2021 has also filed Affidavit-in-Reply on behalf of private Respondent No.3. It is taken on record.</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

5. M.A. No.523/2021, M.A. No.524/2021 & M.A. No.525/2021 filed in O.As are for vacating interim relief granted by the Tribunal. However, since O.A. is ripe for Final Hearing it would be appropriate to decide the O.A. on merit along with these M.As. filed for vacating stay order.

6. In view of above, all these O.As. be kept for hearing at the stage of admission.

7. Interim relief granted by this Tribunal to continue till next date.

8. S.O. to 01.10.2021.

21/10/2021
h

Sd/-

(A.P. Kurhekar)
Member (J)

NMN

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.733 of 2021</p> <p>S.P. KolteApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. The Applicant has challenged the order dated 15.09.2020 whereby he is posted in Solapur instead of Nashik Division as per the choice given by him in terms of Revenue Division Allotment for appointment by nomination and promotion to the post of Group-A and B of the Government of Maharashtra Rules, 2017. 3. Material to note that subsequently Rules 2021 have come into force in supersession of Rules of 2017. 4. In view of above, the claim of the Applicant is required to be examined in the light of Rules 2021 and not of 2017. I am, therefore, not inclined to grant interim relief. 5. Issue notice before admission returnable on 28.10.2021. 6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 7. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 8. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 9. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 10. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 11. S.O. to 28.10.2021. <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 : 28.09.2021</p> <p align="center">O.A.No.485 of 2021</p> <p>P.R. Abhang & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply as a last chance.</p> <p>3. S.O. to 14.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

I N

Original Application No.

of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p align="center">O.A.No.717 of 2021</p> <p>S. A. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On 23.09.2021, the matter was adjourned for today for filing Affidavit of Director General of Police to that effect that the default report was placed before the PEB and secondly why reasons or grounds are not recorded in the Minutes of PEB to that effect.</p> <p>3. Learned P.O. requested for two days time to take necessary steps.</p> <p>4. S.O. to 30.09.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2021</p> <p align="center">O.A. No.619 of 2021</p> <p>A.S. ChaudhariApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A. interim relief is already rejected by the Tribunal and the matter is adjourned for filing Affidavit-in-Reply.</p> <p>3. Since, date is already adjourned to 21.10.2021 for filing Affidavit-in-Reply, no reason ^{case} is made out for pre-poning the date. Be it kept on fixed date i.e. 21.10.2021.</p> <p>3. S.O. to 21.10.2021.</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 _____

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">Date: 28.09.2021</p> <p align="center">O.A. No.686 of 2021</p> <p>S.V. WaghApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, 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 for filing Affidavit-in-Reply.</p> <p>3. S.O. to 07.10.2021.</p> <p align="right">Sd/- <small>vw</small> (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

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
	<p align="center">Date: 28.09.2021</p> <p align="center">O.A. No.272 of 2021</p> <p>B.S. SuryawanshiApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of the Respondent No.2. It is taken on record. No Reply is filed on behalf of Respondent No.1.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted for filing Affidavit-in-Rejoinder.</p> <p>4. S.O. to 14.10.2021.</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 _____

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
	<p align="center">Date: 28.09.2021</p> <p align="center">O.A. No.478 of 2021</p> <p>R.M. FulzalkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Arvind V Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 07.10.2021.</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 _____

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">Date: 28.09.2021</p> <p align="center">O.A. No.717 of 2019</p> <p>V.B. WaghmareApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Applicant and his Advocate both are continuously absent. 2. Shri A.J. Chougule, learned Presenting Officer for the Respondents is present. 3. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.2 & 3. It is taken on record. 4. S.O. to 06.10.2021. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.569 of 2021</p> <p>M. A. SalveApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. In this O.A., the Applicant has challenged the communication dated 11.03.2020 issued by the Respondent No.2 denying claim of medical reimbursement for the treatment of liver cancer in Global Hospital, Hyderabad in respect of her husband who died later on, on the ground that since the Applicant has availed partly reimbursement of medical expenses from Insurance Company now she is not entitled for remaining medical expenses from the Government. This reason mentioned in communication dated 11.03.2020 is apparently incorrect and unsustainable in law. If the Applicant has taken medial policy and certain amount is covered under the said policy and got reimbursement from the Insurance Company, she can very well asked for medical reimbursement for remaining amount. 3. Learned P.O. could not pointed out any rule or approval ^{provision} which would disentitled the Applicant from claiming remaining amount by way of reimbursement from the Government. 4. O.A. is, therefore, deserves to be decided expeditiously since the Applicant is widow of deceased Government servant. 5. Indeed, the real issue seems to be of non production of original medical bill and refusal of Global Hospital to give breakup of the treatment and to return original bills which are required for medical reimbursement from the Government. 6. On request of learned PO., two weeks time is granted to file reply to O.A. 7. Simultaneously, the Applicant shall obtain necessary information under RTI Act from Global Hospital and should also avail original bills so that the claim of the Applicant for medical reimbursement can be processed by the Government in view of their communication dated 05.01.2017 which is at Page No.89 of PB. 8. S.O. to 14.10.2021. <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
---	-------------------

O.A.332/2021

Shri R.T. Chavan ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents.

2. Today, the learned P.O. filed Affidavit-in-reply on behalf of Respondent Nos.1 to 4. It is taken on record.

3. This O.A. is filed for direction to release the retiral benefits which are withheld for a long time. The Applicant stands retired on 31.07.2019. Initially, the provisional pension was granted but later it was stopped.

4. Prima-facie, no departmental enquiry or criminal prosecution was instituted against the Applicant till his retirement. However, the learned P.O. submits that reply is filed by another P.O, and therefore, he is not prepared with the O.A.

5. Adjourned to 30th September, 2021 for hearing at the stage of admission.

Sd/-

(A.P. Kurhekar)

Member-J

28.09.2021

(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 align="center">Date: 28.09.2021</p> <p align="center">O.A. No.597 of 2020</p> <p>R.D. GhaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.1. It is taken on record.</p> <p>3. S.O. to 28.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p style="text-align: center;">M.A.No.181 of 2020 in R.A.No.08 of 2020 in O.A.No.399 of 2018</p> <p>P.V. KorpaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. Awasarmol, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. M.A.No.181/2020 is filed for condonation of delay caused in filing R.A.08/2020 in O.A.No.399/2018 which has been dismissed by order dated 14.01.2020. In O.A., the Applicant has challenged the communication dated 14.02.2018 whereby he was held ineligible for appointment on the post of part-time Staff Nurse. The advertisement was issued and applications were invited for the said post. 3. Learned Counsel for the Applicant submits that initially the Applicant was held eligible but after rechecking of the papers, he was held not eligible for appointment. 4. As such, the issue pertains to the appointment which falls within the jurisdiction of Division Bench and not Single Bench. 5. True, O.A. No.399/2018 was heard and decided by Single Bench but the fact remains that the subject matter was pertaining to Division Bench. 6. The Hon'ble Administrative Member who has decided O.A.399/2018 has also demitted the office on completion of his tenure. 7. Learned P.O. has pointed out that the matter pertains to appointment and should go to the Division Bench. 8. Thus, since the subject matter of O.A. pertains to Division Bench, the Registrar is directed to examine the matter and to place it before appropriate bench. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">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">Date : 28.09.2021</p> <p align="center">O.A.No.234 of 2021</p> <p>V.E. MhatreApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Today, learned Counsel for the Applicant has filed Affidavit of the Petitioner. It is taken on record. 3. S.O. to 11.10.2021. <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p align="center">M.A.No.184 of 2021 in O.A.No.574 of 2020</p> <p>L. D. VeerApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. None for Respondent Nos.5 and 7. 2. The Applicant is 70 years old retired person who has filed the present O.A. for directions to release retiral benefits. He retired on 30.06.2009. Thereafter she approached various authorities including Lokayukta, State of Maharashtra to redress his grievance but in vain. Ultimately, she has filed this O.A. and in pending O.A. M.A.No.184/2021 is filed for condonation of delay. 3. In O.A. as well as M.A. reply and rejoinder is already filed. 4. It appears that while in service, the Applicant was absent for some period in two phases but there were no orders of leave on^{o/2} other way in service book. 5. Last time, the matter was adjourned on the submission of learned P.O. that the decision about grant of extra ordinary leave will be taken soon. However, till date no such decision is taken. 6. In view of above, O.A. as well as M.A. is required to be heard together. 7. S.O. to 30.09.2021. <p align="right">Sd/- (A.P. Kurhekar) Member(J) [P.T.O.]</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"><u>28.09.2021</u></p> <p align="center"><u>O.A 718/2021</u></p> <p>Ms G.V Desale & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. In this matter, learned C.P.O informs on the basis of oral instructions from Ms Swati Mhasepatil, Secretary, M.P.S.C that the Commission of M.P.S.C had meeting on 27.9.2021. However, the final minutes are awaited. The Commission has refused to accept the proposal not to apply the Circular dated 8.9.2020 retrospectively of reevaluating the marks and revising the results. As these are oral directions and it is having serious implication on the entire process of selection in the examination for the post of Assistant Motor Vehicles Inspector of 2020 batch, pursuant to advertisement dated 17.1.2020, we request Ms Swati Mhasepatil, Secretary, M.P.S.C to remain present at 2.15.</p> <p align="center">Sd/- (Medha Gadgil) Member (A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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
	<p align="center"><u>O.A.223/2020</u></p> <p>Shri D.N. Kamble & Ors. ... Applicants Vs. The State of Mah. & Ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned P.O. for Respondents.</p> <p>2. This O.A. is filed by six Applicants out of whom, Applicant Nos.2, 4 and 6 retired during the pendency of O.A.</p> <p>3. In O.A, the challenge was to the proposed recovery order dated 29.01.2020. The Applicants were given the benefits of recommendation of Chattopadhyay Commission and their pay scale was upgraded. After retirement, the Respondents have issued recovery orders in respect of Respondent Nos.2 and 4. Apart, some of the amount is also recovered from Respondent No.6.</p> <p>4. When the matter is taken up for final hearing, the learned Advocate for the Applicant has pointed out that the issue in this O.A. has been already decided by this Tribunal in O.A.Nos.805 to 807/2016 on 05.12.2018. The Tribunal has quashed the orders of recovery from the retiral benefits of the Applicants therein in view of decision of Hon'ble Supreme Court in (2015) 2 SCC (L & S) 33 [State of Punjab and Ors. Vs. Rafiq Masih (White Washer) & Ors.]. The said decision was challenged by the Government by filing Writ Petition Nos.7154, 7221 and 7191/2016. These Writ Petitioners were heard and decided by Hon'ble High Court by Judgment dated 24.09.2021 thereby confirming the decision rendered by this Tribunal and directions were given to implement the decision given by the Tribunal within three months from the date of receipt of copy of Judgment.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. As such, now Respondents are required to implement the decision given by this Tribunal in O.A.Nos.805 to 807/2016 and to extend the same benefit to the Applicants in the present O.A.</p> <p>6. Shri A.J. Chougule, learned P.O, however, seeks three days' time to take instructions from the Respondents.</p> <p>7. Adjourned to 4th October, 2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 28.09.2021</p> <p>(skw)</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: 28.09.2021</p> <p style="text-align: center;">O.A. No.575 of 2021 to O.A. No.579 of 2021</p> <p>S.A. Panchal R.R. Korse A.R. Shinde R.B. Lanjekar P.B. PatilApplicant</p> <p>Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, learned Advocate holding for Shri M.B. Kadam, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents, Shri M.D. Lonkar, learned Advocate for the Respondent No.3 in O.A. No.576/2021 and Ms. Purva Pardhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Respondent No.3 in O.A. No.579/2021.</p> <p>2. In O.A. No.575/2021 learned Advocate for the Applicant sought time to file M.A. for addition of private Respondent.</p> <p>3. Leaned P.O. also requested for grant of time to file Affidavit-in-Reply on behalf of Respondent Nos.1 & 2. Time granted for filing Affidavit-in-Reply as well as for filing M.A.</p> <p>3. Whereas, in O.A. No.576/2021 learned P.O. & Shri M.D. Lonkar, learned Advocate for Respondent No.3 also requested for grant of time to file Affidavit-in-Reply.</p> <p>4. M.A. No.351/2021 in O.A. No.577/2021 is filed for addition of private Respondent No.3, in view of his posting in place of the Applicant by subsequent order. Since, he is necessary party, his name be added as Respondent No.3 in O.A. No.577/2021. M.A. is allowed. 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. M.A. No.352/2021 is filed in O.A. No.578/2021 for addition of private Respondent No.3 on the ground that he is posted in place of the Applicant by subsequent order. Since, he is necessary party, his name be added as Respondent No.3 in O.A. No.578/2021. M.A. is allowed.</p> <p>6. In view of addition of Respondent No.3 in O.A. No.577/2021 & O.A. No.578/2021, issue notice to newly added Respondent No.3 in O.A. No.577/2021 & O.A. No.578/2021, before admission returnable on 22.10.2021.</p> <p>7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>8. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>9. 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>10. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>11. In case notice is not collected within seven days or service report on affidavit is not filed 7 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>12. In O.A. No.579/2021, on requests of learned P.O. for Respondent Nos.1 & 2 and learned Advocate for Respondent No.3 time is granted for filing Affidavit-in-Reply.</p> <p>13. S.O. to 22.10.2021.</p> <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: 28.09.2021</p> <p style="text-align: center;">O.A. No.705 of 2021</p> <p>N.M. RathodApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by the Tribunal on 21.09.2021, matter is kept today to appraise the Tribunal about the status of Departmental Enquiry (D.E.) initiated against the Applicant in 2011.</p> <p>3. Learned P.O. submits that in pursuance of order passed by the Tribunal on 21.09.2021 she has sent letter to the Respondents on 23.09.2021 by email, but has not received any instructions from them.</p> <p>4. As such, despite the issuance of letter by learned P.O. Respondents have not responded to her which shows causal approach of the Respondents in the matter of retiral benefits of a Government servant.</p> <p>5. Apart by order dated 21.09.2021 specific direction were given to the Respondent No.2 to keep some responsible Officer present in the Tribunal so as to know the status of D.E. which is protected for more than 10 years. Despite this direction none is present from the Office of Respondent No.2 which indicates Respondents have no regards to the order passed by the Tribunal.</p> <p>6. Perusal of O.A. reveals that the Applicant stands retired on 30.04.2021 but his retiral benefits were withheld because of initiation of D.E. in 2011, which discloses very sorry state of affair on the part of Respondents to complete D.E. Indeed, in terms of various Government circulars and decisions rendered by this Tribunal, D.E. ought to have been completed</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>maximum within one year from the date of issuance of charge-sheet, but regret to note that these directions are flouted with impunity.</p> <p>7. Learned Advocate for the Applicant submits that except appointment of enquiry Officer in D.E. no further step is taken but Applicant is deprived of his legitimate retiral benefits.</p> <p>8. Learned Advocate for the Applicant fairly submits that his client is ready to face D.E. provided it is expedited without further loss of time so that he can get his legitimate retiral benefits in accordance to law. This submission is quite fair.</p> <p>9. In view of above, there is nothing to be adjudicated in the O.A. and it has to be disposed of with suitable direction.</p> <p>10. O.A. is disposed of with direction to the Respondents to ensure completion of D.E. including by passing final order therein within three months from today, and the decision as the case may be shall be communicated to the Applicant within a week thereafter.</p> <p>11. Retiral benefits of the Applicant be thereafter released within 15 days as per his entitlement and subject to the final order of the D.E.</p> <p>12. Tribunal hope and believe the direction issued by the Tribunal will be complied with all seriousness and no further time will be granted for completion of D.E.</p> <p>13. Learned Advocate for the Applicant has further raised grievances for non grant of provisional Pension, G.I.S. and G.P.F., which was required to be released immediately after retirement but these amounts are also withheld for any justifiable reason. Respondents are therefore directed to release his provisional pension with G.I.S. and G.P.F. within a week from today.</p> <p>14. No order of the court.</p> <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 Date : 28.09.2021
	<p style="text-align: center;">O.A.No.732 of 2021</p> <p>N. A. AshtekarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti GAikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Being aggrieved by order dated 09.09.2021 thereby posting Respondent No.2 Shri Digambar Pradhan in place of the Applicant as Vigilance Officer, Pune Metropolitan Regional Development Authority, the Applicant has filed the present O.A. <i>inter-alia</i> contending that though he has not completed normal tenure as Vigilance Officer, Pune Metropolitan Regional Development Authority, he is displaced in view of posting of Respondent No.2 in his place.</p> <p>3. Learned Counsel for the Applicant has pointed out that the Applicant joined as Vigilance Officer, Pune Metropolitan Regional Development Authority by virtue of order dated 30.09.2020 and had not completed two years tenure at the time of transfer order dated 09.09.2021 whereby the Respondent No.2 is appointed in his place. He has further pointed out that no further posting order of the Applicant is issued. He is kept in waiting for no reasons. He, therefore, prayed for interim relief.</p> <p>4. Per contra, learned P.O. submits that PEB has recommended for transfer of Respondent No.2 in place of the Applicant and the same has been approved by the Hon'ble Chief Minister. She has also tendered file for perusal of the Tribunal.</p> <p>5. Perusal of file reveals that the PEB has recommended the posting of Respondent No.2 in place of the Applicant unmindful of the fact that the Applicant was not due for transfer. Thus, without considering as to whether the Applicant was due for transfer, he is displaced obviously only to accommodate the Respondent No.2 in his place. There is absolutely no reason whatsoever forthcoming for mid-tenure transfer of the Applicant. Apart, though the period of near about 15 days is over, the Applicant is kept waiting without giving him posting order.</p>

[P.T.O.]

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

Tribunal's orders

6. Surprisingly in file approved of Hon'ble Chief Minister, it is stated that in view of transfer of Respondent No.2 in place of the Applicant, he is required to be kept in waiting. This is very strange and obviously it is only to accommodate the Respondent No.2, the Applicant is displaced. No reason whatsoever or even for namesake is forthcoming in PEB Minutes or in file approved by the Hon'ble Chief Minister.

7. Only because the transfer is approved by the Hon'ble Chief Minister that itself will not render the transfer order legal where *ex-facie* it is not in consonance with of Section 22N(2) of Maharashtra Police Act.

8. True, the Respondent No.2 is of IPS Collector but here affected person is the Applicant who can agitate his grievance before Maharashtra Administrative Tribunal. He is displaced by order dated 09.09.2021. The Applicant is still working as Vigilance Officer, PMRDA, Pune as submitted by learned Counsel for the Applicant.

9. In view of above, interim relief to continue the Applicant as Vigilance Officer, Pune PMRDA is granted till next date.

10. Issue notice before admission returnable on 26.10.2021

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

12. 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.

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. 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.

15. In case notice is not collected within seven 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.

16. S.O. to 26.10.2021.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.400 of 2021</p> <p>P.B. Jadhav & Ors. ...Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Mr. U.V. Bhosle, learned Advocate for the Respondents No.3 to 6.</p> <p>2. The learned Advocate for the Applicant seeks leave to amend to add G.A.D. as party Respondent No.3.</p> <p>3. Permission granted. Amendment to be carried forward forthwith. Amended copy to be served upon all concerned.</p> <p>4. The learned Advocate for the Applicant submits that the Applicant No.4 is retiring on 30.09.2021. However, other 3 applicants are waiting for their name to be considered for promotion. She submits that no Departmental Promotion Committee (DPC) is conducted though there are many vacancies of the post of RTO in the State of Maharashtra. She submits that the Tribunal has given directions by the judgment & order dated 07.11.2014 in O.A.No.264 & 409/2010 (Mr. P.A. Anandrao & Ors. Versus The Government of Maharashtra & Ors. directing this Department to prepare and decide the issue of deemed date within 3 months i.e. on or before 07.02.2015. However, it was not decided. She further submits that the applicant has the fundamental right to be considered for the promotion and it is legal obligation on the Respondents to hold DPC and promote the applicants as the applicants' are senior most, without prejudice to deemed date. She submits that there are two examples i.e. Mr. Subhash Pedamkar and Mr. S.J. Sadamathe who were Assistant Deputy RTOs were promoted to the post of RTO in August, 2017.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. The learned C.P.O. for the Respondents while answering this query has submitted that the Department accepts that they have not prepared the list by giving deemed date since 1992. Now the Department has taken the decision to give the deemed date and prepare proper seniority list of the officers in the rank of RTO. She further submits that the Committee is established on 10.05.2021 and the report of the Committee is submitted to the Respondent-Department on 01.09.2021. Now, the Department needs to examine the report and will send it to the General Administration Department (G.A.D) and after receiving the report from G.A.D. deemed date will be fixed and the DPC will be conducted.</p> <p>6. Considered submissions.</p> <p>7. Not implementing the orders of the Tribunal which were given in 2014 is a serious and pathetic situation. However, it appears that nobody has taken action at the relevant time for non-compliance of the order. The Government, however, has established the Committee to finalize the seniority on the basis of deemed date and once for all the issue of seniority between the direct recruits and promotes in the cadre of Assistant RTO will be settled. Respondents as on today have received the report of the Committee on 01.09.2021. We accept that the Respondent-Department needs time to examine the said report. However, we feel it is necessary to give time limit to the Respondents as in view of earlier example of non-compliance of orders of the Tribunal dated 07.11.2014. The Respondent-Department to examine the report of the Committee whatever required corrections and modifications are to be done in the report and the entire activity to be completed by 18.11.2021.</p> <p>8. Mr. Ashish Kumar Singh, Additional Chief Secretary, Home (Transport) is hereby directed to examine the report and forward the file after corrections and modifications to the G.A.D. This is the last date given to the Department to send the file to the G.A.D. We make it clear that this inordinate delay is taken into account by this Tribunal.</p> <p>9. Adjourned to 22.11.2021.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</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><u>28.09.2021</u></p> <p style="text-align: center;"><u>O.A 652/2015</u></p> <p>1. Shri S.K Nikalje 1A) Smt Hemlata S. Nikalje Legal heir. ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O, on instructions from Mr Kishorekumar More, Deputy Superintendent, Land Records, Velha, states that as far as G.I.S is concerned, it will be paid within 15 days. However, Respondents seek time to pay D.C.R.G as well as G.P.F as for the same, the Service Book of the applicant is to be verified by the Pay Verification Unit and thereafter it will be forwarded to the office of the Accountant General.</p> <p>3. The Respondents are given three months' time to pursue with the office of the Pay Verification Unit and office of the Accountant General and pay all the dues to the legal heirs of the applicant.</p> <p>4. S.O to 20.12.2021.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p style="text-align: right;">(Mridula Bhatkar, J.) Chairperson</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><u>28.09.2021</u></p> <p align="center"><u>O.A 670/2021</u></p> <p>Dr Ajay S. Chandanwale ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Pradnya Talekar i/b Talekar & Associates, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O states that the scrutiny of application is going on and it will take some more time and nothing is going to happen for two weeks.</p> <p>3. Considering the submission of learned C.P.O, there is no need to take up the application for interim relief at this stage.</p> <p>4. S.O to 14.10.2021.</p> <p>Sd/- _____ (Medha Gadgil) Member (A) Akn</p> <p>Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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
	<p><u>28.09.2021</u></p> <p><u>O.A 353/2021 with M.A 155/2021 in O.A 907/201 with O.A 907/2018</u></p> <p>Shri B.D Patil & Ors [O.A 353/2021] Shri S.N Wasekar & Ors [O.A 907/2018]...Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri S.S Dere, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents. 2. At the request of learned counsel for the applicant, matters are taken on Board. 3. Learned counsel for the applicants submits that the applicants have already been sent for training and orders have been implemented and therefore, nothing remains in the Original Applications. 4. Learned C.P.O submits to the order of the Court. 5. Hence, both the Original Applications along with Misc Application No. 155/2021 stand disposed of. <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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
	<p>Date : 28.09.2021</p> <p>O.A.No.79 of 2019</p> <p>N.S. KshirsagarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Time granted to learned P.O. for the Respondents to file affidavit-in-reply by way of last chance.</p> <p>3. Adjourned to 12.10.2021</p> <p>Sd/- (Medha Gadgil/ Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 28.09.2021</p> <p align="center">O.A.No.270 of 2021</p> <p>S.D. GaikwadApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. A.S. Pawar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned C.P.O. submits that the Government needs minimum a week's time for filing reply.</p> <p>3. Adjourned to 07.10.2021.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 28.09.2021</p> <p align="center">M.A.No.128 of 2021 in O.A.No.212 of 2021</p> <p>V.G. DawariApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. R.M. Kolge, learned Advocate for the Applicant, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents and Mr. Amar Bodke, learned Advocate along with Mr. M.V. Thorat, learned Advocate for Respondent No.2.</p> <p>2. The learned Advocate for the Applicant submits that Applicant, Mr. Vishwanath Govind Davari has expired. Hence learned Advocate seeks permission to bring legal heirs of the Applicant on record.</p> <p>3. Adjourned to 18.10.2021.</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
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 : 28.09.2021</p> <p align="center">M.A.No.371 of 2021 in O.A.No.590 of 2019</p> <p>D.K. PajaiApplicant Vs. The State of Maharashtra & 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. M.A.No.371/2021 is filed to decide O.A.No. 590/2019 on the basis of findings made in paragraph 20 of judgment and order dated 15.02.2021 passed in R.A.No.10/2020 in O.A.No.837/2019 (Smt. D.K. Pajai Versus The State of Maharashtra).</p> <p>3. It appears that this matter will require detailed arguments and deliberation.</p> <p>4. M.A. disposed of. O.A. Adjourned to 29.11.2021.</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
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 : 28.09.2021</p> <p>O.A.No.204 of 2021 with O.A.No.205 of 2021with O.A.No.429 of 2021 with O.A.No.642 of 2021</p> <p>B.B. Nimgire (O.A.204/2021) S.J. Katkar (O.A.205/2021) A.R. Ghemud & Ors. (O.A.429/2021) R.H. More (O.A.642/2021)Applicants Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicants in O.A.204/2021, O.A.205/2021 & O.A.429/2021, Ms. Vaishanavi Gholave, learned Advocate i/b Mr. V.P. Sangvikar, learned Advocate for the Applicant in O.A.642/2021) and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. submits that she has received para-wise remarks in O.A.No.204/2021 & O.A.No.205/2021 and yet to receive para-wise remarks in O.A.No.429/2021 and O.A.No.642/2021.</p> <p>3. Ms. Vaishanavi Gholave, learned Advocate submits that O.A.No.693/2021 be clubbed alongwith these O.A. as the issue is same.</p> <p>4. In view of this, adjourned to 18.10.2021. To be clubbed along with O.A.No.693/2021.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="right">Sd/-</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p> <p align="right">[P.T.O.]</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.746 of 2020</p> <p>S.M. BhagwatApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.V. Thorat, learned Advocate with Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Admit. However for interim relief matter is fixed on 12.10.2021.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member(A)</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson</p> </div> </div> <p style="margin-top: 10px;">prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p>C.A.No.42 of 2021 in O.A.No.678 of 2020 with O.A.No.679 of 2000 with O.A.No.680 of 2020</p> <p>R.S. PatilApplicant Vs. The State of Maharashtra & 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. 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 18.10.2021.</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 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.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. Adjourned to 18.10.2021.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Medha Gadgil) Member(A)</p> <p style="text-align: center;">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

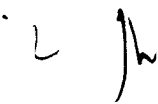
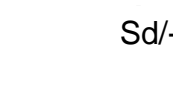
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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">Date : 28.09.2021</p> <p align="center">O.A.No.191 of 2020</p> <p>S.A. WarangApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the applicant files rejoinder. It is taken on record. Copy be served upon learned P.O. for the Respondents.</p> <p>3. Admit. Adjourned to 13.12.2021.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) Member(A)</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p> <p>prk</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 : 28.09.2021</p> <p align="center">O.A.No.309 of 2020 with O.A.No.314 of 2020 with O.A.No.315 of 2020 with O.A.No.316 of 2020</p> <p>S.V. Raut (O.A.309/2020) D.V. Katkar (O.A.314/2020) B.S. Patil (O.A.315/2020) A.R. Vasavade (316/2020)Applicants V/s. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Time granted to learned C.P.O. for the Respondents to file affidavit-in-reply by way of last chance.</p> <p>3. Adjourned to 15.11.2021.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 : 28.09.2021</p> <p align="center">M.A.No.89 of 2021 in O.A.No.812 of 2017</p> <p>R.S. LodheApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. K.R. Jagdale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The learned for the Respondents files affidavit-in-reply in M.A. It is taken on record. Copy be served upon learned Advocate for the Applicant.</p> <p>3. The learned P.O. to take instructions as to whether the applicant has been getting provisional pension on regular basis since the date he retired, i.e. from 2014 till today.</p> <p>4. Adjourned to 11.10.2021.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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.725 of 2021</u></p> <p>Y.P. Madikunt ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Id. Advocate for the applicant seeks two weeks time to amend the OA.</p> <p>3. S.O. to 12.10.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(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>C.A. No.39 of 2019 in O.A. No.216 of 2016</u></p> <p>A.P. Charate ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate both are absent. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO informs that Writ Petition' No.7879 of 2019 is filed in the Hon'ble High Court.</p> <p>3. Ld. PO to inform the next date of circulation.</p> <p>4. S.O. to 18.10.2021.</p> <p align="center">Sd/-) Sd/- (Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(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>C.A.55 of 2019 in O.As.805, 806 & 807 of 2016</u></p> <p>R.V. Dube & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicants state that writ petition filed by the State in the Hon'ble High Court was dismissed on 24.9.2021.</p> <p>3. Ld. PO seeks three weeks time to comply with the order.</p> <p>4. S.O. to 18.10.2021.</p> <p align="center">Sd/- Sd/- </p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


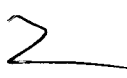
of 20

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
	<p align="center"><u>C.A. No.33 of 2021 in O.A. No.148 of 2020</u></p> <p>S.D. Mane @ Jankar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Y.B. Lengare, learned Advocate for the Applicant and Smt. K.S. Gaikiwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that reply is ready and seeks time to file the same.</p> <p>3. S.O. to 4.10.2021.</p> <p align="center">Sd/-  Sd/- </p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(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>MA No.48/2020 in OA No.54/2020</u></p> <p>N.D. Trigune ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Arjun Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 30.9.2021.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 28.9.2021</p> <p align="center">Sd/- (Mridula R. Bhatkar, J.) Chairperson 28.9.2021</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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
	<p align="center"><u>MA No.47/2020 in OA No.53/2020</u></p> <p>S.U. Sonawane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Arjun Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. I.d. PO seeks time to file reply.</p> <p>3. S.O. to 30.9.2021.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(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>MA No.130/2020 in MA No.47/2020 in OA No.53/2020</u></p> <p>S.U. Sonawane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Arjun Patil, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The applicant has prayed for restoration of OA No.53 of 2020 along with MA No.47 of 2020 which was dismissed on 4.2.2020.</p> <p>3. It is dismissed on technical grounds. Hence, we recall the order dated 4.2.2020.</p> <p>4. OA No.53 of 2020 and MA No.47 of 2020 are restored to file.</p> <p>5. MA No.130 of 2020 is disposed off accordingly.</p> <p align="center">Sd/- Sd/-</p> <p align="center">(Medha Gadgil) / (Mridula R. Bhatkar, J.) Member (A) Chairperson 28.9.2021 28.9.2021</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.731 of 2021</p> <p>S. I. AbbasApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Yuvraj Patil, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged the transfer order dated 07.08.2021 whereby he is transferred from Alankar Police Station, Pune City to Market-yard, Police Station, Pune. 3. Perusal of record reveals that the Applicant has already relieved on 09.08.2021. Since, he is already relieved, I am not inclined to grant interim relief. 4. Issue notice before admission returnable on 26.10.2021. 5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 6. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 8. 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. 9. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 10. S.O. to 26.10.2021. <p style="text-align: right;">^ Sd/- (A.Ā. Kurhekar) Member(J)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p style="text-align: center;">O.A.No.741 of 2021</p> <p>Shri C. P. YelveApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. The Applicant has challenged the communication dated 23.04.2021 whereby his claim for compassionate ground is rejected. 3. Issue notice before admission returnable on 26.10.2021. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 26.10.2021. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. 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
	<p>Date : 28.09.2021</p> <p>O.A.No.513 of 2021</p> <p>S. R. KambleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Dr.Gunratan Sadavarte, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., three weeks time is granted for filing reply.</p> <p>3. S.O. to 21.10.2021.</p> <p style="text-align: right;"> ^ Sd/- (A.P. Kurhekar) Member(J) </p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. 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 : 28.09.2021</p> <p>M.A. No.229 of 2021 in O.A.No.545 of 2021</p> <p>S. N. TeleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, 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., one week time is granted for filing reply in M.A.</p> <p>3. S.O. to 05.10.2021.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. _____ 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: 28.09.2021</p> <p>O.A. No.623 of 2021 with O.A. No.624 of 2021</p> <p>P.T. Bhoir V.V. SakpalApplicant Versus The State of Maharashtra & Ors.Respondent</p> <p>1. Heard Shri K.R Jagdale, learned Advocate for Applicant and Shri A.J. Chougule, learned Present Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time granted for filing Affidavit-in-Reply.</p> <p>3. S.O. to 14.10.2021.</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 : 28.09.2021</p> <p>M. A.No.347 of 2021 in O.A.No.498 of 2021</p> <p>Shri M. S. ChavanApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. This M.A. is filed in pending O.A. No.498/2021 for condonation of delay. 3. Issue notice in O.A. as well as M.A. before admission returnable on 26.10.2021. 4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 9. S.O. to 26.10.2021. <p style="text-align: right;">Sd/- ^ v. (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 : 28.09.2021</p> <p align="center">O.A.No.103 of 2021</p> <p>R. M. SatheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents is present.</p> <p>2. Today, the matter is for filing Rejoinder but same is not filed.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 21.10.2021.</p> <p align="right">Sd/- W (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 : 28.09.2021</p> <p align="center">O.A.No.258 of 2021</p> <p>R. A. GholapApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Chavan , learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the reply is under preparation and same will be filed on next date.</p> <p>3. S.O. to 04.10.2021 by way of last chance.</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____

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 : 28.09.2021</p> <p align="center">O.A.No.321 of 2021</p> <p>D.N. TondeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondents. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 21.10.2021.</p> <p align="right">Sd/- ✓ (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2021</p> <p>O.A.No.420 of 2021</p> <p>M. S. ShindeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., two weeks time is granted for filing reply as a last chance.</p> <p>3. S.O. to 14.10.2021.</p> <p style="text-align: right;">Sd/- ~ (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. _____ 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">Date: 28.09.2021</p> <p align="center">O.A. No.136 of 2021</p> <p>S.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Asawari Ghate, learned Advocate holding for 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. three days time is granted for filing Affidavit-in-Reply since it is under preparation.</p> <p>3. S.O. to 30.09.2021.</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 _____

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
	<p align="center">Date: 28.09.2021</p> <p align="center">O.A. No.668 of 2021</p> <p>P.G. MahajanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Advocate for the Applicant three weeks time is granted for filing M.A. for Condonation of Delay</p> <p>3. S.O. to 21.10.2021.</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 _____

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">Date: 28.09.2021</p> <p align="center">O.A. No.651 of 2021</p> <p>Dr.S. S. ShintreApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms Asawari Ghate, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. three weeks time is granted for filing Affidavit-in-Reply by way of last chance.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 21.10.2021.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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

Tribunal's orders

Date : 28.09.2021

O.A.No.698 of 2021

A. R. Uttare

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri S. A. Kasar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. In the second round of litigation, the Applicant has challenged the order dated 23.02.2021 passed by the S.D.O. whereby rejecting objection raised by the Applicant and confirming appointment of Respondent No.4 on the post of Police Patil.
3. Issue notice before admission returnable on 26.10.2021.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
9. S.O. to 26.10.2021.
10. Objections be removed within two weeks.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 28.09.2021</p> <p align="center">O.A.No.534 of 2021</p> <p>M. N. YadavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The matter pertains to deemed date of appointment as seen from the impugned order dated 13.10.2020. As the subject of appointment pertains to Division Bench, and therefore, O.A. is required to be listed before the Division Bench.</p> <p>3. The Registrar is, therefore, directed to make place the matter before appropriate bench.</p> <p align="right"> [^] Sd/- ^{v 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____

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 : 28.09.2021</p> <p align="center">O.A.No.735 of 2021</p> <p>J. K. MazgaonkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant who is serving as Sub-Inspector in the office of State Excise has challenged the transfer order dated 09.08.2021 <i>inter-alia</i> contending that he is transferred mid-tenure in contravention of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005) and sought interim relief.</p> <p>3. Learned Counsel for the Applicant submits that normal tenure of the Applicant being Group-C employee is six years but on completion of three years only, the Applicant is transferred by order dated 09.08.2021. In this behalf, he referred to the decision rendered by this Tribunal in O.A.No.435/2021 (Rakesh Kisan Pawar v/s State of Maharashtra & Ors.) decided on 30.07.2021 wherein it has been held that the Sub-Inspector working in State Excise is entitled for six years tenure in view of the reference already ^{judgment} taken by this Tribunal in O.A.No.679/2016 (Rakesh Bhapkar V/s State of Maharashtra) decided on 10.11.2016.</p> <p>4. Learned P.O. opposes the grant of interim relief stating that the Applicant is already relieved in terms of transfer order dated 09.08.2021.</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. Learned Counsel for the Applicant also fairly concedes that his client is already relieved and had already joined at Aurangabad under protest.</p> <p>6. Since the Applicant is already relieved and joined at Aurangabad, now question of interim relief does not survive.</p> <p>7. However, in view of the decision rendered by this Tribunal in <i>O.A.435/2020</i> as well as <i>O.A.679/2016</i> referred to above, this O.A. needs to be decided expeditiously.</p> <p>8. Learned P.O. is, therefore, directed to take instructions about the applicability of the decision rendered by this Tribunal in these two O.As and apprise the Tribunal. He is also at liberty to file short reply.</p> <p>9. Issue notice before admission returnable on 12.10.2021.</p> <p>10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>15. S.O. to 12.10.2021.</p> <p style="text-align: right;">Sd/- vsm (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 : 28.09.2021</p> <p align="center">O.A.No.745 of 2021</p> <p>Dr. A. C. SasaneApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. At the very outset, perusal of record reveals very disgusting situation in Health Department in posting and transferring of Doctors/Taluka Health Officers which had left the Applicant without any posting for more than 1 ½ months which needs to be looked into seriously.</p> <p>3. The Applicant was serving as Taluka Health Officer at Nandgaon as Taluka Health Officer, Nandgaon, Dist. Nashik and was due for transfer. By order dated 09.08.2021, the Respondent No.1 transferred him to Primary Health Centre, Amboli, Tal. Trimbakeshwar, Dist. Nashik. Surprisingly there was no such vacancy of Group-A officer at Primary Health Centre, Amboli as seen by letter of Deputy Director of Health Services dated 01.09.2021.</p> <p>4. Therefore, the Deputy Director, Health Services by his order dated 16.09.2021 issued temporary posting order of the Applicant giving him posting at Malegaon, Dist. Nashik but on the same day, the Government by order dated 17.09.2021 posted Dr. Sonavane at Malegaon where the Applicant was temporarily posted by Deputy Director of Health Services by order dated 16.09.2021.</p> <p align="right">[P.T.O.]</p>

Office Notes, Staff Memoranda of Command, Appellate Tribunal's orders or Director's and Registrar's orders

Tribunal's orders

5. The Applicant is, therefore, left without any posting for more than 1 ½ months. Indeed, the Respondent No.1 ought to have taken care of vacancy position before transferring the Applicant at Amboli, Tal. Trimbakeshwar, Dist. Nashik.
6. It is *prima-facie* seen that transfers are done without verifying vacancy position in a very casual manner which has resulted in loss of services of 1 ½ months.
7. Learned Counsel for the Applicant submits that the Applicant be allowed to join at Nandgaon where he was working at the time of transfer order dated 09.08.2021 since Dr. Jagtap who was transferred in his place did not join and had made representation for cancellation of his transfer order.
8. Before granting any such relief, it would be appropriate to call for the remarks of Principal Secretary, Public Health Department, Mantralaya, Mumbai on the issues noted above.
9. Learned P.O. is, therefore, directed to take instructions from Respondent Nos.1 and 2 and to apprise the Tribunal on next date. Respondent No.1 is also directed to keep some responsible officer to remain present in the Tribunal along with record to satisfy the queries raised by the Tribunal.
10. S.O. to 30.09.2021.

N
Sd/-

(A.P. Kurhekar)
Member(J)

vsm