

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**ORIGINAL APPLICATION NO.670 OF 2021**

**With**

**MISCELLANEOUS APPLICATION NO.392 OF 2021**

Dr. A.S. Chandanwale ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Ms. Madhavi Ayyappan i/b. Talekar & Associates – Advocate for the Applicant

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

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

DATE : 29<sup>th</sup> August, 2022

PER : Smt. Justice Mridula Bhatkar, Chairperson

**ORDER**

1. Heard Ms. Madhavi Ayyappan i/b. Talekar & Associates, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. By order dated 6.9.2021 we raised two queries:



(a) *Apart from the 5 instances mentioned in 34(c) of the Rights of Persons with Disabilities Act, 2016 (hereinafter referred as 'Disabilities Act of 2016' for brevity) is there any other instance or disability which is covered under locomotor disability?*

(b) *The Applicant claims that he has locomotor disability pertaining to one left arm and one right leg. The respondent to state whether this disability can be called as locomotor disability covered under Section 34(c) of Disabilities Act of 2016?*

3. Pursuant to this, the respondents constituted committee of 4 Experts viz. Dr. Meenakshi Bhattacharya, Dr. Atul Panghate, Dr. Rahul Chakor and Dr. Ajay Bhandarwar. They have submitted report dated 21.10.2021 holding that, 'This disability cannot be called as Locomotor Disability covered under Section 34(c) of Disability Act 2016.'

4. However, Ld. Advocate for the applicant has pointed out and relied on the Disability Certificate dated 13.8.2021 issued by the designated authority provided under Section 57 of The Rights of Persons with Disabilities Act, 2016. In the said certificate the report is given as follows:

*“(A) He is a case of Locomotor Disability.*

*(B) The diagnosis in his case is FUSION OF C1-C2, C2-C3 VERTEBRATE WITH LT UL MONOPARAESIS WITH RT FEMORO ACETABULAR IMPINGEMENT WITH LT LUNG INFERIOR LOBECTOMY DUE TO GUN SHOT INJURY.*

*(C) He has 52% (in figure) Fifty Two percent (in words) Permanent Disability in relation to his Left Arm, Shoulder, Neck, Hip, Spine as per the guidelines (Guidelines for the purpose of assessing the extent*

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*of specified disability in a person included under RPwD Act, 2016 notified by Government of India vide S.O. 76(E) dated 4.1.2018)."*

5. However, the committee has denied his status as disable having Locomotor Disability. Ld. Advocate for the applicant relied and pointed out that applicant has made affidavit dated 24.11.2021 wherein in para 16 he has stated as follows:

*"16. I am rather surprised that the respondent, without even physically examining me, has negated the findings of the competent authority, only with a view to harass the applicant."*

6. Ld. Advocate submits that the committee never called the applicant either for clinical examination or asked for documents of MRI and CT Scan.


7. Ld. CPO submits that date of the report of MRI and CT Scan are 13.8.2021 and 25.7.2021 respectively and the OA is filed on 1.9.2021.


8. Considering the submissions made by both the sides, prima facie it appears that either committee or applicant has made a false statement before us. For our better clarity we call upon the applicant to make file an affidavit whether MRI and CT Scan are taken on 13.8.2021 and 25.7.2021 respectively.

9. Now, the Ld. Advocate for the applicant, on instructions from Shri Sanjay Sonawane, Stenographer of applicant Dr. A.S. Chandanwale submits that applicant has done these tests. However, he was neither called nor physically examined by the committee, which is requirement of the rules. Ld. Advocate pointed out notification dated 4.1.2018 issued by Ministry of Social Justice and Empowerment (Department of

Empowerment of Persons with Disabilities (Divyangjan), New Delhi wherein guidelines have been issued for evaluation and procedure for certificate of various specified disabilities. Ld. Advocate pointed out and relied on clause 1.1. - Guidelines for Evaluation of Permanent Physical Impairment (PPI) of Upper Extremities and clause 1.2.3. - Principles of evaluation of strength of muscles. Ld. Advocate also referred to definition of 'Locomotor disability' which means, "a person's ability to execute distinctive activities associated with movement of self and objects resulting from affliction of musculoskeletal or nervous system or both."

10. S.O. to 30.8.2022 at 10.30 a.m. High on Board.

Sd/-  
  
**(Medha Gadgil)**  
**Member (A)**  
**29.8.2022**

Sd/-  
  
**(Mridula Bhatkar, J.)**  
**Chairperson**  
**29.8.2022**

Dictation taken by: S.G. Jawalkar.

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

**Tribunal's orders**

**Date : 29.08.2022**

**O.A.No.590 of 2022**

B.B. Khadke .....Applicant  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Mr. D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned Advocate submits that by order dated 10.08.2020 applicant was transferred from Pune to Beed. He has suffered brain stroke on 11.12.2019. Thereafter he was on leave since. No fitness certificate was issued about his leave. Applicant did not join at Beed. Report was submitted by Superintendent of State Excise Kolhapur, wherein it is mentioned that he is required to be treated for one year on account of brain stroke. Thereafter on 30.08.2021 applicant was transferred from Beed to Kolhapur. However on 25.01.2021 Respondents initiated enquiry against him on account of sole charge for not joining at Beed.

3. Learned Advocate submits that he submitted reply to his D.E. giving reasons of non-joining on account of health on 08.11.2021. Thereafter he had challenged D.E. in this O.A. Learned Advocate submits that the applicant has joined duty at Kolhapur on 07.09.2021.

4. In view of the submissions made by learned Advocate, we direct the Commissioner State Excise to immediately inform whether there is any ground to continue D.E. The Commissioner, State Excise is hereby directed to consider is there any cause to continue D.E. as on today.

5. Adjourned to 05.09.2022.

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p align="center"><b><u>C.A 14/2022 in O.A 343/2021</u></b></p> <p>S.G Rajput &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that the matter is under process and the Respondents will be complying with the order within two weeks.</p> <p>3. S.O to 12.9.2022.</p> <p align="center">Sd/-</p> <p align="center">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p align="right">(Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><b><u>29.08.2022</u></b></p> <p align="center"><b><u>C.A 19/2022 in O.A 776/2015</u></b></p> <p>P.G Sondkar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri U.V Bhosle, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O to take note that none remained present in the matter today though the matter is already notified on the Board.</p> <p>3. We keep this matter on 2.9.2022 and if the concerned person does not remain present, we will take strict action against the Respondents or otherwise against the Contemnor.</p> <p>4. S.O to 2.9.2022.</p> <p align="center">Sd/-</p> <p align="center">(Medha Gadgil) Member (A) Akn</p> <p align="center">Sd/-</p> <p align="center">(Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

Date : 29.08.2022

O.A.No.714 of 2022

P.H. Bibe & Ors. ....Applicants  
Vs.  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Ms. Pooja Mankoji, learned Advocate holding for Mr. V.S. Kadam, learned Advocate for the Applicants and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. submits that Applicants Mr. Pratik H. Bibe, Mr. Akshay S. Wanave, Mr. Hari B. Khedkar and Mr. Bharat P. Aghav who aspire to be Multi Purpose Health Workers seek directions to issue verification certificate to the applicants and Respondents No.3 to 7 be directed to issue appointment orders as Multi Purpose Health Workers. Alternatively it is prayed that four posts be kept vacant for them.

3. Learned P.O. produces report of the verification of documents of the applicant. She submits that all of them are found ineligible for want of valid experience of 90 days. We take this on the record and mark the document of Mr. Pratik H. Bibe, Applicant No.1 as Exhibit-A, Mr. Akshay S. Wanave, Applicant No.2 as Exhibit-A1 and Mr. Bharat P. Aghav, Applicant No.4 as Exhibit-A2. Copy taken on record.

4. Learned P.O. submits that she will produce the print out of the verification report of the documents of the Applicant No.3 Mr. Hari B. Khedkar tomorrow.

5. Learned Advocate for the Applicant Mr. V.S. Kadam is directed to remain present tomorrow as nothing remains in this matter.

6. Under such circumstances, matter is to be placed under the caption 'For Dismissal' on 30.08.2022.

Sd/-

(Medha Gadgil)  
Member(A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Original Application No.

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 29.08.2022</p> <p align="center">O.A.No.1184 of 2019</p> <p>D.J. Sonawane <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri P.S.Pathak, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. After hearing of the matter for some time, it is noticed that prima facie, there was no cross examination to the witnesses examined in D.E. Learned P.O. also could not point out what was the exact procedure followed by the Enquiry Officer. It is, therefore, necessary to call the Enquiry Officer to know in what manner he conducted the enquiry. He is still serving in Mantralaya, Mumbai. His presence is thus essential to know in what manner the enquiry is conducted.</p> <p>3. Learned P.O. is directed to produce original enquiry report and also to keep the Enquiry Officer present before the Tribunal on next date.</p> <p>4. S.O. to 12.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p> <p align="right">[P.T.O.]</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 : 29.08.2022</p> <p align="center">O.A.No.902 of 2015</p> <p>N. G. Kondhalkar <span style="float:right">...Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri K.R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this O.A., the punishment is imposed in post D.E. and, therefore, deposition of witnesses are required to be seen.</p> <p>3. Learned P.O. therefore directed to produce the deposition of witnesses examined in the enquiry.</p> <p>4. O.A. be kept for hearing on 30.08.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 29.08.2022</p> <p align="center">O.A.No.810 of 2022</p> <p>R. B. Gunjal &amp; Ors. ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V.Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Today, learned P.O. has filed reply on behalf of the Respondent. It is taken on record.</li> <li>3. O.A. be kept for hearing at the stage of admission.</li> <li>4. S.O. to 30.08.2022.</li> </ol> <p align="right">Sd/- v (A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 29.08.2022</p> <p align="center">O.A.No.136 of 2021</p> <p>S. B. Patil <span style="float:right">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. The Applicant and his Counsel are absent. Smt. Punam Mahajan, learned Counsel for the Applicant has sent leave note. Shri A. J. Chougule, learned Presenting Officer for the Respondents is present.</p> <p>2. The perusal of record reveals that the Tribunal has granted interim relief by order dated 15.02.2021, and therefore, O.A. has to be disposed of expeditiously.</p> <p>3. Original Application, therefore, be kept for hearing at the stage of admission on 30.08.2022.</p> <p>4. S.O. to 30.08.2022 as Part-Heard.</p> <p align="right">^ Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</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 : 29.08.2022</p> <p align="center">O.A. No.183 of 2021 with O.A.184 of 2021 with O.A.No.530 of 2021</p> <p>B. D. Potdar &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. On request of learned Counsel for the Applicant, the matter is adjourned for final hearing.</p> <p>3. S.O. to 14.09.2022.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 29.08.2022</p> <p align="center">O.A. No.495 of 2022</p> <p>K.K. Kamble, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed Affidavit-in-Sur Rejoinder on behalf of Respondent No.1. It is taken on record.</p> <p>3. S.O. to 19.09.2022.</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: 29.08.2022</p> <p>M.A. No.489 of 2022 in O.A. No.751 of 2022</p> <p>A.N. Ghodke .....Applicant Versus The State of Maharashtra &amp; 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. This M.A. is filed for condonation of delay of 4 &amp; ½ months caused in filing O.A.</p> <p>3. The Applicant is retired Government servant. By order dated 25.06.2020 recovery was sought from his Gratuity. O.A. ought to have been filed on order before 25.06.2021.</p> <p>4. Learned Advocate for the Applicant submit that due to COVID-19 Pandemic situation and lockdown the Applicant could not file O.A. earlier, and therefore prayed to condone delay.</p> <p>5. Indeed, in terms of order passed by Hon'ble Supreme Court in Suo Moto Writ Petition (Civil) No.03/2020 dated 10.01.2022 in case where limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all person shall have a limitation period of 90 days from 01.03.2022 but the O.A. is filed on 01.08.2022 which is slightly delayed by around four months. Since, claim pertains to recovery from Gratuity for the reason stated above I am inclined to condone delay in M.A.</p> <p>6. M.A. is accordingly disposed of with no order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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
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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: 29.08.2022</p> <p align="center"><b>O.A. No.751 of 2022</b></p> <p><b>A.N. Ghodke</b> .....Applicant Versus <b>The State of Maharashtra &amp; Ors.</b> .....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. This O.A. is filed along with M.A. No.489/2022 for condonation of delay which is allowed today. Therefore this O.A. requires to be disposed of on merit.</p> <p>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 15.09.2022 along with connected O.A. No.749/2022.</p> <p align="right">   Sd/-  <b>(A.P. Kurhekar)</b>  <b>Member (J)</b> </p> <p>NMN</p>



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

Tribunal's orders

Date: 29.08.2022

M.A. No.453 of 2022 in O.A. No.750 of 2022

T.A. Jadhav .....Applicant  
Versus  
The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

2. This M.A. is filed for condonation of delay of 4 & ½ months caused in filing O.A.

3. The Applicant is retired Government servant. By order dated 13.12.2019 recovery was sought from his Gratuity. O.A. ought to have been filed on order before 13.12.2020.

4. Learned Advocate for the Applicant submit that due to COVID-19 Pandemic situation and lockdown the Applicant could not file O.A. earlier, and therefore prayed to condone delay.

5. Indeed, in terms of order passed by Hon'ble Supreme Court in Suo Moto Writ Petition (Civil) No.03/2020 dated 10.01.2022 in case where limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all person shall have a limitation period of 90 days from 01.03.2022 but the O.A. is filed on 01.08.2022 which is slightly delayed by around four months. Since, claim pertains to recovery from Gratuity for the reason stated above I am inclined to condone delay in M.A.

6. M.A. is accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)  
Member (J)

**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: 29.08.2022</p> <p>O.A. No.750 of 2022</p> <p>T.A. Jadhav .....Applicant Versus The State of Maharashtra &amp; 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. This O.A. is filed along with M.A. No.453/2022 for condonation of delay which is allowed today. Therefore this O.A. requires to be disposed of on merit.</p> <p>3. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>4. S.O. to 15.09.2022.</p> <p style="text-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 : 29.08.2022</p> <p align="center"><b>O.A.No.831 of 2022</b></p> <p><b>Shri V. R. Jadhav</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant has challenged the transfer order dated 15.07.2022 whereby he is transferred from Agriculture Officer, Jawhar, Dist. Palghar to the post of Supply Chain and Value Chain Expert cum Agriculture Vocational Adviser, District Project Execution Desk, Palghar (down grading to the said post).</p> <p>3. Learned Counsel for the Applicant sought stay to the impugned transfer order <i>inter-alia</i> contending that it is not in compliance of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. However, he fairly concedes that Applicant is relieved on 18.07.2022 but did not join the new post.</p> <p>4. Learned P.O. opposed interim relief and has tendered the file for perusal.</p> <p>5. Perusal of file reveals that in the meeting dated 07.07.2022 held at Sahyadri Guest House, the note prepared by the Principal Secretary, Agriculture was placed before the Hon'ble Chief Minister to fill in the vacant posts and powers were delegated to Divisional Commissioner to fill in the post on deputation or transfer. It is on the basis of it, the Divisional Commissioner after approval of Civil Services Board at his level passed the impugned order dated 15.07.2022.</p> <p align="right">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram,  
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Tribunal's orders

6. There is no specific approval by the Hon'ble Chief Minister individually in the name of Applicant for his mid-term transfer. Admittedly, the Applicant was due for transfer but he was not transferred in general transfer. He had given options of various posts since he had already worked for 10 years in tribal area. However, he is transferred mid-term by order dated 15.07.2022 by the Commissioner. *Prima-facie*, the Commissioner cannot be said competent authority for mid-term transfer. Apart there is no approval of the Hon'ble Chief Minister except general approval given in the meeting dated 07.07.2022. As such, the procedure as contemplated under Section 4(5) of 'Act 2005' seems to have been not complied strictly.
7. However, since the Applicant is already relieved, I am not inclined to grant interim relief to stay the transfer order but the post of the Applicant from which he transferred be kept vacant till filing of reply.
8. In view of above, two weeks time is granted to learned P.O. to file reply to decide the O.A. on merit.
9. S.O. to 14.09.2022.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

**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: 29.08.2022</p> <p align="center">M.A. No.508 of 2022 in O.A. No.841 of 2022 with M.A. No.509 of 2022 in O.A. No.842 of 2022</p> <p>M.S. Mulla .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>2. Both these O.As are connected and filed for direction to the Respondent to release Gratuity, Leave Encashment and also to regularize period of suspension.</li> <li>3. The Applicant stands retired on 31.07.2016 but his Gratuity and Leave Encashment was withheld due to pendency of criminal case. Later the Applicant came to be acquitted by learned Additional Session Judge on 31.10.2017. Government filed appeal against acquittal which is subjudice before Hon'ble High Court.</li> <li>4. Gratuity and Leave Encashment is declined on the ground of pendency of criminal appeal likewise suspension period is not regularized for the same reason. He was under suspension from 08.08.2014 to 29.02.2016 admittedly no departmental proceedings were initiated against the Applicant. Thus despite acquittal in criminal case Gratuity and Leave Encashment is withheld.</li> <li>5. Since, Gratuity and Leave Encashment are withheld, both these O.As are required to be disposed of expeditiously.</li> <li>6. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</li> </ol> <p align="right">[P.T.O.]</p>

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

**Tribunal's orders**

7. Issue notice of M.A. as well as O.A. to the Respondents before admission returnable on 12.09.2022.

8. 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.

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.

10. 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.

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

12. S.O. to 12.09.2022.

13. Learned P.O. shall file short Affidavit to M.A. as well as O.A. so that both these proceedings could be disposed of without further delay.

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 data-bbox="787 741 1015 777">Date: 29.08.2022</p> <p data-bbox="860 819 1445 855">M.A. No.515 of 2022 in O.A. No.858 of 2022</p> <p data-bbox="787 896 1518 1017">R.R. Rane &amp; 7 Ors. .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p data-bbox="787 1094 1518 1223">1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p data-bbox="787 1262 1518 1532">2. By this M.A., the Applicants are seeking leave to sue jointly. The Applicants are similarly situated and for the reasons stated in the M.A., leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court fees, if not already paid. MA disposed off accordingly.</p> <p data-bbox="1234 1558 1307 1635">N Sd/-</p> <p data-bbox="1177 1687 1380 1764">(A.P. Kurhekar) Member (J)</p> <p data-bbox="787 1803 836 1841">NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

I N

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 29.08.2022</p> <p>O.A. No.858 of 2022</p> <p>R.R. Rane &amp; 7 Ors. ....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicants have challenged order dated 18.05.2022 issued by Respondent No.1 thereby revising the benefits given to them in escalated A.C.P.S. and also sought recovery. The Applicants are still in service.</p> <p>3. Learned Advocate for the Applicant sought interim relief to stay the recovery in reference to the Judgment of Hon'ble Supreme Court in <b>(2015) 4 SCC 334 (State of Punjab and others Vs. Rafiq Masih (White Washer))</b>.</p> <p>4. The office objections, if any, are to be removed and court fees to be paid, if not already paid.</p> <p>5. Issue notice before admission returnable on 26.09.2022.</p> <p>6. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p>

[PTO.]



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

Tribunal's orders

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

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

10. S.O. to 26.09.2022.

11. There shall be no recovery in pursuance of the impugned order till filing of Reply.

Sd/-

(A.P. Kurhekar)  
Member (J)

NMN

**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: 29.08.2022
	<p align="center"><b>M.A. No.209 of 2022 in O.A. No.326 of 2022</b></p> <p><b>N.N. Kulkarni</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ....Respondents.</p> <p>1. Heard Shri N.N. Kulkarni, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In this M.A. the Applicant prayed to condone delay stating that there is delay of 1057 days caused in filing O.A. but at the very outset it needs to be stated that there is no such delay of 1057 days as stated in M.A. but it is very short delay which will be made clear a little later.</p> <p>3. The Applicant was serving as Assistant Public Prosecutor, Kolhapur. By order dated 13.07.2018 he was transferred from Kolhapur to Chandgad. He came to be relieved on 18.07.2018. He didn't join at Chandgad. He challenged transfer order dated 13.07.2018 by filing O.A. No.774/2018. In O.A. Tribunal by order dated 04.09.2018 directed Respondent not to force the Applicant to join at Chandgad till the Reply of Affidavit is filed. In the O.A. there seems to be no further order of extension of stay order. Be that as it may, that was the only order that Applicant considered as the stay to the Transfer order, but it can't be termed as the stay order. All that Tribunal directed that Respondent to not force the Applicant to join at Chandgad. Be that as it may, Tribunal later allowed O.A. by Judgment dated 09.05.2019. Accordingly, the Applicant joined at Kolhpaur on 23.05.2019, thereafter he made representation for pay and allowances of the intervening period i.e. 19.07.2018 to 23.05.2019. Respondents did not <sup>pay</sup> paid any <sup>heard</sup> <del>hear</del> to his application, and therefore the Applicant has filed this O.A. on 07.04.2022 for pay and allowance. It is filed along with M.A. for condonation of delay. <span style="float: right;">[P.T.O.]</span></p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. <del>Indeed</del><sup>2</sup>, Since the Applicant joined on 23.05.2019 cause of action for pay and allowance, if any arose on the date of joining and he ought to have filed O.A. on order before 23.05.2020. However he filed O.A. on 07.04.2022.</p> <p>5. Indeed, as per order of Hon'ble Supreme Court in Suo Moto Writ Petition (Civil) No.03/2020 dated 10.01.2022 in case where limitation would have expired during the period between 15.03.2020 till 28.02.2022, notwithstanding the actual balance period of limitation remaining, all person shall have a limitation period of 90 days from 01.03.2022. Whereas, in present case O.A. is filed on 07.04.2022. It is thus explicit that limitation expired during the pendency of COVID-19 Pandemic situation and lockdown and O.A. was to be filed within 90 days from 01.03.2022. O.A. is filed on 07.04.2022 which is well within 90 days. This being the position O.A. will have to be said within limitation.</p> <p>6. It may be noted that initially the Applicant has filed Writ Petition No.5722/2021 before Hon'ble High Court for pay and allowance but withdrew it on 13.01.2022 with liberty to explore remedy in accordance to law and thereafter the present O.A. is filed.</p> <p>7. In view of above, M.A. No.209/2022 is allowed so as to decide O.A. on its own merit.</p> <p>8. M.A. is accordingly disposed with no order as to costs.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> <b>Member (J)</b></p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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: 29.08.2022</p> <p>O.A. No.326 of 2022</p> <p>N.N. Kulkarni .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri N.N. Kulkarni, Applicant-in-Person and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. This O.A. has been filed along with M.A. No.209/2022 which is allowed today and separate order is passed to that effect in M.A. therefore this O.A. deserves to be disposed of on its own merit.</p> <p>3. Since, learned P.O. appeared in M.A. notice of O.A. is dispensed with.</p> <p>4. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply to O.A.</p> <p>5. S.O. to 15.09.2022.</p> <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

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: 29.08.2022</p> <p align="center"><b>O.A. No.415 of 2022</b></p> <p><b>S.S. Kharatmal</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, 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. It is taken on record.</p> <p>3. In present O.A. two issues <sup>are</sup> were involved, first <sup>Secretary of</sup> how to recover Rs.4,40,658/- (Rupees Four Lakhs Forty Thousand Six Hundred and Fifty Eight Only) paid to the Applicant towards regular pay and allowances onwards 01.06.2020 though admittedly he stands retired on 31.05.2020. Respondent explained in Affidavit-in-Reply that mistakenly pay and allowances were regularly paid through Sevarth system though the Applicant stands retired on 31.05.2020. Thus, admittedly due to mistake of the Department sum of Rs.4,40,658/- (Rupees Four Lakhs Forty Thousand Six Hundred and Fifty Eight Only) has been wrongly paid to the Applicant to which he was not entitled in law. Second issue is whether the Applicant stands retired from the post of A.S.I. and is entitled to retiral benefits considering his post as A.S.I. Insofar as excess payment is concerned the Applicant has already submitted undertaking dated 19.07.2022 (Pg. 111 of P.B.) stating that said amount be recovered in reasonable installments.</p> <p>4. Affidavit-in-Reply filed today reveals that sum of Rs.1,15,800/- (Rupees One Lakh Fifteen Thousand and Eight Hundred Only) towards 20% Gratuity and sum of Rs.3,43,138/- (Rupees Three Lakh Forty Three Thousand</p>

[P.T.O.]

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

**Tribunal's orders**

One Hundred and Thirty Eight Only) towards Leave Encashment are still payable to the Applicant. This being the position excess payment of Rs.4,40,658/- (Rupees Four Lakhs Forty Thousand Six Hundred and Fifty Eight Only) paid to the Applicant can be adjusted towards 20% remaining Gratuity and Leave Encashment amount payable to him.

5. Learned Advocate for the Applicant fairly concedes that this amount of Rs.4,40,658/- (Rupees Four Lakhs Forty Thousand Six Hundred and Fifty Eight Only) can be adjusted towards amount payable (Rs.1,15,800/- & Rs.3,43,138/-) to the Applicant. The Applicant in person is present. As such, instead of recovery in installment amount paid in excess will have to be adjusted from the amount now which is payable to the Applicant.

6. Respondents are therefore directed to adjust Rs.4,40,658/- (Rupees Four Lakhs Forty Thousand Six Hundred and Fifty Eight Only) from the amount now payable and due to the Applicant as stated above and remaining amount to be paid to him within two weeks.

7. Apart, Respondents are also required to pay regular pension. The Applicant was paid provisional pension only for two years i.e. upto 31.05.2022. Now there is no hurdle to pay regular pension. Respondents are directed to take necessary steps to ensure regular pension as per his entitlement in record and be paid regularly. Arrears be also paid. Fifteen days delay is granted for payment of regular pension with arrears.

8. Insofar as issue of entitlement of retiral benefits from the post of A.S.I. is concerned, as per Respondents the Applicant stand retired from the post of Police Naik and retired benefits are rightly granted as per his entitlement to the post of Police Nail. Whereas, the Applicant prayed for retiral benefits for the post of A.S.I. This issue needs to be decided on merit. To this extent O.A. shall continue and be kept for Final Hearing.

9. S.O. to. 19.09.2022.

Sd/-

(A.P. Kurhekar)  
Member (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 29.08.2022</p> <p style="text-align: center;"><b>O.A. No.836 of 2022</b></p> <p><b>G.A. Patil</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <p>1. Heard Ms. Mayuri Karekar, learned Advocate holding for Shri A.S. Raktade, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri Gaurav Nankar, learned Advocate for the Caveator.</p> <p>2. The Applicant is Sarpanch of Village - Kehchewadi, Tal. - Chandgad, District -Kolhapur and claims to be aggrieved by the order passed by the Divisional Commissioner dated 17.06.2022.</p> <p>3. The perusal of record reveals that Respondent No.1 – Shri S.L. Patil was appointed as Police Patil but his appointment was cancelled by S.D.O. by order dated 30.11.2021. Being aggrieved by it he preferred appeal before the Divisional Commissioner which came to be allowed on 17.06.2022 and directions were issued to reinstate him immediately. Respondent No.1 – Shri S.L. Patil appointment seems to have been cancelled on the ground that he had children in contravention of M.C.S. (Deceleration for Small family) Rules, 2005 but in appeal order of S.D.O. has been set aside.</p> <p>4. When specific question is asked to the learned Advocate for the Applicant about locus of the Applicant, she sought permission to withdraw O.A. simpliciter.</p> <p>5. In view of above, the Applicant is allowed to withdraw O.A.</p> <p>6. O.A. is accordingly disposed of with no order as to costs.</p> <p style="text-align: center;">N L Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 29.08.2022</b></p> <p><b>C.A.No.19 of 2022 in O.A.No.776 of 2015</b></p> <p>P.G. Sondkar .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Mr. U.V. Bhosale, learned Advocate for the Applicant and Ms. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate submits that the Applicant retired on 30.09.2015 and the order of the Tribunal is passed on 29.08.2016.</p> <p>3. Learned P.O. submits that the order dated 29.08.2016 passed by this Tribunal is challenged before the Hon'ble High Court bearing Writ Petition No.2396 of 2017.</p> <p>4. Officer from the Medical Education (Respondent) is hereby directed to remain present with the information why the order of this Tribunal dated 29.08.2016 is not complied till date.</p> <p>5. Matter kept back at 2.30 p.m.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(Medha Gadgil) <span style="float: right;">(Mridula Bhatkar, J.)</span> Member(A) <span style="float: right;">Chairperson</span></p> <p>prk</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p><b><u>O.A 811/2022</u></b></p> <p>Smt Jayshree P. More ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Ms Deepti D. Manvatkar, learned advocate for the applicant and Smt K.S Gakiwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant seeks permission to withdraw the Original Application with liberty to file fresh Original Application.</p> <p>3. Permission granted. Original Application stands disposed of as withdrawn with liberty to file fresh Original Application.</p> <p>Sd/- _____ Sd/- _____</p> <p><b>(Medha Gadgil)</b> / <b>(Mridula Bhatkar, J.)</b> <b>Member (A)</b> <b>Chairperson</b></p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p><b><u>C.A 45/2019 in O.A 651/2018</u></b></p> <p>Ms R.V Somane ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None present for the applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that the order of this Tribunal dated 20.2.2019 is stayed by the Hon'ble High Court, Bombay by order dated 5.11.2019 in W.P 9845/2019.</p> <p>3. In view of the above, matter adjourned to 19.9.2022.</p> <p>Sd/- _____ Sd/- _____</p> <p><b>(Medha Gadgil)</b> <b>Member (A)</b> Akn</p> <p><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></p>

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

Tribunal's orders

**29.08.2022**

**O.A 280 & 281/2022**

G.G Daga & Ors  
Y.S Kulkarni & Ors ... Applicants  
Vs.  
The State of Maharashtra & Ors ... Respondents

1. Applicant no. 1, Mr Rajat Manohar Agrawal and Applicant no. 9, Omkar S. Gholkar in O.A 280/2022 and Ms Y.S Kulkarni, applicant in O.A 281/2022 are present. They submitted that the learned counsel for the applicants Mr S.T Yaseen was present in the morning. However, now he is held up in the High Court.

2. Heard Ms Swati Manchekar, learned C.P.O for the Respondents no 1 & 2 and Shri M.D Lonkar with Sangharsh Waghmare, learned counsel for Respondents no 3 to 8 in O.A 280/2022. None present for Respondents No. 3 to 9 in O.A 281/2022.

3. Reply is filed in O.A 281/2022. We direct the Respondents to file affidavit in reply in O.A 280/2022 within one week and if the reply is not filed, then the matter will proceed without reply.

4. Shri Lonkar, learned counsel for Respondents 3 to 8 in O.A 280/2022 has raised preliminary objection that the Original Application suffers from non-joinder of proper and necessary parties. Learned counsel further seeks time to file reply.

5. The applicants who are present in the Court, pointed out that in the order dated 8.8.2022 in para 6 it is stated as under:-

“MSEDCL is directed to consider the judgment of the Hon'ble High Court in respect of retrospective effect of EWS reservation in SEBC and Ld CPO to inform after two weeks.”

6. In the order dated 8.8.2022, in para 6, when MSEDCL is not at all party to the Original Application, it is to be substituted and read as under:-

“M.P.S.C, Respondent no. 1 and Secretary, G.A.D, Respondent no. 2 is directed to consider the judgment of the Hon'ble High Court in respect of retrospective effect of EWS reservation in SEBC”.

7. This order is to be communicated today itself through the office of the learned C.P.O to the Respondents no 1 & 2.

8. S.O to 5.9.2022.

Sd/-

Sd/-

(Medha Gadgil)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

Akn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 789/2022</u></b></p> <p>Swati Laxman Omase ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri S.S Deokar, learned counsel for the applicant and Ms Swati Manchekar, learned C.P.O 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 12.9.2022.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven</b> days or service report on affidavit in not filed <b>three</b> days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption '<b>for Dismissal</b>' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>8. S.O to 12.9.2022.</p> <p style="text-align: right;">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.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p style="text-align: center;"><b><u>O.A 854/2022</u></b></p> <p>Shri Balu B. Karale ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O 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 26.9.2022.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Private service is allowed. Respondents are put to notice that the case may be taken up for final disposal at the stage of admission hearing.</p> <p>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. By Hand delivery, speed post, courier notice to be served and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.</p> <p>7. In case notice is not collected within <b>seven</b> days or service report on affidavit in not filed <b>three</b> days before returnable date, the Original/Miscellaneous Application shall be placed on board before the concerned Benches under the caption '<b>for Dismissal</b>' and thereafter on the subsequent date the Original/Miscellaneous Applications shall stand dismissed."</p> <p>8. S.O to 26.9.2022.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A)</p> <p>(Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: right;">[P.T.O.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b><u>29.08.2022</u></b></p> <p><b><u>M.A 405/2022 in O.A 458/2022</u></b></p> <p>Shri Pravin R Chavan &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri R.V Shinde, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned counsel for the applicant submits that all the applicants have been appointed as Multi-Purpose Health Worker and the last order was issued on 26.8.2022. The said order is taken on record and marked as Exh. 'A'.</p> <p>3. In view of the above both the Misc Application and Original Application stand disposed of.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(Medha Gadgil) Member (A) Akn</p> <p>(Mridula Bhatkar, J.) Chairperson</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 29.08.2022</b></p> <p><b>C.A.No.53 of 2022 in O.A.No.960 of 2021</b></p> <p>S.S.A.N. Ali .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Ms. Punam Mahajan has filed leave note.</p> <p>3. Adjourned to 30.08.2022.</p> <p>Sd/- <b>(Medha Gadgil)</b> Member(A)</p> <p>Sd/- <b>(Mridula Bhatkar, J.)</b> Chairperson</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....) )

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 29.08.2022
	<p style="text-align: center;"><b>O.A.No.1235/2019 (Mumbai) with M.A.No.388/2022 O.A.No.111/2020 (Mumbai) with O.A.No.224/2020 (Mumbai) with O.A.215/2020 with M.A.No.49/2021 (Aurangabad) with O.A.No.443/2020 (Aurangabad) with O.A.No.42/2021 (Aurangabad) with O.A.No.15/2022 with O.A.No.532/2022</b></p> <p>M.K. Shivsaran &amp; Ors. ....Applicants Vs. The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Dr. Gunratan Sadavarte, learned Advocate for the Applicants in O.A.No.1235/2019, Mr. A.A. Deshmukh, learned Advocate for the Applicant in O.A.No.111/2020, Mr. Shantanu Raktate, learned Advocate for the Applicants in O.A.No.224/2020, Applicant in person in O.A.No.215/2020 with M.A.No.49/2021 and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today the two seal envelopes which were produced by learned C.P.O. are opened in the presence of learned Advocate Mr. Sadavarte and Mr. Deshmukh.</p> <p>First sealed envelope is regarding Paper V, Question No.4(b)(iv) wherein opposite word of 'compulsory' is given as 'voluntary'. The said information is furnished by M.P.S.C. However the envelope is immediately handed over to learned C.P.O. and learned C.P.O. further handed over the same to the officer from the office of M.P.S.C. who is present.</p> <p>Second sealed envelope is regarding Paper V, Question 3(b) and 5(c).</p>



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>3. Learned Advocate Mr. Sadavarte and Mr. Deshmukh submit that the copy of the said information which is in the said envelopes is to be given to them as they want to know the name of the experts. Learned Advocate Mr. Sadavarte states that as per the information given by the applicants they have learnt the name of the expert.</p> <p>4. However we consider the severity and therefore we will provide the information not disclosing the identity of the experts as we would like to ascertain the possibility of the voluntary objections.</p> <p>5. Mr. Manoj Samang, Applicant in O.A.No. 215/2020 with M.A.No.49/2021 is personally present. He informs that in his answer sheet the opposite of the word 'compulsory' he answered as 'optional'. He submits that he has attended this question as extra.</p> <p>6. We request learned C.P.O. to direct the M.P.S.C. to verify the answer sheet and clear the position till 02.09.2022.</p> <p>8. During the discussion of the arguments without prejudice the applicants have suggested that they will give the alternative suggestions.</p> <p>9. In view of the above, matter is fixed on 30.08.2022.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>(Medha Gadgil)</b> <b>Member(A)</b></p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;"><b>(Mridula Bhatkar, J.)</b> <b>Chairperson</b></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: 29.08.2022</p> <p align="center">O.A. No.226 of 2020</p> <p>R.S. Jadhav .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.B. Kadam, learned Advocate holding for Shri M.B. Gawade, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Enough time is granted to file Affidavit-in-Reply but the same is not filed.</p> <p>3. Hence, I am not inclined to grant further time to file Reply.</p> <p>4. O.A. be kept for hearing at the stage of admission without Reply.</p> <p>5. S.O. to 26.09.2022.</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 \_\_\_\_\_

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: 29.08.2022</p> <p align="center">M.A. No.446 of 2021 in O.A. No.821 of 2021 with O.A. No.46 of 2020</p> <p>P.J. Jadhav .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Smt. Punam Mahajan, learned Advocate for the Applicant has sent her leave note.</li> <li>3. Smt. Archana B.K., learned Presenting Officer for the Respondents is present.</li> <li>4. Adjourned for hearing.</li> <li>5. S.O. to 29.09.2022.</li> </ol> <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>Date: 29.08.2022</p> <p align="center">O.A. No.553 of 2022</p> <p>Dr. R.R. Patil .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Shri J.S. Deshmukh, learned Advocate for the Applicant has sent his leave note.</li> <li>3. Shri A.J. Chougule, learned Presenting Officer for the Respondent is present.</li> <li>4. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</li> <li>5. S.O. to 16.09.2022.</li> </ol> <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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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: 29.08.2022</p> <p align="center">O.A. No.607 of 2022 with O.A. No.608 of 2022</p> <p>S.L. Sawant P.B. Kadam .....Applicant Versus The State of Maharashtra &amp; 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. On request of learned P.O. one week time is granted to file Affidavit-in-Reply.</p> <p>3. These two O.As be kept along with connected O.A. No.620 of 2022 in which Reply is already filed.</p> <p>4. S.O. to 05.09.2022.</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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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: 29.08.2022</p> <p align="center">O.A. No.685 of 2022</p> <p>P.B. Rathod .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Ms. Pooja Mankoji, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 13.09.2022.</p> <p align="right">Sd/- (A.P. Kurhekar) Member (J)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 29.08.2022</p> <p align="center">O.A. No.713 of 2022</p> <p>Dr. V.N. Musale &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Applicant and his Advocate both are absent.</li> <li>2. Shri J.S. Deshmukh, learned Advocate for the Applicant has sent his leave note.</li> <li>3. Shri A.J. Chougule, learned Presenting Officer for the Respondent Nos.1 to 3 and Shri Ashok Misal, learned Advocate for the Respondent No.4 are present.</li> <li>4. Three weeks time is granted to file Affidavit-in-Reply.</li> <li>5. S.O. to 19.09.2022.</li> </ol> <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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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: 29.08.2022</p> <p align="center">O.A. No.728 of 2022</p> <p>S.D. Jagdale &amp; Ors., .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, 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. two weeks time is granted to file Affidavit-in-Reply.</p> <p>3. S.O. to 12.09.2022.</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: 29.08.2022</p> <p>O.A. No.745 of 2022</p> <p>A.A. Patil, .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</li> <li>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.</li> <li>3. One week time is granted to learned Advocate for the Applicant to file Rejoinder.</li> <li>4. S.O. to 05.09.2022.</li> </ol> <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.

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IN

Original Application No.

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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date: 29.08.2022</p> <p align="center">O.A. No.754 of 2022</p> <p>Dr. S.L. Pawar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri A.S. Gaikwad, learned Advocate for Respondent No.3.</p> <p>2. Respondent No.2 has already filed Affidavit-in-Reply.</p> <p>3. Learned P.O. has not filed Affidavit-in-Reply on behalf of Respondent No.1. Today learned P.O. again sought time.</p> <p>4. Since, issue involved is very short, O.A. be kept for hearing at the stage of admission with liberty to file Reply on behalf of Respondent No.1.</p> <p>5. S.O. to 20.09.2022.</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

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: 29.08.2022</p> <p>O.A. No.760 of 2022</p> <p>M.P. Patil .....Applicant Versus The State of Maharashtra &amp; 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.</p> <p>3. S.O. to 12.09.2022.</p> <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\_\_\_\_

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: 29.08.2022</p> <p align="center">O.A. No.764 of 2022</p> <p>S.S. Sagare .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri U.V. Bhosle, learned Advocate for the Respondent No.3.</p> <p>2. Today learned P.O. has filed Affidavit-in-Reply on behalf of Respondent Nos.1 &amp; 2 and Shri U.V. Bhosle, learned Advocate for Respondent No.3 has also filed Affidavit-in-Reply on behalf of Respondent No.3. It is taken on record.</p> <p>3. O.A. be kept for hearing at the stage of admission.</p> <p>4. S.O. to 12.09.2022.</p> <p align="right">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>NMN</p>