

**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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| | <p>Date : 06.01.2020</p> <p>M. A. No.536 of 2019 in O.A.No.136 of 2018</p> <p>K. V. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer holding for Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondent Nos.1 and 3 and Shri D. B. Khaine, learned Counsel for the Respondent No.2.</p> <p>2. Today, learned Presenting Officer has filed Sur-Rejoinder on behalf of the Respondent No.1. It is taken on record.</p> <p>3. S.O. to 27.02.2020.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 |
|---|---|
| | <p>Date : 06.07.2020</p> <p style="text-align: center;">O.A.No.761 of 2019</p> <p>G. Y. GavliApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant is presently working as Talathi, Saza-Dahisar, Tal. Vasai, Dist. Palghar. She is posted at Dahisar since August, 2014. She had made representations on 17.07.2019 and 18.07.2019 for transfer from Dahisar on the ground that there is a threat perception because of action she has taken against the offenders for illegal sand excavation. She is also due to retire in March 2021. However, her representations were not considered, and therefore, she has filed the present O.A.</p> <p>3. Today, learned P.O. on instructions from Shri M. K. Bhoir, A.K., SDO Office Vasai submits that the Respondent is ready to consider her representation afresh and matter can be disposed of with suitable directions.</p> <p>4. At present, two posts of Talathi at Sandore and Vatar, Tal Vasai are vacant. As the Applicant is due to retire in March 2021, her request for transfer ought to be considered sympathetically.</p> <p>5. The Applicant shall make fresh representation to the Respondent No.1-SDO, Tal. Vasai, Dist.Palghar citing difficulties for transfer at Sandore and Vatar within a weeks from today.</p> <p>6. The Respondent No.1 shall consider the representation sympathetically at the earliest latest in general transfer of 2020 and shall pass appropriate orders.</p> <p>7. In view of above, Original Application is disposed of with no order as to cost.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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

Date : 06.02.2020

O.A.No.121 of 2020

R. M. Sankpal

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri Arvind V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. The Applicant has challenged the transfer order dated 05.02.2020 whereby he was transferred from the post of Superintending Engineer (Civil) Engineer, Kolhapur Irrigation Circle, Kolhapur to Superintending Engineer, Protection Squad, Aurangabad.
3. Learned Counsel for the Applicant seeks interim stay on the ground that the Applicant was not due for transfer and there is no compliance of Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005) and secondly the transfer is in breach of Divisional Cadre Allotment Rules, 2015 which *inter alia* provides for three years tenure for promotion in the cadre given to the Government servant.
4. Whereas, learned P.O. has tendered file for perusal of the Tribunal which indicates that matter was placed before Civil Services Board. In view of letter dated 17.12.2019 issued by Executive Director, Maharashtra Krishna Khore Vikas Mahamandal attributing inefficiency to the Applicant. Accordingly, the CSB proposed the transfer of the Applicant and the same was approved by the Hon'ble Minister as well as by Hon'ble Chief Minister. Thus, prima-facie there is compliance of Section 4(S) of 'Act 2005'.

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|---|--|
| | <p>4. In so far as breach of Cadre Allotment Rules are concerned, learned P.O. submits that in certain situation, the Competent Authority can transfer the Government servant without completing three years tenure in one division.</p> <p>5. In view of above, there is prima-facie compliance of mandatory requirement of 'Act 2005', therefore, I am not inclined to grant interim relief.</p> <p>6. Issue notice before admission returnable on 05.03.2020.</p> <p>7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>11. 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.</p> <p>12. S.O. to 05.03.2020.</p> <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 _____

I N

Original Application No. _____ of 20 _____

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| | <p>Date : 06.02.2020.</p> <p align="center">O.A.No.879 of 2016</p> <p>M.B. JadhavApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.T. Bhosale, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant mentions that as per instructions from Applicant and as per the affidavit dated 21.01.2020 he may be allowed to withdraw the O.A.</p> <p>3. Accordingly, O.A. is disposed off as withdrawn.</p> <p align="center">Sd/- (A.P. Kurhekar) Member(J)</p> <p align="center">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|---|
| | <p>Date : 06.02.2020.</p> <p>O.A.No.99 of 2019</p> <p>B.G. Phatangare & Ors.Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Vagish Mishra, along with Shri Uttam Dubey and Shri Rajuram Kuleriya, learned Special Counsel i/b M/S. Law Counsellors, learned Advocate for the Applicants, Ms. S.P. Marchekar, learned Chief Presenting Officer for the Respondents, Shri Ram Apte, learned Special Counsel for Respondents No.1 & 2 and Shri B.S. Shinde, learned Special Counsel for Caveator. 2. Learned Special Counsel files reply on behalf of Respondents No.1 and 2. The same is taken on record. 3. Learned Advocate seeks adjournment for filing rejoinder. 4. Issue notices to newly added Respondents No.3 to 11 returnable on 12.02.2020. 5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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.. Respondent is put to notice that the case would 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. 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. 9. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Driginal Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 10. S.O. to 12.02.2020. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kulkarni) Member(J)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(P.N. Dixit) Vice-Chairman</p> |

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| | <p>Date : 06.02.2020.</p> <p>O.A.No.95 of 2020</p> <p>P.D. SakundeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. for the Respondents has tendered letter dated 05.02.2020 issued by Transport Commission, i.e. on behalf of Respondent No.3, thereby rejecting the candidature of the Applicant.</p> <p>3. Indeed this Tribunal by order dated 30.01.2020 issued directions in following terms :-</p> <p><i>"9. Respondents are directed to decide the representation made by the applicant, Exh. 'T' at Page 114 and Exh. 'U' at page 123 of the O.A, in respect of open category as well as open sports category within one week from the date of this order and communicate to the applicant and the Tribunal through learned P.O."</i></p> <p>4. Whereas the perusal of letter dated 05.02.2020 tendered today does not indicate that the decision is taken in terms of the directions given by this Tribunal in paragraph 9.</p> <p>5. Learned P.O. for the Respondents on instructions from Shri Prakash Jadhav, Motor Vehicle Prosecutor, submits that the Department will reconsider the issue in view of the directions given by this Tribunal in paragraph 9 of order dated 30.01.2020 and will appraise the Tribunal on next date.</p> <p>6. Adjourned to 13.02.2020.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</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.

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| | <p>Date : 06.02.2020.</p> <p>O.A.No.967 of 2019</p> <p>S.C. BhosaleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none">1. Heard Applicant in person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.2. Learned P.O. for the Respondents files reply on behalf of Respondent No.1. The same is taken on record.3. Learned P.O. further mentions that reply by Respondent No.1 is not necessary at this stage.4. Applicant who is appearing in person seeks two weeks for filing his rejoinder.5. Adjourned to 05.03.2020. <p>Sd/- (A.P. Kulkarni) Member(J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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| | <p>Date : 06.02.2020.</p> <p>O.A.No.35 of 2020 with O.A.No.62 of 2020</p> <p>Dr. Dudhbhat B.T. & Ors. (O.A.35/2020) Dr. V.D. Shinde (O.A.62/2020)Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Applicants and learned Advocate for the Applicants are absent.</p> <p>3. Learned C.P.O. for the Respondents seeks three weeks for filing reply.</p> <p>4. Adjourned to 04.03.2020.</p> <p style="text-align: center;">Sd/- (A.P. Kulkarni) Member(I)</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. of 20

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Date : 06.02.2020.

O.A.No.38 of 2020

Dr. S.J. Jogdand Applicant

Versus

The State of Maharashtra & Ors. Respondents.

1. Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks two weeks for filing reply.

3. Adjourned to 26.02.2020.

Sd/-

(A.P. Korhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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|---|-------------------|

Date : 06.02.2020.

O.A.No.1233 of 2019

Dr. S.B. Satpute & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.R. Kulkarni, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the Respondents seeks four weeks for filing reply.

3. Adjourned to 05.03.2020.

Sd/-

(A.P. Korhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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.

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Date : 06.02.2020.

O.A.No.1224 of 2019

S.T. KadbaneApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant mentions that for pro long period there is no progress in the Departmental Enquiry against the Applicant and hence he needs to be considered for the next D.P.C.

3. Learned C.P.O. seeks short time for filing reply.

4. Adjourned to 12.02.2020.

Sd/-

(A.P. Kurhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

[P.T.O.]

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

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Date : 06.02.2020.

O.A.No.1191 of 2019

D.H. ManeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents files reply on behalf of Respondents No.2 and 3. The same is taken on record.
3. Learned Advocate for the Applicant seeks adjournment for filing his rejoinder.
4. Adjourned to 27.02.2020.

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

Sd/-
(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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.

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|---|-------------------|

Date : 06.02.2020.

O.A.No.1116 of 2019

R.U. Shinde

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Applicant and learned Advocate for the Applicant are absent.
3. Learned C.P.O. for the Respondents seeks two weeks for filing reply.
4. Adjourned to 27.02.2020.

Sd/-

(A.P. Kulkarni)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. of 20

FARAD CONTINUATION SHEET No.

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Date : 06.02.2020.

O.A.No.1114 of 2019

R.K. SakoreApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Smt. Punam Mahajan, learned Advocate for the Applicant has filed leave note.

3. Learned C.P.O. for the Respondents seeks two weeks for filing reply.

4. Adjourned to 27.02.2020.

Sd/-

(A.P. Burhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

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Date : 06.02.2020.

M.A.No.491 of 2019 in M.A.No.472 of 2019 in
O.A.No.507 of 2018

With

M.A.No.472 of 2019 in O.A.No.507 of 2018

A.S. Patil

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri S.T. Bhosale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. O.A.No.507/2019 was dismissed by this Tribunal for non-compliance of the conditional order for issuance of notice and filing of affidavit of service in the Tribunal. M.A.No.472/2019 is therefore filed for restoration along with M.A.No.491/2019 for condonation of delay caused for filing application for restoration.

3. Today, learned Advocate for the Applicant produces receipt of payment of costs of Rs.2,000/-.

4. In view of above, M.A.No.472/2019 and M.A.No.491/2019 are disposed off.

Sd/-

(A.P. Korhekar)
Member(I)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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.

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Date : 06.02.2020.

O.A.No.61 of 2020

N.D. BhosaleApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri N.J. Somwanshi, learned Advocate holding for Shri R.G. Panchal, learned Advocate for the Applicant and Smt. K.S. Saikwad, learned Presenting Officer for the Respondents.

2. Matter pertains to Single Bench and hence same may be placed before Single Bench.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

Sd/-

(P.N. Dixit)
Vice-Chairman

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

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Date : 06.02.2020.

O.A.No.456 of 2019

D.S. GomiadApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri D.B. Khaire, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O. for the Respondents filed reply on behalf of Respondent No.2.
3. Learned Advocate for the Applicant seeks adjourned for one week.
4. At the request of learned Advocate for the Applicant adjourned to 13.02.2020.

Sd/-

(A. S. Kurhekar)
Member(I)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[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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|---|-------------------|

Date : 06.02.2020.

O.A.No.440 of 2019

R.B. FulpagareApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Siddharth Khandelwal, learned Advocate holding for Shri Talekar & Ors., learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. At the request of learned Advocate for the Applicant adjourned to 11.02.2020.

Sd/-

(A.L. Kurhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 06.02.2020.

C.A.No.37 of 2019 in O.A.No.322 of 2017

Dr. P.W. KharbezodApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Bhushan A. Bandiwadekar, learned Advocate for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Smt. G.G. Gavli, learned Advocate for the Respondent No.3.

2. Learned Special Counsel for Respondent No.3 Smt. G.G. Gavli, on instructions from Smt. Anita Mulik, Sr. Clerk from the office of Respondent No.3 mentions that she will find out alternative method as the server is repeatedly down.

3. Adjourned to 27.02.2020 for reporting progress.

Sd/-

(A.P. Kharhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 06.02.2020.

M.A.No.21 of 2020 In O.A.No.25 of 2020

C.N. Suryawanshi & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Siddharth Khandelwal, learned Advocate holding for Shri Talekar & Ors., learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Today, learned Advocate for the Applicant produces receipt of payment of costs of Rs.2,000/- directed by this Tribunal on 27.01.2020.

3. Accordingly, M.A.No.21/2020 filed for restoration of O.A.No.25/2020 which was dismissed by this Tribunal for non-compliance of the conditional order for issuance of notice and filing of affidavit of service in the Tribunal.

4. In view of the above, M.A.No.21/2020 is disposed off and O.A.No.25/2020 is restored.

Sd/-

(A.P. Surhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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 : 06.02.2020.

O.A.No.25 of 2020

C.N. Suryawarshi & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Siddharth Khandelwal, learned Advocate holding for Shri Talekar & Ors., learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents seeks time for filing reply.

3. At the request of learned Advocate for the Applicant adjourned to 27.02.2020.

Sd/-

(A.P. Kothekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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 : 06.02.2020.</p> <p>O.A.No.116 of 2020</p> <p>S.S. MahajanApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Sri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant mentions that he may allowed to file M.A. for condonation of delay. Permitted.</p> <p>3. At the request of learned Advocate adjourned to 05.03.2020.</p> <p>Sd/- (A.P. Kurhikar) Member (J)</p> <p>Sd/- 5. (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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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 : 06.02.2020.

O.A.No.833 of 2019

D.K. PajaiApplicant
Versus
The State of Maharashtra & Ors.Respondents.

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

2. Learned C.P.O. for the Respondents filed sur-in-rejoinder on behalf of Respondents no.1 and 2. The same is taken on record.

3. At the request of learned Advocate for the Applicant adjourned to 27.02.2020.

Sd/-

(A.P. Kulkarni)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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 : 06.02.2020.

M.A. No.367 of 2019 in O.A.No.677 of 2019

H.T. ShindeApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri. K.S. Gaikwad, learned P.O. holding for Shri A.J. Chougule, learned P.O. for the Respondents.
2. Learned P.O. for the Respondents seeks adjournment for enclosing documents.
3. Adjourned to 12.02.2020.

Sd/-

(A.P. Kothekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>Date : 06.02.2020.</p> <p>M.A.No.85 of 2020 with M.A.No.87 of 2020 In O.A.No.99 of 2020</p> <p>B.G. Phatangare & Ors.Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri Vagish Mishra, along with Shri Uttam Dubey and Shri Rajuram Kuleriya, learned Special Counsel i/b M/S. Law Counsellors, learned Advocate for the Applicants, Ms. S.P. Manekar, learned Chief Presenting Officer for the Respondents, Shri Ram Apte, learned Special Counsel for Respondents No.1 & 2 and Shri B.S. Shinde, learned Special Counsel for Cateator.</p> <p>2. M.A.No.85/2019 is filed for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the M.A.No.85/2019 is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A.No.85/2019 is allowed.</p> <p>6. M.A.No.87/2019 is filed for the purpose of carrying out amendment for adding parties / Respondents.</p> <p>7. M.A.No.87/2019 is allowed.</p> <p>Sd/- (A.P. Kurhakar) Member (J)</p> <p>Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET No.

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

Date : 06.02.2020.

M.A.No.86 of 2020 in O.A.No.115 of 2020

B.J. Gadekar & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.

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

2. M.A. is filed for leave to sue jointly.

3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.

4. in this view of the matter, M.A. is allowed subject to Applicants paying requisite court fees, if not already paid.

Sd/-

(A.P. Kurhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>Date : 06.02.2020.</p> <p style="text-align: center;">O.A.No.115 of 2020</p> <p>B.J. Gadekar & Drs.Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri D.B. Khaire, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. Learned Advocate for the Applicants mentions that he would remove office objections within one week. 3. Applicant is retiring on 30.04.2020. Respondents are directed to ensure that the reply is positively filed by next date. 4. Issue notice before admission returnable on 19.03.2020. 5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 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.. Respondent is put to notice that the case would 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. 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. 9. 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. 10. S.O. to 19.03.2020. <p style="text-align: center;">Sd/- (A.P. Kurhakar) Member (J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**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 |
|---|-------------------|
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
Date : 06.02.2020.

M.A.No.58 of 2020 in O.A.No.74 of 2020

P.J. Jamdar & Ors.Applicants
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri Y.S. Khochare, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. M.A. is filed for leave to sue jointly.
3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.
4. In this view of the matter, M.A. is allowed subject to Applicants paying requisite court fees, if not already paid.

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

Sd/- 
(P.N. Dixit)
Vice-Chairman

prk

| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
|---|--|
| | <p>Date : 06.02.2020.</p> <p style="text-align: center;">O.A.No.74 of 2020</p> <p>P.J. Jamdar & Ors.Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Y.S. Khochare, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 27.02.2020. 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.. Respondent is 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 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 27.02.2020. O.A. may be placed along with O.A.No.48/2020. <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman</p> <p>prk</p> |

(G.C.P.) J 2737 (50,000—4-2019)

[Spl.- MAT-F-2 E.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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IN

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FARAD CONTINUATION SHEET No.

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

Date : 06.02.2020.

C.A.No.40 of 2019 in O.A.No.392 of 2019

D.D. KambleApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. At the request of learned Advocate adjourned to 08.04.2020.

Sd/-

(A.P. Kurhekar)
Member(J)

Sd/-

(P.N. Oixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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M.A./R.A./C.A. No. of 20

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Original Application No. of 20

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|---|-------------------|
|---|-------------------|

Date : 06.02.2020.

C.A.No.5 of 2020 in O.A.No.1077 of 2015

Dr. P.B. ShamkarwarApplicant
Versus
The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Shinde, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant seeks permission to withdraw the C.A. Accordingly, he is permitted to withdraw.

3. C.A. is disposed off as withdrawn.

Sd/-

(A.P. Kurhekar)
Member(J)

Sd/-

(P.N. Dixit)
Vice-Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET No.

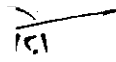
| Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders |
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Date : 06.02.2020.

M.A.No.706 of 2019 In O.A.No.293 of 2017

The State of Maharashtra & Ors.Applicant (Org. Respd.)
Versus
S.M. SawantRespondents.(Org. Appli.)

1. Heard Ms. S.P. Manchekar, learned Chief Presenting Officer holding for Smt. Archana B.K., learned Presenting Officer for the Applicants (Org. Respondents) and Shri Bhushan A. Bandiwadekar, learned Advocate for the Respondents (Org. Applicant).
2. Learned C.P.O. produces communicate from the office of Law and Judiciary Department addressed to the office of Government Pleader, High Court. The same is taken on record and marked as 'X' for the purpose of identification.
3. Perusal of communication shows that the Government is challenging the judgment dated 27.09.2019 passed by this Tribunal.
4. Learned C.P.O. therefore seeks two weeks for informing progress in the matter.
5. At the request of learned C.P.O. adjourned to 24.02.2020.

Sd/- 
(P.N. Dixit)
Vice-Chairman

[P.T.O.]