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

Tribunal's orders

Date: 30.07.2019.

O. A. No.739 of 2019

- 114

Dr. N. M. JagtapApplicant Versus The State of Maharashtra & Ors.

...Respondents.

_____ .._ . __ .._ ...

1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.

In the present O.A., the challenge is to the transfer 2. order dated 04.07.2019 whereby the Applicant has been transferred from the post of LSDO, Panchayat Samiti, North Solapur to LSDO, Gr-1, Veterinary Dispensary, Talmod, Tal. Umarga, Dist. Osmanabad. The Applicant has assailed the transfer order on the ground though it is mic'term transfer, the same is not in consonance with Section 4(4)(ii) and 4(5) of the Maharashtra Government Servant; Regulation of Transfer and Prevention of Delay ir Discharge of Official Duties Act 2005 (hereinafter referrec to as 'Transfer Act 2005').

Though the Applicant has completed his normal 3. tenure, the transfer order being issued on 04.07.2019, it is assailed as mid-term transfer. In other connected matters wherein the same order is under challenge, the Tribunal has granted interim relief having found that there is no approval to the mid-term transfer by the next highest competent authority i.e. Hon'ble Chief Minister. It has been further noted that earlier the powers of general transfers were delegated to the Secretary but it was withdrawn and the Hon'ble Minister took over the powers. In that event also, there has to be approval of preceding Competent Authority, as per Table attached to Section 6 of 'Transfer Act 2005'.

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

Tribunal's orders

4. Learned Counsel for the Applicant stated that Applicant is not relieved and still working on the same post.

5. In view of above, by way of interim relief implementation of impugned transfer order dated 04.07.2019 is stayed.

6. Issue notice before admission returnable on 13.08.2019.

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

8. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would 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. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

11. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

12. S.O. to 13.08.2019.

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۲ Sd/-(A.P. Kurhekar) Member(J)

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Tribunal's orders

Date : 30.07.2019.

O.A.No.339 of 2019

S. S. Jatkar Vérsüs de la complete de 36 de 36 The State of Maharashtra & Ors.

....Applicant

...Respondents.

1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. This is 2nd round of litigation wherein there is challenge to the suspension order dated 16.07.2019. Before filing of this O.A., the Applicant has filed O.A.No.127/2019 which was decided by this Tribunal on 22.02.2019 whereby the directions were given to take review of the suspension of the Applicant in terms of G.R. dated 14.10.2011 within one month and also to complete D.E. within four months from the date of order.

3. Since no such action was taken in terms of order dated 22.02.2019, the Applicant has again approached this Tribunal by filing the present O.A.

4. Today, learned P.O. has filed Affidavit of Enquirv Officer Shri Shivaji R. Daund wherein he stated that enquiry is in progress and will be completed within two months. This Tribunal has already observed that the enquiry proceedings are not taken up expeditiously and the longer dates are given.

5. Learned P.O. for the Respondents has also tendered the copy of order dated 26.07.2019 issued by the Government wherein it is stated that the Government has taken review of the suspension of the Applicant and decided to continue the suspension.

6. It further shows that the directions were given to the Enquiry Officer to complete the D.E. within one month.

7. In view of above, the matter is adjourned for four weeks and in the meantime, the Enquiry Officer should complete the enquiry and to submit its report within a month to the Disciplinary Authority for further action.

8. S.O. to 27.08.2019.

Sd/-

(A.P. Kurhekar) Member(J)

(G.C.P.) J 2959(B) (50,000-3-2017) (Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

of **20**

ΙN

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Original Application No. of 20

Office Notes, Office Memoranda of Caram, Appearance, Tribunal's arders ar directions and Registrar's orders	Tribunal's orders	
	Date : 30.07.2019. M.A. No.402 of 2019 in O.A. No.634 of 2019 Dr. A. P. Jadhav Versus The State of Maharashtra & Drs. Respondents. 1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents. 2. This Misc. Application is filed to restore the O.A.No.634/2019 which was dismissed in default for non compliance of the condition order as the notices were not collected in terms of order passed by this Tribunal. 3. Learned Counsel for the Applicant undertakes to collect the notices and to serve the Respondents. 4. In view of above, Misc. Application No.402/2019 is allowed and O.A.No.634/2019 is restored to the file. 5. Misc. Application is accordingly disposed of with no order as to costs.	
	(A.P. Kurhekar) Member(J)	

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 30.07.2019.
	O.A.No.634 of 2019
	Dr. A. P. Jadhav
	Versus and the state of the management
	The State of Maharashtra & DrsRespondents.
and the second second second	1. Heard Smt. Punam Mahaian Januar Lo
	Applicant and Shri S. D. Dole, learned Presenting Officer the Respondents.
	2. In view of the order passed in M.A.No.402/20
	O.A. No.634/2019 is restored to file.
	3. Issue notice before admission returnable 13.08.2019.
	4. Tribunal may take the case for final disposal at the stage and separate notice for final disposal shall not be issued.
	5. Applicant is authorized and directed to serve o Respondents intimation/notice of date of hearing dul authenticated by Registry, along with complete paper book o M.A Respondents are put to notice that the case would be taken up for final disposai at the stage of admission hearing.
	6. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
	7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
	8. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Misc. Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
	9. S.O. to 13.08.2019,
	10. Interim relief granted by the order dated 09.07.2019
	shall continue.
	Sd/-
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	(A.P. Kurhekar)
	vsm Member(J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Date : 30.07.2019.		
	0. A. No.7	744 of 2019	
	P. H. Pawar	Applicant	
	Versus The State of Maharashtra & O		
	the state of manarasiltra & U	rsRespondents.	
	1. Heard Shri A. V. Bandi the Applicants and Shri A. J. Officer for the Respondents.	wadekar, learned Counsel f Chougule, learned Presentin	
	2. In the present O.A., the	e Applicant has challenged th	
	impugned transfer order dat		
	Applicant has been transferre		
	Commissioner (Medical & Toil		
	Mumbai to the post of Divi		
	Aurangabad. The Applicant r		
	order on the ground that it		
	transfer but not in consonance		
	of Maharashtra Government Se		
	and Prevention of Delay in Dis		
	2005 (hereinafter referred to		
	prayed for interim relief.	as Act 2005) and therefore	
		ittedly not completed three	
	years tenure and was not due		
	transfer, the order is issued on (
	position, there is no denying th		
	mid-tenure transfer.	at it is mid-term as well as	
		ced the file for the perusal	
	which shows that the Applicant's		
	before the Civil Services Board (C		
	before the CSB in respect of othe		
	Hon'ble Minister made a no		
	transferred at Aurangabad on va		
	been approved by the Hon'ble Cl		
	note, the Hon'ble Minister, exe		
	exigency' nothing is mentione	d as to what constitute	
	administrative exigency.	P.T.O.	

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

Tribunal's orders

5. Suffice to say, no special case is made out for midterm and mid-tenure transfer. I am, therefore, satisfied that prima-facie impugned transfer order is in violation of Section 4(4)(ii) and 4(5) of the 'Transfer Act 2005' and deserves to be stayed.

6. Learned Counsel for the Applicant has made a statement that nobody is posted in place of the Applicant.

7. In view of above, interim relief in terms of Prayer Clause 10(a) is granted.

8. Issue notice before admission returnable on 26.08.2019.

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

10. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

11. 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.

12. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of comoliance and notice.

13. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

4. S.O. to 26.08.2019.

Sd/-

(A.P. Kurhekar) Member(J) (G.C.P.) J 2959(B) (50,000-3-2017)

[Spl.- MAT-F-2 E.

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 orde	ers
	Date :30.1	07.2019.	
		O.A.No. 518	nf 2019
	S. M. Sona		Applicant
	Versus		
	The State o	of Maharashtra & Ors.	Respondents.
•	1. Hea the Applica	ard Shri A. V. Bandiwa	dekar, learned Counsel fo B. K., learned Presentin
: -			Tribunal has stayed th 1.05.2019 by order dated
			n that prima-facie, the
	impugned	transfer order is not	in consonance with the
	provision of	Maharashtra Governn	nent Servants Regulation
			ay in Discharge of Officia
			erred to as 'Transfer Ac
			e Respondent No.2 was
		ace of the Applicant.	
	3. Too	day, learned Counsel	for the Applicant has
			07.2019, the Respondent
	No.2 is poste	d at S awantwadi, Dist. S	indhudurg.
			P.O. is directed to take
			nd to make it clear that
		State wants to contest t	
	5. The admission.	matter is adjourned fo	r hearing at the stage of
	6. S .O.	to 21.08.2019.	
			Sd/-
		V~~	
	:	(A.P.)	Kurhekar) nber(J)

ISPL: MAT-F-2 E. IN HITTE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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	+ (†++ r	s and Romesrar's orders	

Date : 30.07.2019

O.A.No.174 of 2019

V.F. Gawade Applicant Versus The State of Maharashtra & Ors. Respondents

 Heard Smt. Punam Mahaian, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. A: the request of learned C.P.O. Ms. S.P Manchekar adjourned to 09.08.2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

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ISpl.- MAT-F-2 E.

MAHARASHTRA ADMINISTRATIVE TRIBUNAL

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Date: 30.07.2019

O.A.No.352 of 2019 with O.A.No.353 of 2019 with O.A.No.381 of 2019 with O.A.No.343 of 2019

Dr. S. Unore (O.A.352/2019) Dr. J.D. Bhimte (O.A.353/2019) J.B. Kapadi (O.A.381/2019) Dr. V.P. Sarda (O.A.343/2019) Applicants Versus The State of Maharashtra & Ors. Respondents

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

2. At the request of Ms. S.P. Manchekar, learned C.P.O. for the Respondents, adjourned to 01.08.2019 for filing reply on behalf of Respondents.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

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Date: 30.07.2019

O.A.No.351 of 2019 with O.A.No.341 of 2019 with O.A.No.356 of 2019

Dr. C.A. Padalkar & Ors. (O.A.351/2019) P.K. Keswani & Ors. (O.A.341/2019) A.A. Ambhore & Ors. (O.A.356/2019) Aoplicants Versus The State of Maharashtra & Ors. Respondents

 Heard Shri P.S. Pathak, learned Advocate holding for Shri B. Deshmukh, learned Advocate for the Applicants.
Ms. S.P. Manchekar, learned Chief Presenting Officer for the Resoundents No.1 to 3 & 5 and Shri B.A.
Bandiwadekar, learned Advocate for the Respondent No.4.

 At the request of learned C.P.O. adjourned to 01.08.2019. To be tagged along with O.A.No.116 of 2019.

Sd/-

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(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

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1	r regions and Registrar's orders		

Date : 30.07.2019

C.A.No.32 of 2019 in O.A.No.94 of 2019

R.G. Pandekar Applicant Versus The State of Maharashtra & Ors. Respondents

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents seeks two weeks for completing the progress of review.

3. Adjourned to 13.08.2019. Last chance.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J) (P.N. Dixit) Vice-Chairman

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Date : 30.07.2019

O.A.No.690 of 2018

Spl.- MAT-F-2 E.

P.S. Vital & Drs. Applicants Versus The State of Maharashtra & Ors. Respondents

4. Heard Ms. Kranti L.C., learned Advocate for the Applicants and Ms. N.G. Gohad, learned Presenting Officer for the Resoondents. None for Respondent No.17.

2. Learned P.O. files reply on behalf of Respondent No.5 and 6. As far as Respondents No.1 to 4 are concerned learned C.P.O. prayers time for the same Learned Advocate Ms. Kranti L.C. for the Applicants oroposes to file rejoinder. She seeks two weeks for the same.

3. Adjourned to 29.08.2019. To be tagged along with C.A.No.947/2018 with O.A.No.1087/2018.

Sd/-

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(P.N. Dixit)

Vice-Chairman

(A.P. Kurhekar) Member(J)

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	Date : 30.07.2019	
	O.A.No.732 of 2019	
	C.G. Mantri Applicant Versus	
and the second sec	The State of Maharashtra & OrsRespondents	
	1. Heard Shri C.T. Chandratre, learned Advocate	e for
	the Applicant and Ms. N.G. Gohad, learned Preser	nting
	Officer for the Respondents.	

2. Issue fresh notice before admission returnable on 17.09.2019.

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

4. Applicants are authorized and directed to serve on Respondent intimation/notice of date of hearing duiv authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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.

5. The service may be done by Hand delivery, speed bost, courier and acknowledgement be obtained and broduced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

in case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Applications shall stand dismissed without reference to Tribunal and papers be consigned to record.

S.O. to 17.09.2019.

Sd/-

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(A.P. Kurhekar) Niember(J)

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(P.N. Dixit) Vice-Chairman

Spl.- MAT-F-2 E.

THE WAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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elivere survey and Restaurar's orders	1	

Date : 30.07.2019

M.A.No.280 of 2018 in O.A.No.397 of 2018

A.K. Jagtao Applicant Versus The State of Maharashtra & Ors. Respondents

1. Heard Shri M.A. Jadhav, learned Advocate for the Apolicant and Smt. Archana B.K., learned Chief Presenting Officer for the Respondents.

2. At the request of learned Advocate Shri M.A. Jachav for the Applicant adjourned to 07.08.2019.

Sd/-

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(A.P. Kurhekar) Member(J)

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(P.N. Dixit) Vice-Chairman

[Spl.- MAT-F-2 E.

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		in M.A.No.289 of 2019 in 512 of 2019
	G.f. Ga r ud Versus The State of Maharashtra 8	Applicant & Ors Respondents
		andratre, learned Advocate for .P. Manchekar, learned Chief espondents.
	2. At the request of Chandratie, adjourned to 2	f learned Advocate Shri C.T. 9.08.2019.
	Sd/-	Sd/-
	(A.P. Kurhekar) Member(J) prk	(P.N. Dixit) Vice-Chairman

[Spl.- MAT-F-2 E.

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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interioru and Registrar's orders	

Date: 30.07.2019

M.A.No.228 of 2019 in O.A.No.423 of 2019

.... Applicants V.B. Patil & Ors. Versus The State of Maharashtra & Ors. Respondents

Heard Shri C.T. Chandratre, learned Advocate for 1. the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.

This M.A. is allowed for suing jointly as the 2. Applicants are similarly situated and as the learned P.O. has no objection for the same.

M.A.No.228/2019 is allowed. 3.

Sd/-

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(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

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	<u>0.A</u>	554/2019
	Smt N.J Gupta Vs.	Applicant
	The State of Maharashtr	a & Ors Respondent
	1. Heard Smt Puns	um Mahajan, learned advo
		Ms Neelima Gohad, lear
	Presenting Officer for the	e Respondents.
	2. Adjourned to 6.8 Presenting Officer.	2018 for filing reply by leas
		,
	Sd/-	Sd/-
	(A.P Kurhekar) Member (J)	(P.N Dixit) Vice-Chairman
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IN THE MAHARASH'IRA ADMINISTRATIVE TRIBUNAL MUMBAI

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and Application No.	of 20	DISTRICT
		Applicant/
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	versus	
The Stat	e of Maharashtra and other	S
		Respondent
erentirus Officer)	
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	<u>80.07.2019</u>	
	<u>0.4 19</u>	90/2019
	Smt S. S Mohare (Khamka	r) Applicant
	Vs. The State of Maharashtra	& Ors Respondents
	. Heard Smt Punam	Mahajan, learned advocate
·		s Swati Manchekar, learned
	Chief Presenting Officer for	r the Respondents.
	2. S.O to 13.8.2019.	
	Sd/-	Sd/-
	(A.P Kurnekar) Member (J)	(P.N Dixit) Vice-Cháirman (A)
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÷.	How Looks, Office Memorands of Coram	Tribunal's orders
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	y wo tions and Registrar's orders	

Date : 30.07.2019

C.A.No.31 of 2019 in O.A.No.9 of 2019

S.M. Gadhave & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents

1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. At the request of learned P.O. Shri A.J. Chougule for the Respondents adjourned to 01.08.2019.

Sd/-

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(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

orl:

THE MAHARASH'TRA	ADMINISTRATI MUMBAI	VE TRIBUNAL
Ur i anl Application No.	of 20	DISTRICT
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	versus	
The State	of Maharashtra and othe	
(Presenting Officer)	Resp
f (files Noves, Office Memoranda of Coram. Appearance, Sribunal's orders pr directions and Registrar's orders	Trit	ounal's orders
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	<u>0.A</u>	274/2019
	Smt S.S Khurade	Applicant
	Vs. The State of Maharashtra	a & Ors Responder
	I. Heard Smt Puna	m Mahajan, learned adv
	for the applicant and M	ls Swati Manchekar, lea
	Chief Presenting Officer f	or the Respondents.
	2. Adjourned by con	sent to 6.8.2018.
	Sd/-	Sd/-
	(A.P Kurnekar) Member (J)	(P.N Dixit Vice-Chairma
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Entersion in and Meristrar's orders	* .	

Date : 30.07.2019

C.A.No.28 of 2019 in O.A.No.198 of 2016

.... Applicant C.S. Vyavahare Versus Respondents The State of Maharashtra & Ors.

Heard Shri A.V. Bandiwadekar, learned Advocate 1. for the Applicants and Smt. K.S. Gaikwad, learned

At the request of learned P.O. Smt. K.S. Gaikwad 2. for the Respondents adjourned to 20.08.2019 for intimating progress. Last chance.

Sd/-

Presenting Officer for the Respondents.

Sd/-

(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

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#1 or icus and Remistraris orders	

Date : 30.07.2019

C.A.No.10 of 2019 in O.A.No.957 of 2011

M.L. Karangale Versus The State of Maharashtra & Ors.

.... Respondents

.... Applicant

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

Learned C.P.O. Ms. S.P. Månchekar for the 2. Respondents proposes to file affidavit regarding actions taken.

At the request of learned P.O. for the Respondents 3. adjourned to 06.08.2019.

Sd/-

Sd/-

(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

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Date : 30.07.2019

O.A.No.723 of 2019

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

5.11

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Heard Shri K.R. Jagdale, learned Advocate for the 1. Applicants and Shri A.J. Chougule, learned P.O. for the Respondents.

2. Learned P.O. Shri A.J. Chougule for the Respondents seeks two week's time for filing reply.

S.O. to 20.08.2019. 3.

prk

Sd/-

(A.P. Kurhekar) Member(J)

Sd/-

(P.N. Dixit) Vice-Chairman (In parise Arres Memorade of Coran. Insectance Tribenil's orders or (tirecting: and Refistration orders)

Tribunal's orders

Date : 30.07.2019

O.A.No.472 of 2019

S.B. Kashid Versus

.... Applicant

The State of Maharashtra & Ors. Respondents

1. Heard Shri M.V. Thorat, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned P.O. for the Respondents.

2. Issue fresh notice before admission returnable on 03.09.2019.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules. 1988. and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 03.09.2019.

Sd/-

(A.P. Kurhekar) Member(J)

Sd/-

(P.N. Dixit) Vice-Chairman

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	Date : 30 .07.2019	
	O.A.No.461 of 2019 with O.A.N M.A.No.377 of 2019 with O.A	
	W.Z. P ah ilwan & Ors. (O.A.461/201 B.F. G aik wad (O.A.266/2019)	
	D.N. Ghoderao & Ors. (M.A.377/20 Versus	19 in O. A.700/2019) Applicants
	The State of Maharashtra & Ors.	Respondents
	1. Heard Shri R.M. Kolge, lea	rned Advocate for the
	Applicants and Shri A.J. Chougule,	learned P.O. with Ms.
	S.P. Mancnekar, learned C.P.O. for t	the Respondents.
	2. Learned C.P.O. files reply of	n behalf of Respondent
	No.2. She mentions that she	will take instructions
	regarding reply from Respondent N	0.1.
	, 3. Learned Advocate Shri	R.M. Kolge for the
	Applicants wishes to file rejoinder.	He seeks adjournment
	for two weeks.	
	4. Adjourned to 22.08.2019.	
	Sd/-	Sd/-
	(A.P. Kurhekar)	(P.N. Dixit)
	Member(J)	Vice-Chairman
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der serie in and Registrar's orders	
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Date : 30.07.2019

O.A.No.119 of 2019

A.1'. Sakore Applicant Versus The State of Maharashtra & Ors. Respondents

1. Heard Shri P.S. Pathak, learned Advocate holding for Shri B. Deshmukh, learned Advocate for the Applicants, Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents No.1 to 3 & 5 and Shri B.A. Bandlwadekar, learned Advocate for the Respondent No.4.

2. Learned C.P.O. has filed reply on behalf of Respondent No.3 and also on behalf of Respondents No.2 and 5. The same are taken on record.

3. Learned C.P.O. mentions that reply on behalf of Respondent No.1 will be filed during the course of the day.

4. Learned B.A. Bandiwadekar, learned Advocate for the Respondent No.4 mentions that reply on behalf of Respondent No.4 will be filed during the course of the day.

5. At the request of learned C.P.O. adjourned to 22.08.2019.

Sd/-

Sd/-

(A.P. Kurhekar) iMember(J) (P.N. Dixit) Vice-Chairman

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Date : 30.07.2019

O.A.No.410 of 2019

V.S. Utikar

.... Applicant

The State of Maharashtra & Ors. Respondents

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

2. Learned C.P.O. Ms. S.P. Manchekar for the Respondents seeks one week time for filing reply.

3. Time granted. Adjourned to 06.08.2019.

Sd/-

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

(P.N. Dixit) Vice-Chairman

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Mine Notes: Office Memoranda of Coram. - Appearance: Eribinal's ordens or - directions and Registrar's orders	Tribunal's orders
	Liate : 30.07.2019
	O.A.No.513 of 2017 with O.A.No.815 of 2017
	H.B. Soriawane & Ors. (0.A.519/2017) S.M. Patil (0.A.815/2017) Applicants
	Versus
e por l	
	1. Heard Shri R.G. Panchal, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief
	Presenting Officer for the Respondents No.1 to 3. None
	for Respondent No.4.
	2. Issue fresh notice before admission returnable on 01.10.2019.
	3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
	4. Applicants are authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of Original Applications. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
	5 This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
	6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.
	7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Applications shall stand dismissed without reference to Tribunal and papers be consigned to record.

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8. S.O. to 01.10.2019.

Sd/-

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(A.P. Kurhekar) Member(J)

(P.N. Dixit) Vice-Chairman

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	Date : 30.07.2019	
	M.A.No.312 of 2019 in M.A.No.313 of 2019	0.A.No.513 of 2017 with in O.A.No.815 of 2017
	H.B. 50nawane & Ors. (M.A S.M. Patli (M.A.313/2019 ir	312/2019 in O.A.513/2017) n O.A.815/2017) Applicants
	Versus The St ate of Maharashtra &	Crs Respondents
	1. Heard Shri R.G. Par	ichal, learned Advocate for the
	Applicants and Ms. S.P	. Manchekar, learned Chief
	Presenting Officer for the	Respondents No.1 to 3. None
	for Respondent No.4.	
	2. M.A.No.312/2019	and M.A.No.313/2019 are filed
		nd for restoration of O.A.No.513
	/2017 and O.A.No.815/201	
	3. As such M.A.No.3	12/2019 and M.A.No.313/2019
	are allowed. Delay is cond	oned and O.A.No.513 /2017 and
	O.A.No.815/2017 are acco	
	Sd/-	Sd/-
	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman
	prk	
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[Spl.- MAT-F-2 E. (G.C.P.) J 2: 59(B) (60,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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		·
	M.A. No.239 of 2019 in O.A.	No.436 of 2019
	B.K. Kalekar	Applicant
	Vs. The State of Maharashtra & Ors.	Respondents
	Shri V.V. Joshi, learned Adv has filed leave note. Heard Ms. N Presenting Officer for the Responden	eelima Gonad, leatheu
\mathbf{V}_{i}	2. Ld. PO seeks two weeks time	to file reply.
	3. S.O. to 19.8.2019.	•
		Sd/
	Vice	P.N. Dixit) -Chairman (A) 30.7.2019
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(G.C.P.) J 2959(3) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No. of 20

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		M.A. No.361 of 2019 in O.A. No.645 of 2017	
		M.A. Damale Applicant	
		Vs. The State of Maharashtra & OrsRespondents	ļ.
		Heard Shri B.A. Bandiwadekar, learned Advocate the Applicant, Shri S.D. Shinde, learned Advocate Respondent no.1 and Shri A.J. Chougule, learned Presenti Officer for Respondent No.2.	tor
		2. Ld. Advocate for respondent no.1 mentions that matter may be adjourned to 5.8.2019 as the officer could come today.	the not
		3. Ld. Advocate for the respondent no.1 is directed ensure that he remains present on the next date, failing wh the matter is likely to be dismissed for want of prosecution	ıcn
		4. S.O. to 5.8.2019.	
		Sd/-	
		(P.N. Dixit) Vice-Chairman (A) 30.7.2019	
· ·		(sgj)	

(G.C.P.) J 21 59(8) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

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Office Notes, Office Memoranda of Corsm, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	M.A. No.1 of 2019	<u>in O.A. No.2 of 2019</u>
	R.S. Bhagwat	Applicant
	Vs. The State of Maharashtra & C	DrsRespondents
	Shri V.V. Joshi, learn has filed leave note. Heard Presenting Officer for the Res	ned Advocate for the applicant Ms. Neelima Gohad, learned spondents.
	2. Ld. PO seeks two wee	ks time to file reply.
	3. S.O. to 19.8.2019.	
		Sd/-
		(P.N. Dixit) Vice-Chairman (A) 30.7.2019
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(G.C.P.) J 2555(B) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

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Original Application No.

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Office Notes, Office Memoranda of Corsm, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>M.A. No.20 of 2019 in O.A. No.54 of 2019</u>	
	G.A. Tilekar Applicant Vs.	
	The State of Maharashtra & Ors Respondents	
	Shri V.V. Joshi, learned Advocate for the applicant has filed leave note. Heard Ms. Neelima Gohad, learned Presenting Officer for the Respondents.	
	2. Ld. PO seeks two weeks time to file reply.	
	3. S.O. to 19.8.2019.	
	Sd/-	
	(P.N. Dixit) Vice-Chairman (A) 30.7.2019	
	(sgj)	
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	Appearance, Tribunal's orders or
•	directions and Registrar's orders

Tribunal's orders

M.A. No.400 of 2019 in O.A. No.745 of 2019

G.K. G**aik**wad Vs.

2

.. Applicant

The State of Maharashtra & Ors. ... Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 3.9.2019 in MA.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, MA shall stand dismissed without reference to Tribunal and papers be consigned to record.

Sd/-

(P.N. Dixit) Vice-Chairman (A) 30.7.2019

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(G.C.P.) J 29 9(3) (50,000-3-2017)

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	<u>O.A. No.317 of 20</u>	<u>)19</u>
	N.G. Nalawade	Applicant
	N.G. Nalawade	
	The State of Maharashtra & Ors.	Respondents
	Heard Shri M.B. Kadam, lea Applicant and Ms. Neelima Goha	rned Advocate for the
	Officer for the Respondents.	
	2. At the request of Ld. PO adj filing reply.	ourned to 6.8.2019 fo
		Sd/-
		P.N. Dixit)
	Vice	Chairman (A) 30.7.2019
	(sgj)	- · · · - ·
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	<u>O.A. No.993 of 2016</u>	
	A.S. AzamiApplicant Vs.	
	The State of Maharashtra & OrsRespondents	
	Heard Ms. Sonali Humane, learned Advocate holding for Ms. Ranjana Todankar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.	
	2. During hearing today Mrs. Parveen Jugari, ASO, Minority Development Department is present on behalf of respondent no.2. The note produced by her shows that respondent no.2 has obtained remarks from respondent no.1 and on 16.7.2019 respondent no.1 has stated that respondent no.2 should take appropriate decision in consultation with Law & Judiciary Department. Accordingly the file was referred to Law and Judiciary Department and on 30.7.2019 the Law & Judiciary Department has give their opinion.	
	3. Mrs. Parveen Jugari, ASO, Minority Development Department on behalf of respondent no.2 submits that now the file is being submitted to the Government for further decision.	
	4. The matter is already highly delayed and needs to be followed on day to day basis. Respondent no.2 is directed to obtain Government instructions/orders and communicate the progress by 22.8.2019. There should be no further delay in the matter.	
	5. S.O. to 22.8.2019.	
	Sd/	
	(P.N. Dixit) Vice-Chairman (A) 30.7.2019	
	(sgi)	

(G.C.P.) J 2959(B) (50,000-8-2017)	•	[Spl MAT-F-2 E.
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Original Application No.

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

M.A. No.396 of 2019 in O.A. No.594 of 2018

Tribunal's orders

G.B. Lokhande Vs. The State of Maharashtra & Ors. .. Applicant

Aaharashtra & Ors. ...Respondents

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

2. This MA is for amending the OA in view of communication dated 23.7.2018.

3. Ld. PO proposes to file reply regarding the same.

4. S.O. to 8.8.2019.

Sd/-

(P.N. Dixit) Vice-Chairman (A) 30.7.2019

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(G.C.P.) J 2959(B	(50,000-8-2017)	[Spl- MAT-F-2 E.
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	ce, Tribunal's orders or and Registrar's orders	Tribunal's orders
		Date : 36.07.2 019.
		O.A.No.528 of 2019
		A. A. ChileApplicant
-		Versus
		The State of Maharashtra & OrsRespondents.
		1. Heard Smt. Punam Mahajan, learned Counsel for the
		Applicant and Ms N. G. Gohad holding for Smt. Kranti
		Gaikwad, learned Presenting Officer for the Respondents.
		2. Today, learned P.O. has filed Affidavit-in-Reply on
		behalf of the Respondent Nos.1 to 3. It is taken on record.
		3. The matter is adjourned for hearing at the stage of
		admission.
		4. S.O. to 09.08.2019.
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		Sd/-
		(A.P. Kurhekar)
		Member(J)
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders

Tribunal's orders

Date : 30.07.2019.

O. A. No.738 of 2019

S. B. Kusalkar

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan , learned Counsel for the Applicants and Shri S. D. Dole, learned Presenting Officer for the Respondents.

2. **Iss**ue notice before admission returnable on 13.08.2019.

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

4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duiy authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunai (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 13.08.2019.

Sd/-

(A.P. Kurhekar) Member(J)

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

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Tribunal's orders

Date : 30.07.2019.

O. A. No.725 of 2019

Dr. D. T. Shinde

....Applicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri D. B. Khaire, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.

2. issue notice before admission returnable on 13.08.2019.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compilance and notice.

7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 13.08.2019.

Sd/-

(A.P. Kurhekar) Member(J)

vsm