



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><i>not to show this matter on the board of video conferencing and place it before concerned board on 31.10.2023."</i></p> <p>5. The O.A. No.550 of 2023 with O.A. No.730 of 2023 with O.A. No.697 of 2023 were accordingly not shown on the board of 'Video Conferencing' and was placed on the board for 'Physical Hearing' as per order of Hon'ble Chairperson dated 16.10.2023. However, learned Advocate for the Applicant Smt. P.B. Patil is not present today for 'Physical Hearing'.</p> <p>6. The OA No.550 of 2023 and O.A.No.697 of <del>2023</del> are about the claims of the Applicants to be transferred under the category of 'Medical Officer, Group A' in Pay Band S-20 and not under the category of 'Medical Officer, Group B' in Pay Band S-16. The learned Advocate for the Applicant had stated on 20.06.2023 that the Applicant who is 'Medical Officer, Group A' and receiving Salary and Allowances in Pay Band S-20 and on account of the 'Online Transfer' as 'Medical Officer, Group B' is going to receive Salary and Allowances in the Pay Band S-16. The 'Grounds and 'Relief Sought' by the Applicants in O.A. No.550 of 2023 and O.A.No.697 of 203 are not 'per se' only about 'Transfer Order' of Medical Officers which are to be placed before this Single Bench.</p> <p>7. The Applicants in both O.A.No. 550 of 2023 and O.A. No.697 of 2023 are in fact challenging their 'Reversion' or 'Demotion' from the post of 'Medical Officer, Group A' in Pay Band S-20 to 'Medical Officer, Group B' Pay Band S-16 due to 'Online Transfers' and seeking implementation of the orders passed in O.A. No.469 of 2012 with O.A. No. 682 of 2013 with O.A. No.879 of 2015 on 04.01.2023. Hence, the I/C. Registrar is directed to look into the nature of 'Grounds' and 'Relief Sought' in both O.A. No.550 of 2023 and O.A. No.697 of 2023 and then place it before appropriate Single Bench or Division Bench. OA No.730 of 2023 is only about 'Transfer Order' and therefore be de-tagged for further hearing before this Single Bench.</p> <p>8. S.O. to 04.12.2023.</p> <p style="text-align: right;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Final 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 : 31.10.2023</p> <p>O.A.No.565 of 2023</p> <p>P. B. Sakate .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Amita Chawane, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The Applicant is working as Junior Account Officer with Pradhan Mantri Gram Sadak Yojana (hereinafter referred to as 'PMGSY'). The Respondent No.2 published Advertisement No.47/2014 for the post of 'Chief Administrative Officer' on 07.02.2014. He submitted application for the said post and appeared for the examination. He cleared the examination and received call letter on 24.04.2015 and appeared for the interview conducted by Respondent No.2-M.P.S.C.</p> <p>3. The Respondent No.2- MPSC by its letter dated 05.07.2019 had informed the State Government to give remarks about the 13 Candidates including the Applicant who were successful. Accordingly, Government of Maharashtra by its letter dated 3<sup>rd</sup> January, 2020 had given remarks about the 13 Candidates who were successful including the Applicant and also regarding the 147 Candidates whose experience was enquired into. The Applicant was not given appointment on the ground that he was not having the required executive or administrative experience of 7 years into 'Administrative Work'.</p>

Office Notes, Office Memoranda of Coram,  
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4. The learned Advocate for the Applicant prays that this Tribunal be pleased to declare that the Applicant is fit and eligible to be appointed as 'Chief Administrative Officer' and holds the requisite qualification and executive and administrative experience of 7 years of 'Administrative Work.'

5. Learned Counsel for the Applicant pointed out Clause 4.5 (ii) of M.P.S.C. Advertisement No.47/2014, dated 07.02.2014 which pertains to education qualification and experience. Clause 4.5.(ii) is relevant which is as under:-

*"4.5 (ii) Possess executive or administrative experience or both, for a period of not less than seven years, gained after acquiring the qualification mentioned in sub clause (i) above, in a Government Department, Commercial concern, Local Authority or a Corporation or Board established by the Government; and....."*

6. Learned Counsel for the Applicant submits that objection raised by the Respondent No.4 that Applicant is not having requisite experience of 7 years of 'Administrative Work' is illegal.

7. Learned Advocate relies on 'Certificate of Experience' dated 07.05.2015 issued by Executive Engineer, PMGSY, MRRDA Kolhapur. In said Certificate, the nature of duties is also mentioned as 'Administrative Duties'. She also relied on Affidavit in Reply of Smt. Karuna Sarvade, Chief Administrative Officer, Respondent No.1, dated 19.07.2023 and Respondent No.2 filed by Shri Sanjay Sherkar, Under Secretary, M.P.S.C., dated 06.09.2023. Learned Advocate tendered letter dated 13.10.2023 which was sent by Shri Prashant Patil, Under Secretary, Maharashtra Government to Executive Engineer, Pradhan Mantri Gram Sadak Yojana. In that letter, it is mentioned that the post of 'Divisional Accountant' and 'Accountant working at the District Level' office which filled on 'Contractual Basis' or by 'Deputation' is 'Administrative Post' and discharges the role and responsibilities as mentioned in 'PMGSY Accounts Manual' in 'Chapter 5 : Relations with Accounts Officer.' Chapter 5 is on Page 39 of the O.A..

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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8. Learned Counsel for the Applicant submits that the post of 'Junior Accounts Officer' is equivalent to 'Divisional Accountant.'

9. Learned P.O. states that in Chapter 5 : Relations with Accounts Officer under Para 5.2 mentioned about 'Divisional Accountant' and in para 5.2.1, the term 'Divisional Accountant' includes Senior Accounts Officer, Account Officer, Divisional Accountant, and Accounts Manager and she submits that nowhere the post of 'Junior Accounts Officer' is mentioned under 'Divisional Accountant.'

10. We, therefore, direct the learned C.P.O. and learned Advocate for the Applicant to show the hierarchy of the post from 'Junior Accounts Officer' to 'Senior Accounts Officer' as per the 'PMGSY Accounts Manual.'

11. S.O. to 06.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Final 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 : 31.10.2023</p> <p>O.A.No.709 of 2023</p> <p>V. D. Hunchikatti ....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The officer from Social Welfare Department, Solapur is present today.</p> <p>3. The matter is already adjourned on 03.11.2023, but by consent of learned Counsel for the Applicant and learned C.P.O. it is fixed on 24.11.2023.</p> <p>4. S.O. to 24.11.2023.</p> <p>Sd/- Sd/-</p> <p>(Debashish Chakrabarty) (Mridula Bhatkar, J.) Member (A) Chairperson</p> <p>vsm</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>Date : 31.10.2023</b></p> <p align="center"><b>O.A.No.988 of 2023</b></p> <p><b>R. S. Kanade</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned C.P.O. on instructions from concerned Department submits that there is total three enquires initiated against the Applicant. There is no reference of 3<sup>rd</sup> Enquiry in the O.A., therefore she is not aware of it.</p> <p>3. Learned Counsel for the Applicant submits that there is no mention of 3<sup>rd</sup> Enquiry in Original Application because it was an incident of the Year 2003 and D.E. was initiated on 12.05.2017 and, therefore, he had impression that it is over. He filed the present O.A. on 07.08.2023 and thereafter Enquiry Officer was appointed on 11.10.2023.</p> <p>4. Learned Counsel for the Applicant pointed out G.R. dated 07.04.2008 especially Para 3 (Page 63) wherein the time limit of enquiry is given as six months. It is also mentioned that if the D.Es. which are pending since 5 years, then the person who is responsible for that pendency of DE should be held responsible and disciplinary action should be held against that officer.</p>

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
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5. Learned Advocate submits that the 1<sup>st</sup> DPC was conducted in 2019 and at that time, the case of the Applicant was kept in 'Sealed Cover', as the criminal case and D.E. was pending against him. The 2<sup>nd</sup> DPC was conducted on 11.03.2022, the 'Sealed Cover' was not opened though it was binding on the part of Authority to follow the G.R. dated 15.12.2017 especially clause no.9.

6. We would like to draw attention of Chief Secretary Shri Manoj Saunik to this situation, as we come across with number of matters wherein D.E. is initiated but not yet completed since last more than 5 years and procedure laid down in Circular is not followed. The incident for which D.E. is initiated is also in mentioning case are proceeding more than 5 years to the charge sheet. The person from the Department are not trained, so also Enquiry Officer do not understand their power as well as proper procedure which is required to be followed in D.E. Therefore, many applications are filed challenging D.E. on merit or to defeat the D.E. on the ground of delay which is valid. This ratio is laid down in *(Prem Nath Bali V/s Registrar, High Court of Delhi & Anr.)*, dated 16.12.2015. WE are very much concerned about the filing of matters on the ground of delay in D.E. and it is necessary to take action against the delinquent officers and to take the charges levelled against such officers to legal aid by completing D.E. and giving decision in that within stipulated time of six <sup>months</sup> at the most one year in the interest of better administration.

6. We, therefore, request Chief Secretary Shri Manoj Saunik to look into the matter and by having coordination of all Principal Secretaries of all the departments and especially G.A.D. This copy is to be sent to Chief Secretary.



**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>7. Shri Pritam Jawale, Under Secretary presently working in Revenue Department is directed to answer our query as to why report of enquiry officer was kept pending with Urban Development Department.</p> <p>8. Learned C.P.O. relied on Para No.9 and 11 of G.R. dated 15.12.2017. Learned C.P.O. informed on instructions that no officer facing criminal prosecution under Prevention of Corruption Act is considered 'fit' for ad-hoc promotion by the department in 2022 and also 2023. Thus, though under clause 9 and 11 as per G.R. dated 15.12.2017, the case of the Applicant was not considered at the time of 2022 nobody was given promotion who are facing criminal case under PC Act and thus department has followed the procedure as per rules.</p> <p>9. Learned Counsel submits that he will demonstrate whether the officers who are facing criminal prosecution under the PC Act were considered and promoted in 2022 DPC.</p> <p>10. The matter is fixed on 09.11.2023 but for appearance of Under Secretary, it is fixed on 02.11.2023.</p> <p style="text-align: center;">Sd/- (Debashish Chakrabarty) Member (A)</p> <p style="text-align: center;">Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Date : 31.10.2023

O.A.No.801 of 2023

S. K. Parekar

....Applicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri A. Gavkar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. S.O. to 28.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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Date : 31.10.2023

O.A.No.1071 of 2023

S. H. Bendkule & Ors, ....Applicants

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri S. S. Dere, learned Counsel for the Applicant Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos.1 and 2 and Shri U. V. Bhosale, learned Advocate for Respondent No.3.

2. S.O. to 21.11.2023.

Sd/-

Sd/-

(Debashish Chakrabarty)  
Member (A)

(Mridula Bhatkar, J.)  
Chairperson

vsm

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 31.10.2023</p> <p>O.A.No.1326 of 2023 With O.A.No.1327 of 2023 With O.A.1328 of 2023</p> <p>J. M. Ganvir V. B. Avhad K. R. Muthe ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri Yashaswi Pande holding for Shri P. Avhad, learned Counsel for the Applicants and Ms S. P Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. S.O. to 21.11.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</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,  
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directions an

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**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,  
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**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,  
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Tribunal's orders



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**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
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## 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>C.A.70/2023 in O.A.823/2022 with C.A.75/2023 in O.A.116/2021</u></b></p> <p><b>A.T. Patil S.S. Bhusare</b> <span style="float: right;"><b>...Applicants</b></span> <b>Vs.</b> <b>The State of Maharashtra &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Shri G.A. Bandiwadekar, Learned Advocate for the Applicants and Smt. K.S. Gaikwad, Learned Presenting Officer for the Respondents.</p> <p>2. The Learned PO submits that the Department has filed Writ Petition St. No.29848 of 2023 in CA No.70/2023 and Writ Petition St. No.29837 of 2023 in CA 75/2023 against the order of this Tribunal.</p> <p>3. S.O. to 12<sup>th</sup> December, 2023.</p> <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(Medha Gadgil) Member-A 31.10.2023</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(Mridula Bhatkar, J.) Chairperson 31.10.2023</p> </div> </div>

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

Tribunal's orders

Date : 31.10.2023

O.A.No.1375 of 2023

S. P. Pujari

....Applicant

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. The Applicant is challenging final seniority list of 11.11.2022. Pursuant to earlier order dated 26.10.2023, it appears that the Respondent No.1 – Govt of Maharashtra has taken cognizance of objection raised about Applicant's placement in seniority list dated 25.07.2023.

3. Learned P.O. on instructions from Under Secretary of Agriculture Department- Respondent No.1 is going through the record of all concerned officers and will accordingly verify where the Applicant can be placed in the select list of 09.02.2023. Learned P.O. submits that if the department finds substance in representation of the Applicant that his name should be placed at 31 in the select list for promotion dated 09.02.2023 for the cadre of Maharashtra Agriculture Services (Group B), the department will take necessary steps in respect of the placement of the Applicant. Learned P.O. further states that for this exercise, the department needs time of six weeks.

4. We are of the view that submission made by learned P.O. is quite reasonable and, therefore, we grant time of four weeks instead of six weeks and directed to expedite this exercise as various representations are made by Applicant on 13.02.2023, 01.03.2023, 24.08.2023 and 01.03.2023.

5. On query, learned P.O. further submits that Applicant has submitted application to the Higher Authority i.e Commissioner, Agriculture Establishment. The Commissioner Agriculture Establishment sent the proposal to Mantralaya i.e. Respondent No.1 on 17.08.2023 and decision on that proposal was taken on 26.10.2023. The O.A. was filed on 25.10.2023.

6. S.O. to 28.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Final 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 : 31.10.2023</p> <p>O.A.No.1352 of 2023</p> <p>A. A. Bhosale &amp; ors .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri C. T. Chandratre holding for Shri P. B Kamble, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. On request of learned P.O., three weeks' time is granted to file reply.</p> <p>3. Interim relief to continue till next date.</p> <p>4. S.O. to 21.11.2023.</p> <p>Sd/- (Debashish Chakrabarty) Member (A)</p> <p>Sd/- (Mridula Bhatkar, J.) Chairperson</p> <p>vsm</p>

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

Date : 31.10.2023 Tribunal's orders

O.A.No.1390 of 2023

Sunil Vilas Varne .....Applicant  
Versus  
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri T. T. Jadhav , learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. The Original Application is filed on 26.10.2023 against the orders dated 28.12.2022 and 30.06.2022 passed by the Respondent No.2 for the termination of the Applicant from the post of Armed Police Constable.
3. Learned Counsel for the Applicant submits that Applicant has joined service on 15.12.1990 as 'Armed Police Constable'. He remained absent from service from 30.07.2010 to 15.07.2021.
4. The office objection, if any, are to be removed and court fees to be paid, if not already paid.
5. Issue notice before admission returnable on 28.11.2023.
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.
7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
8. 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~~ Application shall be placed on board before the concerned Benches under the caption "for Dismissal" and thereafter on the subsequent date the Original / ~~Miscellaneous~~ Application shall stand dismissed.
10. S.O. to 28.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Date : 31.10.2023

O.A.No.1027 of 2023

M. O. Lokhande & Ors.

....Applicants

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Smt. Pooja Mankoji holding for Shri S.S. Dere, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Today, learned C.P.O. has filed Affidavit in Reply. It is taken on record.

3. Learned Counsel for the Applicant seeks time to file Affidavit in Rejoinder, if any.

4. S.O. to 05.12.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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Date : 31.10.2023

O.A.No.750 of 2023

B. P. Dhage

....Applicants

Versus

The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri Karan Gajra holding for Shri S.D. Patil,  
learned Counsel for the Applicant and Ms S. P. Manchekar  
learned Chief Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant seeks time to file  
Rejoinder.

3. 'Interim Relief' to continue till next date.

4. S.O. to 07.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

vsm



**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

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directions and Registrar's orders

Tribunal's orders

Date : 31.10.2023

O.A.No.491 of 2023

V. K. Awhad ....Applicant

Versus

The State of Maharashtra & Ors. ...Respondents.

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

2. Learned P.O. submits that 2<sup>nd</sup> set of O.A. is not provided in the court.

3. Learned Counsel for the Applicant is directed to provide 2<sup>nd</sup> set.

4. S.O. to 21.11.2023.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mridula Bhatkar, J.)  
Chairperson

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: 31.10.2023</p> <p align="center">O.A. No.1145 of 2023</p> <p>V.S. Lambhate .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents, Shri M.D. Lonkar, learned Advocate for the Respondent No.3 and Shri K.R. Jagdale, learned Advocate for the Respondent No.4.</p> <p>2. 'Interim Relief' to continue till 'Next Date'.</p> <p>3. S.O. to 08.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 31.10.2023</p> <p align="center">O.A. No.1167 of 2023</p> <p>S.B. Kharat .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' on behalf of the Respondent Nos.1 &amp; 2 and 'Short Affidavit-in-Reply' on behalf of the Respondent No.3. It is taken on record.</p> <p>3. S.O. to 06.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p>NMN</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center">Date: 31.10.2023</p> <p align="center">O.A. No.1008 of 2023</p> <p>G.R. Kale .....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 the Respondent Nos.1 &amp; 2. It is taken on record.</p> <p>3. S.O. to 06.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 31.10.2023</p> <p align="center">O.A. No.1224 of 2023</p> <p>P.B. Jagtap .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents and Shri M.B. Kadam, learned Advocate for the Respondent No.2.</p> <p>2. Learned P.O. has filed 'Affidavit-in-Reply' on behalf of the Respondent No.1. It is taken on record.</p> <p>3. Admit for 'Final Hearing.'</p> <p>4. S.O. to 21.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</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: 31.10.2023</p> <p align="center">O.A. No.1081 of 2023</p> <p>R.D. Ghunkikar .....Applicant Versus The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant states that he has impleaded (i) 'Principal Secretary, Revenue &amp; Forest (Forests) Department' as Respondent No.4 and (ii) 'Additional Chief Secretary (Services), G.A.D.' as Respondent No.5 on 16.10.2023 and served the copies of the amended O.A. on the same day i.e. 16.10.2023.</p> <p>3. Learned P.O. states that she has yet to receive 'Para-wise comments' or 'Instructions' from both the newly added Respondents Nos.4 &amp; 5. By way of last chance (i) 'Principal Secretary, Revenue &amp; Forest (Forests) Department' as Respondent No.4 and (ii) 'Additional Chief Secretary (Services), G.A.D.' as Respondent No.5 to file 'Affidavit-in-Reply'.</p> <p>4. S.O. to 28.11.2023.</p> <p align="right">Sd/- (<u>Debashish Chakrabarty</u>) Member (A)</p> <p align="left">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: 31.10.2023</p> <p align="center">O.A. No.1060 of 2023</p> <p>A.M. Chormale .....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. seeks time to file 'Affidavit-in-Sur Rejoinder' on behalf of the Respondent. Time as prayed is granted. Copy of the 'Affidavit-in-Sur Rejoinder' be served to the learned Advocate for the Applicant one day before next date.</p> <p>3. Admit for Final Hearing (H.O.B.).</p> <p>4. S.O. to 08.11.2023.</p> <p align="right">Sd/- (Debashish Chakrabarty) Member (A)</p> <p align="center">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
	<b><u>O.A.302/2023</u></b>
	<p><b>S.D. Waghmare</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>1. Heard Shri V.V. Ugle, Learned Advocate for the Applicant and Ms. S.P. Manchekar, learned CPO for Respondents.</p> <p>2. The Learned Advocate for the Applicant submits that this matter was Part Heard and on 17.10.2023, Shri V.V. Ugle, Learned Advocate was not present. Advocate Shri Roshan M. Chavan was present.</p> <p>3. The Learned Advocate for the Applicant submits that this OA is required to be argued on the basis of submissions made by Learned CPO. However, it is wrongly disposed of.</p> <p>4. In view of the submissions of Learned Advocate for the Applicant, it appears that as the matter is inadvertently shown as disposed of, it requires to be restored, as the Learned Advocate for the Applicant wants to make submissions.</p> <p>5. Hence, we hereby restore the said O.A. Registry to take note.</p> <p>6. S.O. to 7<sup>th</sup> November, 2023.</p> <p style="text-align: center;"> Sd/-  <b>(Debashish Chakrabarty)</b>  Member-A  31.10.2023 </p> <p style="text-align: center;"> Sd/-  <b>(Mridula Bhatkar, J.)</b>  Chairperson  31.10.2023 </p>
	(skw)



**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>31.10.2023</b></p> <p style="text-align: center;"><b><u>O.A 420/2023 with O.A 1178/2023</u></b></p> <p>Shri D.M Bhamray ... Applicant Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Ms Pooja Mankoji holding for Shri S.S Dere, learned advocate for the applicant and Smt K.S Gaikwd, learned P.O for the Respondents.</p> <p>2. Learned P.O produces copy of the order dated 31.10.2023, passed by Medical Education and Drugs Department, whereby the applicant is promoted to the post of Joint Commissioner, Food &amp; Drugs.</p> <p>3. We appreciate the efforts taken by the Commissioner, Food &amp; Drugs Administration and also by the learned Presenting Officer Mrs Kranti S. Gaikwad.</p> <p>4. In view of the above, Original Application stands disposed of.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;"><b>(Debashish Chakrabarty) (Mridula Bhatkar, J.)</b> <b>Member (A) Chairperson</b></p> <p>Akn</p>

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**

**ORIGINAL APPLICATION No.1358 of 2023**

**J. V. Madane**

)..... Applicant

**Versus**

**State of Maharashtra & Ors.**

)...Respondents

Shri L. S. Deshmukh, Counsel for the Applicant

Smt. Kranti Gaikwad, Presenting Officer for the Respondents

CORAM : Justice Mridula Bhatkar, (Chairperson)  
Shri Debashish Chakarbarty, Member (A)

DATE : 31.10.2023

PER : Justice Mridula Bhatkar, (Chairperson)

**ORDER**

1. Heard Shri L. S. Deshmukhh, learned Counsel for the Applicant, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents and Shri K. R. Jagdale, learned Advocate for Respondent No.4.
2. Shri K. R. Jagdale, learned Advocate for Respondent No.4 objected the territorial jurisdiction of the Applicant as she is from Nagpur and working as Staff Nurse at Government Medical College at Nagpur. The post pertains to M.Sc. (Nursing) Degree Course. Learned Advocate further submits that the Applicant was selected as 'In Service Candidate' and has undergone training.
3. Learned Advocate for the Applicant relies on the Application Form and Information Brochure for M.Sc. Nursing Post Basic B.Sc. Nursing, Post Basic Diploma in Pediatric Nursing and Post Basic Diploma in Psychiatric/Mental Health Nursing issued by Respondent No.2- Director of Medical Education and Research, Mumbai. He points out Para No.2.2 of the said Brochure in which the point of 'Legal Jurisdiction' is mentioned which is as under :-  
*"All disputes pertaining to the selection process shall fall within the Jurisdiction of courts at Mumbai only. The Competent Authority shall be the legal person in whose name the Government of Maharashtra may sue or may sued."*
4. The learned Advocate from the Applicant submits that though the Applicant has been posted at Government Hospital at Nagpur and seeking admission in Respondent No.3 College at Nagpur, the clause no.2.2. which is reproduced above,, the information stipulates that the legal jurisdiction pertaining to the selection shall be at Mumbai.

5. In view of above, the Respondent No.4's objection for territorial jurisdiction is overruled.
6. Learned Counsel for the Applicant pressed the Selection and Admission of the Respondent No.4 in Respondent No.3 College as 'In Service Candidate' M.Sc. (Nursing) Degree Course be cancelled and Applicant be selected and grant admission to in Respondent No.3 College.
7. Learned Counsel for the Applicant submits that Applicant is in fact eligible as 'In Service Candidate' to get admission for Degree Course of M.Sc. and the action on the part of Respondent No.2 selecting the Respondent No.4 to two years Degree Course of M.Sc. (Nursing) is illegal and arbitrary. Learned Counsel points out that as per Corrigendum dated 30.08.2023 issued by the Respondent No.1 in respect of distribution of seats and reservation. By the said Corrigendum one seat was earmarked for De-notified Tribe (Vimukt Jatis (VJ)). The said reserved seat of De-notified Tribe was to be filled in amongst candidates working with Director of Health Services. He submits that Respondent No.4 is not from De-notified Tribe, he belongs to NT-C category.
8. Learned P.O. replying on this point of eligibility and reservation relies on Para No.6.1.4. of Information Brochure for Academic Year 2023-2024 which is as under:-

*"If the seats in the reserved category (1) to (7) remain vacant, shall be filled among the remaining reserved category according to their inter-group-merit. If the seats still remain vacant then, these seats will be filled by Inter-se-Merit' from the candidate from the General category."*

She submits that Applicant belongs to VJ-A De-notified Tribe. If the candidate found ineligible for De-notified Tribe then it can be given to Nomadic Tribe-B. The Government admits that Applicant is VJ-A and working with Respondent No.2 i.e DMER in that department reservation under VJ-A sit is not available. While Respondent No.4 is working under Public Health Department where reservation under NT-C category is available and, therefore, the Respondent No.4 has given seat under 'NT-C'.

9. The Distribution of seats for M.Sc. Nursing (2 Years) at College of Nursing, Govt. Medical College, Nagpur as per Corrigendum dated 30.08.2023 is as under :-

	Available seats	Reservation Category 50%							Total reservation 50%	Open Category 50%				Total Open Seats 50%
		SC	ST	VJ(A)	NT-B	NT-C	NT-D	OBC		Open 34%	EWS 10%	PWD 5%	Orphan 1%	
		13%	7%	3%	2.5%	3.5%	2%	19%						
	25	3.25%	1.75%	0.75%	0.63%	0.88%	0.5%	4.75%		8.5%	2.5%	1.25%	0.25	
DMER	10	1	1	0	0	1	0	2	5	3	1	0	1	5
DHS	10	1	1	1	0	0	0	2	5	3	1	1	0	5
Private	05	0	1	0	0	1	0	1	3	2	0	0	0	2
Total	25	2	3	1	0	2	0	5	13	8	2	1	1	12

10. Learned Counsel for the Applicant points out that it is practice of the Respondent No.2 that if a candidate belonging to a particular category and working with Director of Health Services is not available then the candidates either belonging to the same category or belonging to inter se group working with Director of Medical Education shall be selected. In the said contingency, the Respondent No.2 has selected candidates working Director of Health Services against the Candidates of Director of Medical Education. In selection list of 'Institute of Nursing Education, Mumbai' following names are selected :-

Sr. No.	General Merit List	Quota	Ori. Caste Category	Selection Caste Category	Name of Candidate	Working Place	Remark
7	59	DMER	VJ-A	VJ-A	Rathod Vikas Baliram	District Hospital, Ahemadnagar	DHS against DMER
8	47	DMER	NT-C	NT-C	Ughade Preety Amrutrao	Civil Hospital Ahmednagar	DHS against DMER

11. Learned Counsel therefore submits that in present case also though the candidate belongs to De-notified category (VJ) was not available the Respondent No.2 was suppose to select either candidate belonging to other category of same group. However, the Respondent No.2 has selected the Respondent No.4. He therefore states that action on the part of Respondent No.2 is contrary to the conditions and rules mentioned in Brochure as well as settled practice.

12. Learned P.O. is directed to take instructions on this point. We make it clear that admission of Respondent No.4 is subject to outcome of this O.A.

13. S.O. to 01.11.2023 under the caption of 'Urgent Admission'.

Sd/-  
(Debashish Chakrabarty)  
Member (A)

VSM

Sd/-  
(Mridula Bhatkar, J.)  
Chairperson

# THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

W.R.A./C.A. No.

of 20

IN

Final 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

31  
Date : ~~28~~ 31.10.2023

O.A.No.420 of 2023

With

O.A.No.1178 of 2023

D. M. Bhamray

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Pooja Mankoji holding for Shri S. S. Dere, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. Shri Abhimanyu Kale, Commissioner, Food and Drugs Administration is present before the court. He submits that he received the order from the office of the Hon'ble Chief Minister at 10.30 A.M. We appreciate his presence.
3. We directed Ms Vaishali Sule, Deputy Secretary to remain present yesterday. However, she informed telephonically that she was busy in meeting. Thereafter the Tribunal again directed her to remain present today but she informed to learned P.O. that as the Tribunal directed her to remain present at 11 AM today with order she went back.
4. The matter is kept back at 2.30 PM.

Sd/-

(Debashish Chakrabarty)  
Member (A)

Sd/-

(Mriduia 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>31.10.2023</b></p> <p><b><u>O.A 753/2019</u></b></p> <p>B.V Lamkhade &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Shri Vikas Shekdar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter is already kept for final hearing on 2.1.2024.</p> <p>3. At the request of learned counsel for the applicants, matter is preponed and kept for final hearing on 28.11.2023.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p>

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>31.10.2023</u></b></p> <p><b><u>O.A 82/2017 (DB-I)</u></b></p> <p>D.K Khairnar ... Applicant Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Shri Anirudh Rote holding for Shri A.S Gaikwad, learned counsel for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondents no 1 &amp; 2 and Shri K.R Jagdale, learned counsel for Respondents No 3 to 14. None present for Respondents no 16 to 20.</p> <p>2. Learned counsel Mr Rote, for the applicant submits that the applicant had served the private Respondents.</p> <p>3. Learned C.P.O on instructions from School Education Department informs that inadvertently the private Respondents are remained to be served. Learned C.P.O seeks one weeks' time to serve freshly added Respondents.</p> <p>4. S.O to 7.11.2023.</p> <p style="text-align: right;">Sd/-  (Mridula Bhatkar, J.) Chairperson</p>

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

Tribunal's orders

**31.10.2023**

**C.A 102/2023 in O.A 347/2019**

Shri P.A Gangurde ... Applicant  
Vs.

The State of Maharashtra & Ors ..Respondents

1. Heard Shri R.M Kolge, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.

2. Learned counsel submits that the order of this Tribunal dated 2.7.2020 is not complied with by the Respondents about considering the application dated 8.9.2016 made by the applicant for appointment on compassionate ground.

3. Issue notice before admission returnable on 7.11.2023.

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.

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. 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.

7. In case notice is not collected within **seven** days or service report on affidavit in not filed **three** days before returnable date, the Original/Miscellaneous Application 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."

8. S.O to 7.11.2023.

Sd/-

/(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>31.10.2023</u></b></p> <p><b><u>M/A 257/2023 in O.A 212/2023</u></b></p> <p>State of Maharashtra &amp; Ors ... Applicants (Ori Respondents)</p> <p style="text-align: center;">Vs.</p> <p>S.V Kadare ..Respondent (Ori Applicant)</p> <p>1. Heard Smt K.S Gaikwad, learned P.O for the applicants (Ori Respondents) and Shri K.R Jagdale, learned counsel for the Respondent (Ori Applicant).</p> <p>2. Both M.A 257/2023 and O.A 212/2023 to be placed for hearing on 23.11.2023.</p> <p style="text-align: right;">Sd/- / (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><b><u>31.10.2023</u></b></p> <p><b><u>M.A 303/2023 in O.A 491/2021</u></b></p> <p>Dr S.V Sambhare ... Applicant Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. None present for the applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Affidavit in reply has already been filed.</p> <p>3. S.O to 21.11.2023.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;"><b>(Mridula Bhatkar, J.) 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>31.10.2023</u></b></p> <p><b><u>O.A 872/2019</u></b></p> <p>S.J Gorve ... Applicant  Vs.  The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Shri G.A Bandiwadekar, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p>2. Learned P.O is directed to file affidavit in reply by way of last chance.</p> <p>3. S.O to 21.11.2023.</p> <p style="text-align: right;">Sd/-  / <b>(Mridula Bhatkar, J.)</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 style="text-align: center;"><b><u>31.10.2023</u></b></p> <p style="text-align: center;"><b><u>M.A 621/2023 in O.A 81/2017</u></b></p> <p>The State of Maharashtra &amp; Ors      ... Applicants (Ori Respondents)</p> <p style="text-align: center;">Vs.</p> <p>Shri Rohit V. Koli      ..Respondent (Ori Applicant)</p> <p>1. Shri D.B Khaire, learned advocate for the applicants (Ori Respondents 2 &amp; 3) absent. None present for the Respondent (Ori Applicant).</p> <p>2. In O.A 81/2017 order dated 17.7.2023 was passed directing the Respondents to appoint the applicant on the post of Junior Engineer from Open Sports Category within six weeks from the date of order. Thus, it was expected that the order should have been complied in the first week of September, 2023. However, it is not complied with.</p> <p>3. The present Misc Application is filed on 20.9.2023, seeking extension of a period of 3 months either to take decision on the appointment of the Original Applicant or the filing of Writ Petition before the Hon'ble High Court.</p> <p>4. A period of one month is already over and hence one more months' time is granted to comply with the order of this Tribunal and accordingly time is extended up to 29.11.2023.</p> <p>5. Misc Application stands disposed of accordingly.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/</p> <p style="text-align: right;"><b>(Mridula Bhatkar, J.) Chairperson</b></p> <p style="text-align: center;">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>31.10.2023</u></b></p> <p><b><u>O.A 135/2020</u></b></p> <p>J.R Choudhary ... Applicant Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Applicant present in person. Heard Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Shri Kishor Madke, learned counsel submits that he is filing Vakalatnama on behalf of the applicant and he will appear in the matter.</p> <p>3. Place for final hearing on 28.11.2023.</p> <p>Sd/- / (Mridula Bhatkar, J.) Chairperson</p> <p>Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

*versus*

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..... 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>31.10.2023</u></b></p> <p><b><u>O.A 735/2019</u></b></p> <p>B.V Lamkhade &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Shri Vikas Shekdar, learned advocate for the applicants and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Matter is already kept for final hearing on 2.1.2024.</p> <p>3. At the request of learned counsel for the applicants, matter is preponed and kept for final hearing on 28.11.2023.</p> <p style="text-align: right;">Sd/-  (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
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**31.10.2023**  
**M.A 669/2023 in O.A 1382/203 with M.A**  
**671/2023 in O.A 1383/2023**

S.V Ingalkar & Ors  
V.N Wahtule & Ors ... Applicants  
Vs.  
The State of Maharashtra & Ors ..Respondents

1. Heard Shri K.R Jagdale holding for Ms Suchita Dhongde, learned advocate for the applicants and Sint K.S Gaikwad, learned P.O for the Respondents.

2. The present Misc Applications is filed under Section 25 of the Administrative Tribunals Act, 1985, to transfer the above Original Applications No 1382/2023 & 1383/2023 from M.A.T, Mumbai bench to M.A.T Aurangabad bench.

3. Learned counsel for the applicants submit that similar issue is challenged before M.A.T, Aurangabad Bench in O.A No. 2052/2023 filed by Priyanka Sanap. Learned counsel therefore prays that both the above Original Applications be transferred to M.A.T, Aurangabad Bench for final disposal.

4. Learned P.O submits to the order of the Court.

5. In view of the above, the record and proceeding in both the Original Applications be transferred to M.A.T, Aurangabad bench for final disposal. Both the Misc Applications stand disposed of.

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>31.10.2023</u></b></p> <p><b><u>C.A 58/2023 in O.A 834/2022 with C.A 59/2023 in O.A 878/2022</u></b></p> <p>Dr V.N Waghmare &amp; Ors DR R.R Rajpur &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. None present for the applicants Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O submits that Writ Petition 9714/2023 is filed before the Hon'ble High Court and the same is pending.</p> <p>3. In view of the above, matter adjourned to 5.12.2023.</p> <p style="text-align: right;">in H</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">/ (Mridula Bhatkar, J.) Chairperson</p> <p style="text-align: center;">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>31.10.2023</u></b></p> <p><b><u>O.A 1078/2016 (O.A 443/2014-Nagpur) with O.A 711/2014</u></b></p> <p>R.D Wardhane &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ..Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants, Ms Swati Manchekar, learned C.P.O for Respondent no. 1, Shri B.A Bandiwadekar, learned counsel for Respondents No 2 &amp; 3 and Shri M. Deshmukh, learned counsel for Respondents no 5 to 16.</p> <p>2. At the request of learned counsel for the applicants, matter adjourned to 9.1.2024.</p> <p style="text-align: right;">Sd/- <b>(Mridula Bhatkar, J.) Chairperson</b></p> <p>Akn</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Final 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