

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>M.A.No.428 of 2022 in O.A.No.633 of 2022</p> <p>N.U. PatilApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. for the Respondents submits that Respondent No.2 has to be deleted from the array of Respondents.</p> <p>3. Adjourned to 07.10.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>M.A.No.562 of 2022 in O.A.No.483 of 2021</p> <p>A.G. MurdeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. submits that papers are submitted to the A.G. office in July 2022 for giving the applicant all pensionary benefits and his co-delinquent Mr. Deokata has received all the pensionary benefits.</p> <p>3. Adjourned to 12.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>C.A.No.57 of 2022 in O.A.No.927 of 2017</p> <p>G.D. JadhavApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Advocate appearing for Respondent No.2 and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate appearing for Respondent No.2 files vakalatnama.</p> <p>3. Adjourned to 12.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 28.09.2022
	<p align="center">M.A.No.403 of 2022 in M.A.No.346 of 2017 in O.A.No.760 of 2017</p> <p>S.R. YadavApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Purva Pradhan, learned Advocate holding for Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. M.A.403/2022 is filed seeking amendment in O.A..</p> <p>3. M.A. is allowed. Amendment to be carried out on or before 06.10.2022. Amended copy is to be served upon learned C.P.O. on or before next date.</p> <p>4. M.A.No.403/2022 stands disposed of. M.A. No.346/2017 in O.A.No.760/2017 Adjourned to 09.11.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A) prk</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>C.A.No.62 of 2022 in O.A.No.765 of 2021</p> <p>R.G. KhairnarApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Punam Mahajan, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents</p> <p>2. Learned P.O. submits that directions were given to consider the case of the applicant at the time of general transfer. She produces reply given to the applicant dated 27.09.2022 where it has been stated that the case of the applicant will be considered during general transfer which have not taken place yet. Hence, the C.A. is not maintainable.</p> <p>3. Time granted till 12.10.2022 to the learned P.O. to consider the case of the applicant.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 28.09.2022</p> <p>C.A.No.1 of 2022 in O.A.No.370 of 2019</p> <p>L.T. RathodApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. P.L. Rathod a/w Mr. P.S. Rane, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents</p> <p>2. Learned Advocate submits that he has already filed additional affidavit-in-reply dated 07.09.2022 and its copy was served on learned C.P.O.</p> <p>3. Adjourned to 07.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.956 of 2022</p> <p>M.S. KembalkarApplicant 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. Applicant prays to quash the pending Departmental Enquiry proceedings against him initiated by the Respondent in the year 2014. O.A. is filed on 26.09.2022.</p> <p>3. Learned Advocate submits that since 2014 no D.P.C. was conducted and now the Department is going to conduct the D.P.C. in the next week. He prays for interim relief for considering his case for promotion subject to the outcome of this D.E. He relies on the judgment of Hon'ble Supreme Court in the case of Prabhakar s/o Jagguji Rangari Versus Hon'ble Minister of Industries and Chairman, Maharashtra Industrial Development Corporation, Mantralaya reported in 2016 (1) Mh.L.J.</p> <p>4. Learned C.P.O. refers to the G.R. of 15.12.2017 which is in force as on today.</p> <p>5. Adjourned to 30.09.2022 for learned C.P.O. to inform the date when the D.P.C. will be conducted.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member(A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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(Presenting Officer.....)

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	<p align="center">C.A.No.55 of 2022 in O.A.No.434 of 2022</p> <p>R.T. KaleApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.B. Kadam, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents</p> <p>2. Last chance granted to learned P.O. to file affidavit-in-reply.</p> <p>3. Adjourned to 07.10.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member(A)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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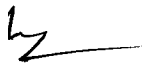
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>C.A.No.5 of 2022 in M.A.No.141 of 2022 in O.A.No.769 of 2017</p> <p>S.R.S. MunirApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Today learned C.P.O. files affidavit-in-reply regarding compliance of the order. It is taken on record.</p> <p>3. Adjourned to 12.10.2022.</p> <p>Sd/- _____ (Medha Gadgil) Member(A) prk</p> <p>Sd/- _____ (Mridula Bhatkar, J.) Chairperson</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.943 of 2022</u></p> <p>V.S. Khandare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri S.S. Dere, learned Advocate for the Applicant and Smt. 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 9.11.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- Sd/- </p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 28.9.2022 28.9.2022</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>O.A. No.483 of 2022</u></p> <p>M.G. Prajapat ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Ms. Savita Surayavanshi, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for Respondents No.1 to 3 and Smt. Punam Mahajan, learned Advocate for Respondent No.7.</p> <p>2. Ld. Advocate for the applicant after arguing the matter, files written arguments and the same is taken on record.</p> <p>3. After the submissions of Ld. CPO and Ld. Advocate for Respondent no.7 are over, Ld. Advocate for the applicant tenders application dated 28.9.2022 and submits that if the Tribunal is going to reject her OA, she prays for stay. The same is taken on record and marked Court Exh. No.1 for identification.</p> <p>4. Matter be placed for orders tomorrow.</p> <p>5. S.O. to 29.9.2022.</p> <p align="center">Sd/- (Medha Gadgil) Member (A) 28.9.2022 (sgj)</p> <p align="center">Sd/- (Mridula Bhatkar, J.) Chairperson 28.9.2022</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.942 of 2022</u></p> <p>M.G. Chaudhari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. 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 9.11.2022. The respondents are directed to file reply. Caveat No.110 of 2022 is filed by Ld. Advocate Shri Anand Sangvikar on behalf of Caveator Shri Hanumant Pandurang Jagtap. Ld. Advocate for the applicant is directed to serve the Caveator.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 28.9.2022</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 28.9.2022</p> <p>(sgj)</p>

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.857 of 2022</u></p> <p>P.P. Dahiwade ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.S. Nandimath, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant submits that he will remove the office objections and seeks time.</p> <p>3. Removed from the caption of 'For Dismissal'.</p> <p>4. S.O. to 19.10.2022.</p> <p style="text-align: center;">Sd/- (Medha Gadgil) Member (A) 28.9.2022</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson 28.9.2022</p> <p>(sgj)</p>

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.852 of 2022</p> <p>P.L. BarateApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Mr. S.S. Dere, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Matter will proceed without reply, if reply is not filed within three weeks.</p> <p>3. Adjourned to 12.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.331 of 2018</p> <p>M.S. AmbigarApplicant 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. Admit. Adjourned to 09.11.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p>(Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.1043 of 2021</p> <p>A.S. JaiswalApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Affidavit-in-reply to be filed within one week. Thereafter matter will be placed after two weeks.</p> <p>3. Adjourned to 12.10.2022 for learned C.P.O. to file reply.</p> <p>Sd/- (Medha Gadgil/ Member(A) prk</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.748 of 2021</p> <p>B.R. ThoratApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Mohan C. Kumbhar a/w Mr. Sachin K. Hande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Reply is filed. For rejoinder adjourned to 04.11.2022.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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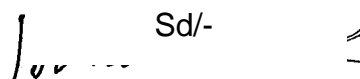
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 28.09.2022</p> <p>O.A.No.359 of 2021</p> <p>B.R. ThoratApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. Mohan C. Kumbhar a/w Mr. Sachin K. Hande, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Reply is filed. For rejoinder adjourned to 04.11.2022.</p> <p>Sd/-  Sd/- </p> <p>(Medha Gadgil) Member(A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 28.09.2022</p> <p>O.A.No.673 of 2022</p> <p>S.V. GuravApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Learned C.P.O. files affidavit-in-reply. Taken on record.</p> <p>3. Admit. Adjourned to 09.11.2022.</p> <p>Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member(A) Chairperson</p> <p>prk</p>

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	<p>Date : 28.09.2022</p> <p>O.A.No.865 of 2022 with M.A.No.566 of 2022</p> <p>A.V. GavhaneApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Mr. R.M. Kolge, learned Advocate for the Applicant and Ms. Archana B.K., learned Presenting Officer for the Respondents</p> <p>2. Interim relief to be continued till next date.</p> <p>3. Adjourned to 12.10.2022.</p> <p>Sd/- <i>(Signature)</i> (Medha Gadgil) Member(A)</p> <p>Sd/- <i>(Signature)</i> (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 28.09.2022</p> <p>O.A.No.205 of 2022</p> <p>Dr. S.K. ThakurApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Mr. M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. files affidavit-in-reply. Taken on record.</p> <p>3. Learned Advocate seeks time to file rejoinder.</p> <p>4. Adjourned to 19.10.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

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	<p>Date : 28.09.2022</p> <p>O.A.No.702 of 2022</p> <p>D.N. ChimadeApplicant Vs. The State of Maharashtra & Ors.Respondents.</p> <p>1. None for the Applicant. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents</p> <p>2. Affidavit-in-reply is filed.</p> <p>3. Admit. Adjourned to 09.11.2022.</p> <p>Sd/- (Medha Gadgil) Member(A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.935 of 2022</u></p> <p>S.D. Katkoli ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. 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 4.11.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- Sd/- </p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 28.9.2022 28.9.2022</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.920 of 2022</u></p> <p>B.M. Kamble ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. 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 9.11.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 28.9.2022 28.9.2022</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.740 of 2022</u></p> <p>Mahendra V. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. Applicant and Advocate both are absent.</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 9.11.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) (Mridula Bhatkar, J.)</p> <p style="text-align: center;">Member (A) Chairperson</p> <p style="text-align: center;">28.9.2022 28.9.2022</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>M.A. No.559 of 2022 in O.A. No.1078 of 2016</u></p> <p>Mahadev S. Kadam & Anr. ..Interveners And Ramesh D. Wardhane & 8 Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Mahesh Deshmukh holding for Shri P.D. Patil, learned Advocate for the Interveners, Shri Joel Carlos i/b. Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Interveners have filed MA No.559 of 2022 in the above OA for adding them as party respondents in the array of respondents.</p> <p>3. Ld. Advocate for the applicants opposes the MA for intervention and submits that they are neither necessary nor proper parties as they do not figure in the seniority list. However, we are of the view that they are from the cadre of Executive Engineer and the issue pertains of fixing the seniority between Assistant Executive Engineer and Assistant Engineer-I.</p> <p>4. In view of the above, MA for intervention is allowed. Interveners are to be added as party respondents in the array of respondents in OA No.1078 of 2016. Ld. Advocate for the applicants is directed to add Interveners as party respondents in the array of respondents and serve the amended copy of OA on all concerned. MA disposed off accordingly.</p> <p align="center">Sd/- _____ Sd/- _____ (Medha Gadgil) (Mridula Bhatkar, J.) Member (A) Chairperson 28.9.2022 28.9.2022</p> <p>(sgj)</p>

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

Tribunal's orders

O.As. No.53/2015, 912/2015 & 1078/2016

D.G. Deshmukh
S.G. Deshpande & Ors.
R.D. Wardhane & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri Joel Carlos i/b Shri A.Y. Sakhare, Senior Counsel with Shri K.R. Jagdale, learned Advocates for the Applicants and Shri D.B. Khaire, Special Counsel with Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents..

2. Ld. Advocate for the applicants submits that the Secretary (Roads), PWD, who has filed the affidavit was contesting respondents in the previous matter decided by this Tribunal by order dated 10.5.2013 passed in OAs No.246/2012 & Ors. Shri V.N. Ashtapure & Ors. Vs. State of Maharashtra & Ors.

3. Shri D.B. Khaire, Ld. Special Counsel pointed out that the Secretary (Roads) is no longer respondent in the said case and moreover he has taken approval of Additional Chief Secretary for filing affidavit. In view of the objection raised by the Ld. Advocate for the applicants, we direct Additional Chief Secretary to file affidavit. We make it clear that it is up to the State to file affidavit in reply of Additional Chief Secretary, who is from IAS cadre and if this affidavit is maintained, we make it clear the State may be taking risk in keeping the said affidavit on record.

4. Shri D.B. Khaire, Ld. Special Counsel points out the interim order dated 14.9.2022 passed in the above matter directing the State not to give promotions to the post of Superintending Engineer from the cadre of Executive Engineer and submits for vacating the same. We will be taking this matter on the point of vacating the order on the next date when Ld. Special Counsel may advance his submissions.

5. As the same Bench is not available in the next week, we adjourn the matter to 12.10.2022. Part Heard.

Sd/-

(Medha Gadgil)
Member (A)
28.9.2022

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
28.9.2022

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.921 of 2022</u></p> <p>S.R. Vajare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. 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 9.11.2022. The respondents are directed to file reply.</p> <p>4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within seven days or service report on affidavit is not filed three days before returnable date, the OA shall be placed on board before the concerned Bench under the caption "For Dismissal" and thereafter on the subsequent date the OA shall stand dismissed.</p> <p style="text-align: center;">Sd/- Sd/-</p> <p style="text-align: center;">(Medha Gadgil) / (Mridula Bhatkar, J.) Member (A) Chairperson 28.9.2022 28.9.2022</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
ORIGINAL APPLICATION NO.557 & 676 OF 2021**

Shankar M. Mutekar & 42 Ors.
Santosh B. Patil & 40 Ors. ..Applicants

Versus

The State of Maharashtra & Ors. ..Respondents

Shri S.S. Dere – Advocate for the Applicants

Ms. S.P. Manchekar – Chief Presenting Officer for the Respondents

CORAM : Smt. Justice Mridula Bhatkar, Chairperson
Smt. Medha Gadgil, Member (A)

DATE : 28th September, 2022

ORDER

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

2. Ld. Advocate for the applicants has filed Praecipes dated 26.9.2022 and 28.9.2022 for speaking to minutes of the judgment and order dated 23.9.2022 passed in the above OAs.


3. Ld. Advocate submits that there is typographical error in mentioning the name of Applicant No.22 in OA No.557/2021. It is mentioned as “**Vibhav** Dattatraya Pethkar” in the title whereas it is should be mentioned as “**Vaibhav** Dattatraya Pethkar”.

✓


4. In para 12(c) of the order dated 23.9.2022 at page 17 it is mentioned as, "(c) The said order to be complied by 30th November, 2022." After the said sentence, "In the meanwhile, interim relief granted by order dated 9.6.2022 to continue till implementation of the order." is to be added.

5. Order be corrected accordingly.

Sd/-


(Medha Gadgil)
Member (A)
28.9.2022

Sd/-


(Mridula Bhatkar, J.)
Chairperson
28.9.2022

Dictation taken by: S.G. Jawalkar.

G:\JAWALKAR\Judgements\2022\9 September 2022\OA.557 & 676.2021.SMMutekar & Ors. Speaking to minutes.doc

**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.243 of 2022</u></p> <p>Dipak P. Pathare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.P. Narhar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The applicant seeks selection to the post of Police Constable in view of advertisement dated 9.8.2019 published by respondent no.2. Though the applicant belongs to OBC category he inadvertently stated his caste as belonging to SBC in the online application form submitted on 13.9.2019. On 18.11.2021 his application was processed. Thereafter immediately on 22.11.2021 he made a representation for modifying from SBC to OBC category. He was called for interview and document verification, during which time it was found that he as wrongly mentioned his caste. The applicant secured 136 marks i.e. 91 in written and 45 marks in physical examination. The cut off marks for general category is 135, for OBC is 132 and for SBC it is 130 marks. The applicant therefore prays that he should be considered for selection as he has secured more than the cut off marks of all the categories.</p> <p>3. This Tribunal passed the following interim order on 7.4.2022:</p> <p align="center"><i>"2. In view of the fact that select list of 720 candidates is put on hold as the respondents have not filed affidavit in reply, we direct the respondents to declare the result for 719 posts. The result of one post is not to be declared till the next date."</i></p> <p>4. Ld. PO submits that applicant has wrongly mentioned his caste and there is no scope for correction in the said form and his candidature was rightly rejected.</p>

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

Tribunal's orders

5. We express our view that law of the land which is settled in the case of **R.K. Sabharwal & Ors. Vs. State of Punjab & Ors. AIR 1995 SC 1371** in respect of migration, on the basis of merit irrespective of caste or category the candidate belongs to. Moreover, the applicant is meritorious candidate and he should be given appointment.

6. In view of the above, we direct the respondents to give appointment to the applicant to the post of Police Constable within two weeks. OA disposed off accordingly.

Sd/-

(Medha Gadgil)
Member (A)
28.9.2022

(sgj)

Sd/-

(Mridula Bhatkar, J.)
Chairperson
28.9.2022

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.500 of 2022</p> <p>P.B. JagtapApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. O.A. be kept for hearing at the stage of admission.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 11.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.50 of 2022</p> <p>M.A. KambleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. O.A. is for hearing at the stage of admission without Reply since the Respondents fail to file Affidavit-in-Reply in the time granted by the Tribunal.</p> <p>4. However, learned P.O. sought permission to file Affidavit-in-Reply on behalf of Respondent Nos.1 to 3. In the interest of justice learned P.O. is allowed to file Affidavit-in-Reply. It is taken on record.</p> <p>5. O.A. be kept for hearing at the stage of admission.</p> <p>6. S.O. to 03.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.862 of 2021</p> <p>T.B. VhanmaneApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> Applicant and his Advocate both are absent. Smt. Archana B.K., learned Presenting Officer for the Respondents is present. O.A. is for hearing at the stage of admission without Reply since the Respondents fail to file Affidavit-in-Reply in the time granted by the Tribunal. However, learned P.O. sought permission to file Affidavit-in-Reply. In the interest of justice learned P.O. is allowed to file Affidavit-in-Reply. It is taken on record. O.A. be kept for hearing at the stage of admission. S.O. to 11.10.2022. <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

M.A.564/2022 in O.A.519/2022

Smt. M.P. Shinde

... Applicant

Vs.

The State of Mah. & Ors.

... Respondents

1. Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for Respondents is present.
2. This M.A. is filed to recall the order passed in M.A.372/22, dated 23.09.2022.
3. When M.A.No.372/2022 was taken up for hearing on 23.09.2022, the learned P.O. made a statement that the post of Assistant Commissioner of State Tax, Pune (PUN-VA-D-804) has been already filled in. Indeed, M.A.372/2022 was filed to keep the said post vacant, but the statement being made by learned P.O. on 23.09.2022, M.A.No.372/2022 was disposed of having become infructuous.
4. Now, this M.A. is filed to recall the order dated 23.09.2022 stating that the said post is not actually filled-in, but some other stop-gap arrangement is made on 31.10.2022. The learned P.O. has also tendered the order dated 11.07.2022 thereby the said arrangement seems to have been made upto 31.10.2022. It appears that one Dipika Joseph has been assigned to look after the said post till 31.10.2022. Thus, apparently, the order dated 11.06.2022 is not permanent posting order, so as to hold that the said post is filled-in.
5. In view of above, the order dated 23.09.2022 passed in M.A.372/2022 about disposal of M.A. is recalled and M.A. is revived.
6. In view of above, this M.A.No.564/2022 is disposed of with no order as to costs.
7. O.A.No.372/2022 be listed along with O.A.No.519/2022 on next date for final hearing.

Sd/-

(A.P. Kurhekar)

Member-J

28.09.2022

(skw)



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.910 of 2022</p> <p>S.G. YewaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance. Since, the Applicant counsel is pressing for interim relief.</p> <p>3. Instead of grant of interim relief, O.A. can be disposed of by getting Reply from Respondents.</p> <p>4. S.O. to 04.10.2022.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p align="center">NMN</p> <p>LATER ON</p> <p>5. In the afternoon session, learned P.O. filed Affidavit-in-Reply on behalf of Respondent Nos.2 & 3. It is taken on record.</p> <p>6. Adjourned for hearing at the stage of admission.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member (J) </p> <p align="center">NMN [P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p>O.A. No.856 of 2022</p> <p>E.V. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Smt. Punam Mahajan, learned Advocate for the Respondent No.2. 2. Today matter is for filing Reply of learned P.O. as well as learned Advocate for the Respondent No.2 but sought time. 3. Learned Advocate for the Applicant however wants bring on record certain subsequent development. He submits that during the pendency of O.A. the Government by order dated 05.08.2022 gave posting to the Applicant as Naib Tahasildar, Revenue, Tal. Alibag, Dist. Raigad were he joined in protest. He further submits that the Applicant had made representation on 18.07.2022 for change of posting and to accommodate him on the post of Naib Tahasildar (Election), Tal. Panvel, Dist. Raigad. 4. In view of above, learned P.O. therefore to take instruction from the Respondents as to whether Government is considering representation dated 18.07.2022 made by the Applicant or to file Affidavit-in-Reply to O.A. 5. One week time is granted. 6. Learned Advocate for the Applicant sought permission to delete the name of Respondent No.2 since no relief is claimed against him. Allowed to delete the name. He also sought permission to delete prayer clause 8 (a). Allowed to delete the same. 7. S.O. to 06.10.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.602 of 2022</p> <p>S.D. GanageApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri P.L. Rathod, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. O.A. be kept for Hearing at the stage of admission.</p> <p>5. S.O. to 20.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.733 of 2022</p> <p>R.H. AarsiddhApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Ms. Purva Pradhan, learned Advocate holding for Shri D.B. Khaire, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Learned P.O. submits that Affidavit-in-Reply will be filed during the course of the day. Statement is accepted. It be taken on record. 3. Learned Advocate for the Applicant submits that she does not want to file Rejoinder. 4. O.A. be kept for Final Hearing. 5. S.O. to 14.10.2022. <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.866 of 2022</p> <p>M.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Rely.</p> <p>3. Learned Advocate for the Applicant has pointed out that directions were given by the Tribunal in order dated 30.08.2022 for payment of pension which are not implemented and no provisional pension is paid from June 2022 onwards.</p> <p>4. Learned P.O. shall ensure compliance of direction, failing to which necessary action or Contempt of Court would follow.</p> <p>5. S.O. to 12.10.2022.</p> <p align="right"> ^ Sd/- v* (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 data-bbox="771 347 998 386">Date: 28.09.2022</p> <p data-bbox="844 425 1429 463">M.A. No.543 of 2022 in O.A. No.901 of 2022</p> <p data-bbox="771 502 1502 656">Maharashtra Industrial Develop. CorporationApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p data-bbox="771 734 1502 1094">1. Heard Shri Kunal Damale, learned Advocate for the Applicant in M.A. No.543/2022, Shri M.D. Lonkar, learned Advocate for the Applicant in O.A. No.901/2022, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondent No.1 in O.A. No.901/2022 and Shri A.V. Bandiwadekar, learned Special Counsel for Respondent No.2 in O.A. No.901/2022. Applicant is also present in person.</p> <p data-bbox="771 1133 1502 1352">2. Learned Advocate for the Applicant has tendered application stating that the Applicant does not want to proceed further with the O.A. and prayed to withdraw the same. Letter is taken on record and marked with letter 'X' for identification.</p> <p data-bbox="771 1403 1502 1442">3. Applicant also admits the contents of the letter.</p> <p data-bbox="771 1494 1502 1661">4. Learned Advocate for Respondent No.2 has also tendered a Government letter (passed by Respondent No.1) dated 28.09.2022 whereby deputation order dated 18.08.2022 is cancelled.</p> <p data-bbox="771 1713 1502 1790">5. In view of above, permission is granted to withdraw the O.A.</p> <p data-bbox="771 1841 1502 1919">6. O.A. as well as M.A. No.543/2022 is accordingly disposed of with no order as to costs.</p> <p data-bbox="1258 1996 1339 2073">Sd/-</p> <p data-bbox="1161 2099 1372 2176">(A.P. Kurhekar) Member (J)</p> <p data-bbox="771 2215 828 2254">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.433 of 2022 with O.A. No.844 of 2021</p> <p>C.S. LokhandeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent No.2 along with Annexure which seems to be necessary for adjudication of issue involved in the matter. It is taken on record.</p> <p>3. On request of learned Advocate for the Applicant two weeks time is granted to file Rejoinder.</p> <p>4. S.O. to 12.10.2022.</p> <p align="right">Sd/- W* (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p>M.A. No.363 of 2022 in O.A. No.555 of 2020</p> <p>D.D. GaikwadApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.B. Ade, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant stands retired on 31.05.2022 on the post of Stenographer (H.G.). While in service the Applicant was initially appointed on the post of Steno-Typist in 15.04.1985 and was promoted on the post of Stenographer (L.G.) 20.06.1996. Later, he was promoted on the post of Stenographer (H.G.) on 02.03.2021. He raised grievance that his Jr. namely Shri Atul Chavan was promoted on the post of Stenographer (L.G.) and joined on 30.12.1992. Whereas, the Applicant was promoted to the post of Stenographer (L.G.) 20.06.1996. He therefore made representation for Deemed Date of Promotion in the cadre of Stenographer (L.G.) w.e.f. 30.12.1992.</p> <p>3. Significantly, Respondent No.2 vide communication dated 17.01.2019 sent proposal to the Government recommending Deemed Date of Promotion on par with Atul Chavan. However, no decision is taken, and eventually the Applicant stand's retired on 31.05.2022. The Applicant filed M.A. for condonation of delay along with O.A.</p> <p>4. Indeed, no final decision is taken on the representation as well as proposal dated 17.01.2019 and 26.07.2019 forwarded by Respondent No.2 - The Commissioner, Tribal Development Department, Nashik to Respondent No.1, The Principal Secretary, Tribal Development</p> <p style="text-align: right;">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Department. Indeed, the decision ought to have been taken at the earliest but not taken though the Applicant stands retired thereafter. Since no decision is taken the question of limitation does not survives.</p> <p>5. In view of above, O.A. deserves to be disposed of with suitable direction.</p> <p>6. M.A. and O.A. are disposed of with direction to the Respondent No.1 to take decision on the proposal dated 17.01.2019 and proposal dated 26.07.2019 sent by Respondent No.2 in accordance to Rules within 6 weeks from today. Decision as the case may be shall be communicated to the Applicant and will be at liberty to avail further legal remedy if felt aggrieved.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">M.A. No.527 of 2022 in O.A. No.879 of 2022 with M.A. No.528 of 2022 in O.A. No.880 of 2022</p> <p>N.S. NaikApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply to M.A.</p> <p>3. S.O. to 12.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.347 of 2021</p> <p>S.S. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. When the matter is heard for some time, it is noticed that Respondents have not produced technical committee report dated 15.07.2020 on the basis of which the Applicant's claim for compensation of Rs. 50,00,000/- (Rupees Fifty Lakhs Only) has been rejected. Indeed, it ought to have been filed along with Affidavit-in-Reply.</p> <p>3. On week time is granted to the Respondents to produce technical committee report with short Affidavit.</p> <p>4. Learned P.O. is further directed to ensure that other retiral benefits which are not in dispute shall be released to the Applicant by next date.</p> <p>5. S.O. to 06.10.2022.</p> <p>6. Steno Copy granted.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p> <p align="right">[P.T.O.]</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 28.09.2022</p> <p align="center">O.A. No.910 of 2022</p> <p>S.G. YewaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. one week time is granted to file Affidavit-in-Reply by way of last chance. Since, the Applicant counsel is pressing for interim relief.</p> <p>3. Instead of grant of interim relief, O.A. can be disposed of by getting Reply from Respondents.</p> <p>4. S.O. to 04.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 28.09.2022</p> <p align="center">O.A. No.812 of 2022</p> <p>N.V. DahibhateApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, learned Advocate along with Shri R.M. Kolge, learned Advocate for the Respondent No.2.</p> <p>2. On request of learned P.O. and learned Advocate for the Respondent No.2, two weeks time is granted to file Affidavit-in-Reply by way of last chance.</p> <p>3. S.O. to 12.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>

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	<p>Date: 28.09.2022</p> <p align="center">O.A. No.763 of 2021</p> <p>Y.R. HansekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri R.M. Kolge, learned Advocate holding for Smt. Ranjana Todankar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed. Hence, I am not inclined to grant further time.</p> <p>3. Learned P.O. submits that she be permitted to file Affidavit-in-Reply by tomorrow since it is under preparation. Allowed to file Affidavit-in-Reply in the office by tomorrow without fail.</p> <p>4. O.A. be kept for hearing at the stage of admission.</p> <p>5. S.O. to 21.10.2022.</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: 28.09.2022</p> <p style="text-align: center;">O.A. No.954 of 2022</p> <p>A.U. PawarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. The Applicant has challenged order passed by Government dated 13.08.2020 thereby treating suspension period from 11.01.2008 to 16.02.2011 suspension as such and order passed by appellate authority dated 03.09.2022 whereby order of Government is confirmed. 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 04.11.2022. 5. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing. 6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 7. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 8. In case notice is not collected within <u>seven</u> days or service report on affidavit is not filed <u>three</u> days before returnable date, the Original / Miscellaneous Applications shall be placed on board before the concerned Benches under the caption "<u>for Dismissal</u>" and thereafter on the subsequent date the Original / Miscellaneous Applications shall stand dismissed. 9. S.O. to 04.11.2022. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

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	<p>Date: 28.09.2022</p> <p align="center">O.A. No.427 of 2021</p> <p>P.B. PatilApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Rohit Pande, learned Advocate holding for Shri N.S. Satpute, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>3. On request of leaned Advocate for the Applicant adjourned for Final Hearing.</p> <p>4. S.O. to 14.10.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p align="center">NMN</p>