

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 02.04.2019.

O.A.No.761 of 2018

M. G. Kadam

....Applicant

Versus

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

1. Heard Shri A. Jaiswar holding for Shri R. G. Panchal , learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. This matter is kept under the caption "Objection Matters" as the applicant has failed to remove the objections within time granted by the office.

3. The matter is of 2018 and the objections ought to have been removed. However, two weeks time is granted for compliance of office objections. If the objections are removed then the matter be kept under the caption "Admission" before the Tribunal on 23.04.2019.

4. If the objections are not removed within two weeks from today, the O.A. ^{will} stand ^{be} dismissed in default without making reference to the court.

Sd/-

(A.P. Kurhekar)
Member(J)

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 02.04.2019.

M. A. No.155 of 2019 in O.A.No.237 of 2019

V. E. KhorateApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri D. B. Khaire, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer with Shri A. V. Bandiwadekar, learned Special Counsel for the Respondents.

2. In terms of order passed by this Tribunal in O.A.No.237/2019 on 29.03.2019, today, Shri A. V. Bandiwadekar, learned Special Counsel for the Respondents has filed short affidavit and reply to M.A. No. 155/2019.

4. In the present matter, the challenge is to be transfer order dated 05.03.2019 which has been stayed by this Tribunal by order dated 12.03.2019 in view of assignment of election work to the Applicant.

5. However, the Respondents passed the order dated 15.03.2019 stating that except work relegated to election, no other work should be assigned to the Applicant in view of the interim relief granted by this Tribunal on 12.03.2019. Being aggrieved by the said order, the Applicant has filed M.A.No.155/2019 for clarification of the order passed by this Tribunal.

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

Tribunal's orders

6. In order dated 29.03.2019, this Tribunal has already observed that there is no question of clarification of the order passed by this Tribunal which seems to have been interpreted by the Respondents differently.

7. However, today learned Special Counsel for the Respondents has pointed out that in view of the transfer order dated 05.03.2019, the Commissioner Pimpari-Chinchwad Municipal Corporation has passed the order on 14.03.2019 to relieve the Applicant from his post and the charge was kept with another official. As such, it is on the basis of the order dated 14.03.2019, the Government seems to have passed the order dated 15.03.2019.

8. Now, the transfer order dated 05.03.2019 being stayed by this Tribunal, the Applicant will have to restore to the post of Assistant Commissioner, Pimpari-Chinchwad Municipal Corporation. It is, therefore, necessary for the Commissioner Pimpari-Chinchwad Municipal Corporation to modify the order dated 14.03.2019 and to restore the Applicant to the post as Assistant Commissioner of Pimpari-Chinchwad Municipal Corporation.

9. In view of above, the Respondent is directed to communicate this order to Municipal Corporation Pimpari-Chinchwad and to ensure the compliance within a week. The copy of this order be also forwarded to the Commissioner Pimpari-Chinchwad Municipal Corporation for information and necessary compliance within a week.

9. For the reasons stated above, Misc. Application No.155/2019 is disposed of with no order as to costs.

Sd/-

(A D Kurhakar)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 02.04.2019.
	<p align="center">O.A.No.22 of 2018</p> <p>N. R. SawardekarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri A. V. Bandiwadekar, learned Advocate for the Respondent No.2.</p> <p>2. In the present O.A., the Applicant has challenged the impugned order dated 04.01.2019 whereby he has been transferred to the post of Executive Engineer, Z.P. Division No.1, Ratnagiri and in his place the Respondent No.2 - Shri S. P. Jogdand was posted.</p> <p>3. By order dated 07.01.2019, this Tribunal granted interim relief and stayed the transfer order dated 04.01.2019 considering prima-facie breach of the provisions of Transfer Act, 2005 as well as considering that the Applicant is due to retire at the end of May, 2019.</p> <p>4. Now, during the pendency of this O.A., the Government has decided to continue the Applicant at his post as Executive Engineer, Public Works (North) Division, Ratnagiri till his retirement on 31.05.2019.</p> <p>5. Today, the learned C.P.O. for the Respondents has tendered a letter issued by the Government dated 02.04.2019,. It is taken on record.</p> <p>6. Thus, in view of the decision taken by the Government, the present O.A. has become infructuous and needs to be disposed of.</p>

7. However, pertinent to note that as a consequence of continuation of the Applicant at the same post till 31.05.2019, now the Government is required to pass appropriate order for posting of the Respondent No.2-Shri S.P. Jogdand who was brought in place of the Applicant.
8. The Respondent No.2 was working on the post of Executive Engineer, Maharashtra State Road Development Corporation Ltd., Mumbai. Therefore, it is necessary for the Government to issue appropriate posting order of the Respondent No.2 till 31.05.2019 so that after retirement of the Applicant, the Respondent No.2 can take over the charge at Ratnagiri.
9. On the instructions, learned C.P.O. submitted that the post of Executive Engineer, Maharashtra State Road Development Corporation Ltd., Mumbai is vacant. It is, therefore, desirable that the Government should issue appropriate order for the posting of the Respondent No.2 at the said post and also to pass further appropriate order about his waiting period.
10. The Respondent No.2 is at liberty to make representation to the Respondent No.1 which the Government shall decide accordingly in view of observations made above.
11. The Respondent No.2 shall make representation within a week to the Government and it shall be decided within two weeks thereafter.
12. In view of above, needless to mention that order of transfer of the Respondent No.2 in the place of the Applicant shall be implemented after retirement of the Applicant.
13. The Original Application is disposed of with no order as to cost.
14. Hamdast and steno copy is granted.

Sd/-

(A.P. Kurhekar)
Member(J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p style="text-align: center;">O. A. No.258 of 2019</p> <p>V. R. JoshiApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K. R. Jagdale, learned Advocate for the Applicants and Ms S. Suryawanshi, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 26.04.2019. 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 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.. 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 26.04.2019. <p style="text-align: right;">Sd/- W (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

Tribunal's orders

Date : 02.04.2019.

O. A. No.293 of 2019

D. R. DhumalApplicant

Versus

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

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 30.04.2019.
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 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. 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 30.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

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

Tribunal's orders

Date : 02.04.2019.

O. A. No.314 of 2019

S. S. Panindre

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri M. B. Kadam, learned Advocate for the Applicants and Shri S. Suryawanshi, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 30.04.2019.
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 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. 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 30.04.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

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

Tribunal's orders

Date : 02.04.2019.

O. A. No. 317 of 2019

N. G. Nalawade

...Applicant

Versus

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

1. Heard Shri M. B. Kadam, learned Advocate for the Applicants and Ms S. Suryawanshi, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 30.04.2019.
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 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. 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 30.04.2019.

Sd/-

(A.P. Kurhekar)
Member(I)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p style="text-align: center;">D. A. No.319 of 2019</p> <p>R. P. PimpalgaonkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri S. S. Dere holding for Shri S. A. Tarale, learned Advocate for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 30.04.2019. 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 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. 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 30.04.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p>O.A.No. 637 of 2018</p> <p>D. C. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri V. V. Joshi, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the learned P.O. for the Respondents has filed Sur-Rejoinder. It is taken on record.</p> <p>3. The matter s adjourned under the caption of 'Hearing At The Stage of Admission'.</p> <p>4. S.O. to 30.04.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(I)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p style="text-align: center;">O. A. No.294 of 2019</p> <p>R. G. ShendgeApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 09.04.2019. 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 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. 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 09.04.2019. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p>O.A.No.1091 of 2018</p> <p>J. V. Kadam ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. Archana B. K. , learned Presenting Officer for the Respondents.</p> <p>2. Today learned Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 09.04.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 02.04.2019.</p> <p>O.A.No.739 of 2017</p> <p>S.N. PophaleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.2. Today, the learned P.O. for the Respondents has filed Reply on behalf of the Respondent No.2 to the amended application. It is taken on record.3. The arguments of the learned Advocate and learned P.O. is heard on merit. <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</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
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DATE: 24/11
CORAM:
 Hon'ble Justice Shri A. H. Joshi (Chairman)
 Hon'ble Shri M. Ramakrishna (Member) A
 P. N. Dixit

APPEARANCE:
 Shri/Smt. Applicant and advocate are absent
 Advocate for the Applicant
 Shri/Smt. S. P. Manekar
 C.P.O / P.O. for the Respondent/s

Adj. To. 30/4/19
 order passed by
 Tribunal column

[Handwritten signature]

O.A. No.62 of 2018

P.R. Mane ..Applicant
 Vs.
 The State of Maharashtra & Ors. ..Respondents

Applicant and Advocate for the Applicant are absent. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO on written instructions states that respondent no.2 has informed that the applicant's suspension period from 24.10.2011 to 13.10.2014 has been treated as duty period vide order dated 11.12.2018. It further states that the applicant has been exonerated from the charges against him. His case would be placed before the DPC for considering his prayer. Ld. CPO seeks adjournment by four weeks for deciding the seniority list and promotion of the applicant.

3. S.O. to 30.4.2019.

[Handwritten signature]
 Sd/-
 (P.N. Dixit)
 Member (A)
 2.4.2019

(sgj)

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 O.A. No.417 of 2018
<p>DATE: 2/4/19</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshwar (Member) A P.N. Dixit</p> <p>APPEARANCE: Shri/Smt. Applicant and Advocate absent</p> <p>Advocate for the Applicant Shri/Smt. A. G. Gohad</p> <p>C.P.O / P.O. for the Responder t/s</p> <p>Adj. To: <i>Advit</i> To come up for final hearing in due course.</p> <p style="text-align: right;"><i>R</i></p>	<p>S.G. Jadhav & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate for the Applicant are absent. Heard Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. I.d. CPO files reply on behalf of respondent no.2. She further mentions that this reply is adequate.</p> <p>3. Admit. To come up for final hearing in due course with liberty to file rejoinder, if any.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 2.4.2019</p> <p>(sgj)</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 O.A. No.438 of 2018
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D.B. Bamane ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri B.R. Deshmukh, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO on instructions mentions that a list of documents which are required is not traceable and hence office of Director and Dy. Director has sought these documents. The applicant is present and states that he has furnished these documents earlier. However, he will provide copy of the same to the office of Director and Dy. Director to avoid further delay in the matter.

3. Shri Rajendra B. Rajwade, Assistant Superintendent, Deputy Director of Health Services, Pune, who is present confirms that as soon as he receives the same he will forward it to the office of Director.

4. The progress regarding the same should be communicated on or before 5.4.2019.

5. S.O. to 5.4.2019.

Sd/-
(P.N. Dixit)
Member (A)
2.4.2019

(sgj)

DATE: 24/19
CORAM:
~~Hon'ble Justice S.R. Chitambar (Chairman)~~
Hon'ble Shri P.N. Dixit (Member) A
APPEARANCE:
Shri/Smt. B.R. Deshmukh
Advocate for the Applicant
Shri/Smt. S.P. Manchekar
C.P.O / P.O. for the Respondent/s

Adj. To: 5/4/19
Order passed by
Tribunal Mumbai

**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 O.A. No.181 of 2019 with M.A. No.101 of 2019
<p>DATE: <u>24/19</u></p> <p>CORAM: Hon'ble Justice Shri A. G. Jais (Chairman) Hon'ble Shri M. Ramchandra (Member) A <u>P.N. Dixit</u></p> <p>APPEARANCE: Shri/Smt. <u>Applicant, Advocate etc</u> <u>absent</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.P. Manchekar</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To <u>Admit to court for first hearing in due course before Division Bench.</u></p> <p style="text-align: right;"><u>D</u></p>	<p>T.D. Pandhare ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate for the Applicant are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that reply would be filed during the course of the day.</p> <p>3. Admit. To come up for final hearing in due course with liberty to file rejoinder, if any and circulate before the Division Bench.</p> <p style="text-align: right;">Sd/- (P.N) Dixit Member (A) 2.4.2019</p> <p>(sg)</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 O.A. No.120 of 2019
<p>DATE: <u>24/19</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchandra (Member) A <u>P.N. DIXIT</u></p> <p>APPEARANCE: Shri/Smt. <u>applicant and advocate are absent.</u> Advocate for the Applicant Shri/Smt. <u>S.P. Manchekar.</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>30/4/19.</u></p> <p style="text-align: right;"><u>2</u></p>	<p>G.B. Chambole ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate for the Applicant are absent. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO on instructions states that respondent no.1 has sought four weeks time and respondent no.2 has sought one week time to file replies.</p> <p>3. S.O. to 30.4.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member (A) 2.4.2019</p> <p>(sgj)</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 M.A. No.407 of 2018 in O.A. No.725 of 2018
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B.B. Birajdar & Ors. ..Applicants
Vs.
The State of Maharashtra & Ors. ..Respondents

Applicant and Advocate for the Applicant are absent.
Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- 2. Ld. CPO seeks two weeks to time to file reply.
- 3. S.O. to 25.4.2019.

Sd/-
(P.N. Dixit)
Member (A)
2.4.2019

(sgj)

DATE: 24/19

CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramakrishnar (Member) A
P.N. DIXIT

APPEARANCE
Shri/Smt. applicant and advocate are absent

Advocate for the Applicant
Shri/Smt. : S.P. Manchekar
C.P.O / P.O. for the Respondent/s

Adj. To 25/4/19. tri copy
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**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders Date : 02.04.2019.
	<p align="center">O.A.No.22 of 2018</p> <p>N. R. SawardekarApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant, Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents and Shri A. V. Bandiwadekar, learned Advocate for the Respondent No.2. 2. In the present O.A., the Applicant has challenged the impugned order dated 04.01.2019 whereby he has been transferred to the post of Executive Engineer, Z.P. Division No.1, Ratnagiri and in his place the Respondent No.2 - Shri S. P. Jogdand was posted. 3. By order dated 07.01.2019, this Tribunal granted interim relief and stayed the transfer order dated 04.01.2019 considering prima-facie breach of the provisions of Transfer Act, 2005 as well as considering that the Applicant is due to retire at the end of May, 2019. 4. Now, during the pendency of this O.A., the Government has decided to continue the Applicant at his post as Executive Engineer, Public Works (North) Division, Ratnagiri till his retirement on 31.05.2019. 5. Today, the learned C.P.O. for the Respondents has tendered a letter issued by the Government dated 02.04.2019,. It is taken on record. 6. Thus, in view of the decision taken by the Government, the present O.A. has become infructuous and needs to be disposed of.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. However, pertinent to note that as a consequence of continuation of the Applicant at the same post till 31.05.2019, now the Government is required to pass appropriate order for posting of the Respondent No.2-Shri S.P. Jogdand who was brought in place of the Applicant.</p> <p>8. The Respondent No.2 was working on the post of Executive Engineer, Maharashtra State Road Development Corporation Ltd., Mumbai. Therefore, it is necessary for the Government to issue appropriate posting order of the Respondent No.2 till 31.05.2019 so that after retirement of the Applicant, the Respondent No.2 can take over the charge at Ratnagiri.</p> <p>9. On the instructions, learned C.P.D. submitted that the post of Executive Engineer, Maharashtra State Road Development Corporation Ltd., Mumbai is vacant. It is, therefore, desirable that the Government should issue appropriate order for the posting of the Respondent No.2 at the said post and also to pass further appropriate order about his waiting period.</p> <p>10. The Respondent No.2 is at liberty to make representation to the Respondent No.1 which the Government shall decide accordingly in view of observations made above.</p> <p>11. The Respondent No.2 shall make representation within a week to the Government and it shall be decided within two weeks thereafter.</p> <p>12. In view of above, needless to mentions that order of transfer of the Respondent No.2 in the place of the Applicant shall be implemented after retirement of the Applicant.</p> <p>13. The Original Application is disposed of with no order as to cost.</p> <p>14. Hamdast and steno copy is granted.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>