

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Order No. _____ of 20____

IN

Original Application No. _____ of 20____

FARAB CONTINUATION SHEET NO.

When the original orders of the Tribunal are continued, the Tribunal's orders or the Tribunal's orders

Tribunal's orders

O.A.1011/2018

Mr. K.R. Tawarej ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant; Ms. S.P. Manchekar, learned Chief Presenting Officers for Respondents 1 and 2 and Shri A.V. Bandiwadekar, learned Advocate for Respondent No.3.
2. Today, the learned Advocate for the Applicant has filed Affidavit-in-rejoinder in reply to Respondent No.2 as well as Affidavit-in-rejoinder to reply of Respondent No.3 separately. Those are taken on record.
3. The matter is adjourned for hearing on the stage of admission.
4. S.O. to 15th January, 2019.

A.P.
Sd/-

(A.P. Kurhekar)
Member-J
07.01.2019

(skw)

ISpl.- MAT-F-2

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

O.A. No. _____ of 20____

IN

Applicant's No. _____ of 20____

PARAD CONTINUATION SHEET NO.

When the order of the Tribunal is confirmed, the order of the Tribunal shall be final and shall not be subject to any appeal or revision.

Tribunal's orders

Date : 07.01.2019

O.A.No.322 of 2017

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

1. Heard Shri J.S. Deshpande, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents 1 to 3. Shri G. Gavli, the learned Advocate for Respondents No.4 and 5 is absent.
2. In this O.A. directions are sought to regularization suspension period and for benefits of Assured Career Progression Scheme. O.A. has been filed in 2017 till date reply is not filed by Respondents No.1 to 3. Respondents No.4 and 5 have already filed their reply. It seems that applicant was suspended but later he was reinstated in service and also stands retired. However, neither D.E. was ~~not~~ initiated nor any action was initiated in pursuance of suspension.
3. It is on this background he has sought the relief referred to above. Enough chances are granted to file reply. On last date, three weeks' time was granted for filing reply, but no affidavit-in-reply was filed as such. However, on request of learned P.O. short time is granted upto 11.01.2019.
4. If no reply is filed on or before next date, matter will be heard finally at the stage of admission.
5. S.O. to 11.01.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 07.01.2019

O.A.No.256 of 2018

M.P. MisalApplicant.
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Ms. Asmita Misdle, the learned Advocate holding for Shri S.A. Masal, the learned Advocate for the Applicant, Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents 1 to 4 and Shri A.V. Bandiwadekar, the learned Advocate for Respondent No.5
2. Learned P.O. Ms. S. Suryawanshi for the Respondents 1 to 4 made statement that affidavit-in-reply will be filed during the course of the day. The statement is accepted. Affidavit-in-reply be taken on record.
3. Pleadings are completed. Matter is admitted and adjourned for final hearing on 05.02.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

Date : 07.01.2019 (2nd Session)

1. In the 2nd session learned P.O. submitted that due to some difficulty the concerned officer has not come, therefore she is unable to file affidavit-in-reply today. She is ready to supply the copy of unaffirmed affidavit-in-reply to the other side.
2. In view of the above time is granted till 10.02.2019 for filing affidavit-in-reply.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 07.01.2019</p> <p>O.A.No.968 of 2018</p> <p>Dr. S.D. BhosaleApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Today learned P.O. Smt. K.S. Gaikwad for the Respondents has filed affidavit-in-reply on behalf of Regional Joint Commissioner of Animal Husbandry, Mumbai Region, Mumbai.</p> <p>3. In the present matter, sole Respondent is Principal Secretary, Animal Husbandry and Dairy Development and Fisheries, however, learned P.O. submitted that reply is filed on approval from Principal Secretary, Animal Husbandry and Dairy Development and Fisheries. Therefore according to learned P.O. there is no need to file separate reply.</p> <p>4. Statement of learned P.O. Smt. K.S. Gaikwad is taken on record. Adjourned to 15.01.2019 for hearing at the stage of admission.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

ISpl- MAT-P-2 1

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Case No. _____ of 20____

IN

Case No. _____ of 20____

FARAD CONTINUATION SHEET NO.

This continuation sheet is to be used for recording the orders of the Tribunal in the case.

Tribunal's orders

O.A.1086/2018

Mr. S.B. Jadhav

... Applicant

Vs.

The State of Mah. & ors.

... Respondents

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

2. Today, the learned Advocate for the Applicant has filed Affidavit-in-rejoinder in response to reply of Respondents.

3. On the request of learned P.O, the matter is adjourned for hearing.

4. S.O. to 15th January, 2019.

A.P.
Sd/-

(A.P. Kurhekar)

Member-J

07.01.2019

(skw)

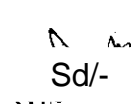
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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 : 07.01.2019</p> <p align="center">O.A.No.999 of 2018 (Subject : Suspension)</p> <p>M.M. MoreApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Today the matter is taken on board by circulation for withdrawal. Applicant challenged the impugned transfer order. However, during the pendency of this O.A. the Department has cancelled transfer order and therefore applicant does not want to proceed with the matter.</p> <p>3. Learned Advocate Shri B.A. Bandiwadekar, the learned Advocate for the Applicant has tendered letter written by the applicant dated 02.01.2019 requesting him to withdraw the Application. It is taken on record.</p> <p>4. Allowed to withdraw the O.A. In view of the above, O.A. is disposed of with no order as to costs.</p> <p align="right">  Sd/- (A.P. Kurhekar) Member(J) </p> <p>prk</p>

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

Tribunal's orders

Date : 07.01.2019

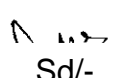

O.A.No.1054 of 2018 with M.A.No.614 of 2018

S.B. Phadatare ...Applicant.
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri S.B. Suryawanshi, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 05.02.2019.
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 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 05.02.2019.

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
	<p>Date : 07.01.2019</p> <p style="text-align: center;">O.A.No.19 of 2019</p> <p>N.V. JadhavApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 05.02.2019. 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 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 05.02.2019. To be placed along with O.A.No.17/2019. <p style="text-align: right;">  Sd/-  (A.P. Kurhekar) Member(J) </p>

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

Date : 07.01.2019

Tribunal's orders
O.A.No.17 of 2019

A.R. JadhavApplicant.
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 05.02.2019.
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 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 05.02.2019. To be placed along with O.A.No.19/2019.

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 : 07.01.2019

O.A.No.14 of 2019

D.M. NikaleApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 04.02.2019.
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 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 04.02.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 07.01.2019</p> <p>M.A.No.4 of 2019 in O.A.No.14 of 2019</p> <p>D.M. NikaleApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common and concurrent, application for leave to sue jointly is allowed subject to Applicants' paying requisite court fees, if not already paid.</p> <p>4. Miscellaneous Application is allowed.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</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.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.01.2019</p> <p>O.A.No.701 of 2018</p> <p>R.V. KothmireApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents No.1 to 4. Respondent No.5 is a private Respondent who is served but is absent.</p> <p>2. Today learned P.O. Ms. S. Suryawanshi for Respondents No.1 to 4 has filed affidavit-in-reply on behalf of Respondent No.3 and requested time to ascertain whether separate reply on behalf of Respondents No.1, 2 and 4 are required.</p> <p>3. Two week's time is granted by way of last chance.</p> <p>4. S.O. to 21.01.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

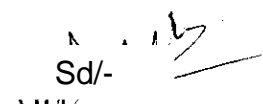
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.01.2019</p> <p>O.A.No.626 of 2017</p> <p>S.B. WategaonkarApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate holding for Shri V.P. Potbhare, the learned Advocate for the Applicant, Smt. Archana B.K., the learned Presenting Officer for the Respondents 1 & 2 and Shri K.R. Jagdale, the learned Advocate for Respondent No.3.</p> <p>2. Though initially O.A. was filed challenging transfer order, during the course of proceedings application was amended and as per amended prayer (B-1) directions were sought to promote the Applicant to the cadre of Regional Deputy Commissioner of Fisheries.</p> <p>3. As such in view of the relief seeking promotion the matter is required to be place before Division Bench.</p> <p>4. Registrar is directed to examine the matter and place it before appropriate Bench.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member(J)</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>8. For the aforesaid reason, the matter is adjourned for hearing. In the meantime, the Respondents to take necessary steps about the modification of stay order dated 1st November, 2018 granted by Industrial Court and inform this Tribunal on next date.</p> <p>9. S.O. to 21st January, 2019. Hamdast and Steno-copy allowed.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member-J 07.01.2019</p> <p>(skw)</p>

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.16 OF 2019

S.G. ParabApplicant.
Versus
The State of Maharashtra & Ors. ...Respondents.

Shri A.V. Bandiwadekar, the learned Advocate for the Applicant.

Smt. Archana B.K. holding for Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

CORAM : Shri A.P. Kurhekar, Member(J)

DATE : 07.01.2019.

ORDER

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. Archana B.K. holding for Shri A.J. Chougule, the learned Presenting Officer for the Respondents.
2. At the very outset it needs to be mentioned that there is no service of the purported transfer order dated 19.04.2018 on the applicant whereby he has been transferred from Police Control Room to Malabar Hills, therefore applicant could attach only order dated 07.05.2018 whereby he was asked to join place of his new posting at Malabar hills, and submit compliance report and also communicate the same to the Applicant within two days.
3. It is also pointed out by learned Advocate Shri A.V. Bandiwadekar for the Applicant that the copy of transfer order has not been furnished though it was sought under provisions of Right to Information Act 2005.
4. In such situation by way of interim relief directions are given to Respondents No.1 to 3 to supply the order of purportedly transfer order dated 19.04.2018 as in terms of Clause 10(b) of O.A.
5. Issue notice before admission returnable on 04.02.2019.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

7. 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.
8. 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.
9. 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.
10. 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.
11. S.O. to 04.02.2019.
12. Hamdast and Steno copy is allowed.

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

prk

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.15 OF 2019

C.S. GaikwadApplicant
Versus
The State of Maharashtra & Ors. ...Respondents.

Shri C.T. Chandratre, the learned Advocate for the Applicant.

Shri S.D. Dole, the learned Presenting Officer for the Respondents.

CORAM : Shri A.P. Kurhekar, Member(J)

DATE : 07.01.2019.

ORDER

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents.

2. This is the second round of litigation wherein the applicant prayed for grant of retiral benefits. Applicant stands retired on 31.05.2015, however, the retiral benefits were not released due to Departmental Enquiry. Therefore, earlier he has approached this Tribunal by filing O.A.No.551 of 2016 which has been disposed of on 31.08.2016 wherein specific order in following terms has been passed :-

"At this stage, I consider it unnecessary to set out the fact in great detail. The charge-sheet was issued on 14.8.2012. Therefore, it can be no stretch of imagination be said that it is not vitiated by delay. However, in an attempt to balance the interest of both the sides, I am so disposed as to hold that the outer time limit should be fixed for the completion of the DE in every respect including the passing of the final order and if during that period, the enquiry is not fully completed as just mentioned, the said DE shall stand quashed and set aside and all concerned will move in the matter as if the DE was no more pending. Time limit is of six months from today and the OA is disposed of with these observations with no order as to costs."

3. Despite the above order yet retiral benefits are not released. In fact this is the case of contempt however the applicant chooses to file this O.A. Regret to note that though the period of near about 3 ½ years is over, the retiral benefits are not released despite the specific order by this Tribunal.

4. In view of the above issue notice to Respondents No.1 to 3 returnable on tomorrow i.e. 08.01.2019 with directions to depute responsible officer to inform the Tribunal as to why retiral benefits have not been extended in pursuance of the order passed by this Tribunal in O.A.No.554 of 2016.

5. Issue notice before admission returnable on 08.01.2019.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
7. 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.
8. 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.
9. 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.
10. Hamdast is allowed. Private Service is allowed. S.O. to 08.01.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

FARAD CONTINUATION SHEET NO.

Office orders, Office Memoranda of Council,
Appeals, Tribunal's orders or
Commissioner and Registrar's orders

Tribunal's orders

O.A.22/2019

Mr. N.R. Sawardekar

... Applicant

Vs.

The State of Mah. & ors.

... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officers for Respondents.

2. The Applicant has challenged the impugned transfer order dated 4th January, 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. The learned Advocate for the Applicant submitted that no special case is made out for mid-term and mid-tenure transfer and transfer is in contravention of Section 4(4)(ii) and 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Transfer Act'). He also pointed out that the Applicant is due to retire within a year. The Applicant has not yet relieved from the said post.

4. On the above contentions, the learned Advocate for the Applicant requested for interim stay.

5. Whereas the learned CPO has produced the minutes of Civil Services Board which shows that the transfer of Applicant was not at all before the Civil Services Board. Furthermore, there is specific mention in CSB minutes that the Applicant being due to retire within next five months, he is not liable to be transferred. Despite this fact, the transfer has been made by endorsement of Hon'ble Minister. Thus, it is quite clear that on the basis of endorsement made by Hon'ble Minister, the transfer has been made. Prima-facie, it is to accommodate the Respondent No.2. Prima-facie, it appears that since there is no compliance of Section 4(4)(ii) and 4(5) of Transfer Act, the impugned order deserves to be stayed.

6. In view of above, the impugned order is stayed in terms of Prayer Clause 15(b).

7. Issue notice returnable on 05.02.2019.

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

9. 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.

10. 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.

11. 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.

12. 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.

13. 5.O. to 5th February, 2019.

Sd/-

(A.P. Kurhekar)

Member-J

07.01.2019

(skw)

Handwritten:
M.C. Kurhekar
7/1/18

Handwritten:
Rohini
07/1/19

**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 : 07.01.2019</p> <p>O.A.No.1016 of 2017</p> <p>H.R. DasApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri H.R. Das, Applicant in person and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. It appears that the applicant is conducting this proceeding in person. Today in view of the leave note dated 02.01.2019 he is unable to attend the matter and he requested to adjourn the matter.</p> <p>3. In view of the leave note matter is adjourned to final hearing at the stage of admission.</p> <p>4. S.O. to 21.01.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.01.2019</p> <p>O.A.No.1016 of 2017</p> <p>H.R. DasApplicant. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri H.R. Das, Applicant in person and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. It appears that the applicant is conducting this proceeding in person. Today in view of the leave note dated 02.01.2019 he is unable to attend the matter and he requested to adjourn the matter.</p> <p>3. In view of the leave note matter is adjourned to final hearing at the stage of admission.</p> <p>4. S.O. to 21.01.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 07.01.2019</p> <p align="center">O.A.No.1091 of 2017</p> <p>R.A. Shaikh & OrsApplicants. Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Matter pertains to appointment on compassionate ground. Though the period of one year is over reply is not filed. Today again learned P.O. requested for grant of time to file reply. Enough time is granted to file affidavit-in-reply.</p> <p>3. Having regard to the nature of matter I am not inclined to grant further time. This matter be kept along with connected matter i.e. O.A.No.629/2018 which is fixed on 10.01.2019 for final hearing at the stage of admission. Liberty is granted to learned P.O. to file reply on or before next date, other-wise the matter heard on 10.01.2019 finally.</p> <p>4. S.O. to 10.01.2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</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.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>7/12/2019</u></p> <p>CORAM _____</p> <p>_____ (Chairman)</p> <p>Honble Shri. P.N. Dixit, M (A)</p> <p>APPEARANCE</p> <p>Shri. K.R. Jagdale</p> <p>Advocate _____</p> <p>Shri. Ms. S.P. Manchekar</p> <p>C.P./P.S. _____ Respondents</p> <p>Adj./S.O. to <u>2/11/2019</u></p> <p align="right"><i>[Signature]</i></p>	<p align="center"><u>O.A. No.710 of 2018</u></p> <p>P.B. Waghmare ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO requests for two weeks time for filing reply.</p> <p>3. S.O. to 21.1.2019.</p> <p align="right">Sd/- (P.N. Dixit) Member (A) 7.1.2019</p> <p>(sgj)</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>7/1/2019</p> <p>CONSTITUTION: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. I. S. Charlewar Advocate for the Applicant</p> <p>Sd/- Ms. S. P. Manchekar CPO - for Respondent/s</p> <p>Adj./S.O. to OA is allowed to be withdrawn and disposed off as such with aforesaid liberty.</p>	<p><u>O.A. No.751 of 2018</u></p> <p>Dr. N. L. Chutke ..Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>Heard Shri I.S. Charlewar, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. I.d. Advocate for the applicant seeks leave to withdraw the present OA No.751 of 2018 with liberty to file fresh OA keeping all the contentions open.</p> <p>3. OA is allowed to be withdrawn and disposed off as such with aforesaid liberty.</p> <p style="text-align: right;">Sd/-  (P.N. Dixit) Member (A) 7.1.2019</p> <p>(sgl)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>07/11/2019</p> <p>DATE: <u>07/11/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri <u>R. G. Panchal</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>S. P. Manchekar</u></p> <p>C. <u>.....</u> Respondent/s</p> <p>Adj./S.O. to <u>18/1/2019</u></p> <p align="center">①</p>	<p align="center"><u>O.A. No.803 of 2018</u></p> <p>R.K. Javkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO requests for two weeks time for filing reply.</p> <p>3. S.O. to 18.1.2019.</p> <p align="right">Sd/- (P.N. Dixit) Member (A) 7.1.2019</p> <p>(sgj)</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: <u>7/1/2019</u></p> <p>CORAM:</p> <p>Shri A. H. Joshi (Chairman)</p> <p>Shri P. N. Dixit Member (A)</p> <p>None for the Applicant</p> <p>As state for the Applicant</p> <p>Shri Ms. S. P. Manchekar</p> <p>C. for the Respondent's and 1 and</p> <p>Adv. P. R. Pande, for the R. NO. 2</p> <p>Adj./ S.O. to <u>21/1/2019</u></p> <p><i>[Signature]</i></p>	<p><u>O.A. No.1005 of 2018</u></p> <p>S.L. Kumbhalwar ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>None for the Applicant. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for Respondent No.1 and Shri P.R. Pande, learned Advocate for Respondent no.2.</p> <p>2. Ld. CPO requests for two weeks time for filing reply. Ld. Advocate for respondent no.2 states that reply will be filed tomorrow.</p> <p>3. S.O. to 21.1.2019.</p> <p style="text-align: right;">Sd/- <i>[Signature]</i></p> <p style="text-align: right;">(P.N. Dixit) Member (A) 7.1.2019</p> <p>(sgj)</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
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O.A. No.1041 of 2018

V.S. Naik ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri V.J. Phadake, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO requests for two weeks time for filing reply.

3. S.O. to 24.1.2019.

Sd/-

(P.N. Dixit)
Member (A)
7.1.2019

(sg)

DATE: 7/1/2019

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri V. J. Phadake

Advocate for the Applicant

Shri M. S. P. Manchekar

C.P.O. for the Respondent/s

Adj./ S.O. to 24/1/2019

2

**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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O.A. No.709 of 2018

V.V. GhanwatApplicant
Vs.
The State of Maharashtra & Ors.Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

- 2. Ld. CPO requests for two weeks time for filing reply.
- 3. S.O. to 21.1.2019.

Sd/-

(P.N. Dixit)
Member (A)
7.1.2019

(sgl)

DATE: 7/1/2019

CORAM:

Hon'ble Justice Shri A. H. Jaisii (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C.P.O. for the Respondents

Adj/S.O. to 21/1/2019

**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
---	-------------------

O.A. No.1049 of 2018

M.B. PanditApplicant

Vs.

The State of Maharashtra & Ors.Respondents

None for Applicant. Heard Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Ld. CPO requests for four weeks time for filing reply.

3. S.O. to 30.1.2019.

Sd/-

(P.N. Dixit)
Member (A)
7.1.2019

(sgj)

DATE: 7/1/2019

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

APPEARANCE: Shri. None for the Applicant

Associate for the Applicant

Shri. Ms. S. P. Manchekar

C.P.O. for the Respondent/s

Adj./S.O. to 30/1/2019

**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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O.A. No.792 of 2018

A.P. Patil & Ors. ..Applicants

Vs.

The State of Maharashtra & Ors. ..Respondents

Heard Shri M.L. Dhone, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. I.d. CPO states that reply on behalf of respondents no.1 & 3 is already filed and she files reply on behalf of respondent no.2, which is taken on record.

3. Admit. To come up for final hearing in due course with liberty to file rejoinder, if any.

DATE

7/1/2019

CORAM

Hon'ble

Hon'ble

APPEARANCE

Shri/Sr

for Shri

Advocate for

Sd/-

CPO -

Adj./S.O.

Shri (Chairman)

Member (A)

M.L. Dhone holding

S.S. Dere

Respondent

S.P. Manchekar

Respondent/s

Admit.

Sd/-

(P.N. Dixit)

Member (A)

7.1.2019

(sgj)

**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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O.A. No.591 of 2018

M.D. Andhale ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Ms. Deepti Soni, learned Advocate i/b. Talekar & Associates, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. At the request of Ld. CPO, S.O. to 28.1.2019.

Sd/- 

(P.N. Dixit)
Member (A)
7.1.2019

DATE :

7/1/2019

CHAIRMAN:

~~Hon'ble Justice Shri A. H. Joshi (Chairman)~~

Hon'ble Justice P. N. Dixit Member (A)

APPEARANCE:

Ms. Deepti Soni, learned Advocate i/b Talekar & Associates, Advocate for the Applicant

Ms. S. P. Manchekar

CPO for the Respondent's

As S.O. to 28.1.2019

(sgl)

**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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O.A. No.592 of 2018

A.S. Bhagat ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Ms. Deepthi Soni, learned Advocate i/b. Talekar & Associates, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. At the request of Ld. CPO, S.O. to 28.1.2019.

DATE: 7/1/2019

~~FORUM:~~
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:
Shri/MS. Ms. Deepthi Soni, learned Advocate i/b Talekar & Asso. Advocate for the Applicant

Shri/MS. S. P. Manchekar C.P.O. for the Respondent/s

Adj./S.O. to 28/1/2019

Sd/-
(P.N. Dixit)
Member (A)
7.1.2019

(sg)

**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 : <u>04/11/2019</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE : Shri/Smt. <u>S. S. Dere</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S. D. Dole</u> C.P./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>21/1/2019</u></p>	<p>04.01.2019</p> <p align="center"><u>O.A 06/2019</u></p> <p>Shri S.B Salunke ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard S.S. Dere, learned advocate for the applicant and Shri S.D Dole, learned P.O for the Respondents.</p> <p>2. Issue notice returnable on 21.1.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>4. Applicants are 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>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.</p> <p>8. Question of interim relief is kept open. Merit list if any published and declared will be subject to outcome of this O.A.</p> <p>9. S.O to 21.1.2019.</p> <p align="center">Sd/- (P.N. Dixit) Member (A)</p> <p align="center">Sd/- (A.H Joshi, J) Chairman</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: <u>07/1/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. : <u>None for the Respondent</u> <u>(Ori. Applicant)</u></p> <p><u>Advocate for the Applicant</u></p> <p>Shri/Smt. <u>Archana B.K.</u> <u>G.F. S.P.O. for the Respondent's Applicant</u> <u>(Ori. Respondent)</u></p> <p><u>Adj./S.O. to 5/2/2019</u></p> <p align="center">①</p>	<p>07.01.2019</p> <p align="center"><u>M.A 653/2018 in O.A 1111/2017</u></p> <p>The State of Maharashtra & Ors ... Applicants (Ori Respondents)</p> <p align="center">Vs.</p> <p>Shri P.K Mangudkar ... Respondents (Ori Applicant)</p> <ol style="list-style-type: none"> 1. Heard Ms Archana B.K, learned advocate for the applicants (Original Respondents). None for the Respondent (Ori Applicant). 2. Issue notice returnable on 5.2.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice. 7. In case notice is not collected within 3 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record. 8. S.O to 5.2.2019. <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Member (A)</p> <p align="right">Sd/- (A.H Joshi, J.) Chairman</p> <p align="right">Akn</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: <u>7/1/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri A. S. Suryawanshi Advocate for the Applicant</p> <p>Shri S. P. Manchekar C.P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>7/3/2019</u></p> <p align="center">£</p>	<p>07.01.2019</p> <p align="center"><u>O.A 1053/2018</u></p> <p>Shri B.K Kamble ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard A.S Suryawanshi, learned advocate for the applicants and Ms Swati Manchekar, learned P.O for the Respondents.</p> <p>2. Issue notice returnable on 7.3.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>4. Applicants are 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>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</p> <p>6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.</p> <p>8. S.O to 7.3.2019.</p> <p align="center">Sd/- (P.N Dixit) Member (A)</p> <p align="center">Sd/- (A.H Joshi, J) Chairman</p> <p align="center">Akn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>7/1/2019</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Sr./Ms. <u>B. R. Deshmukh</u> Advocate for the Applicant</p> <p>Shri/Ms. <u>S. P. Manchekar</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>11/1/2019</u></p> <p align="center">2</p>	<p align="center"><u>O.A. No.438 of 2018</u></p> <p>D.B. Bamane ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.R. Deshmukh, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Ld. CPO states that file has been put up before the GAD for filing reply. The respondents are directed to ensure that reply is filed by 11.1.2019. Ld. Advocate for the applicant prays for early hearing of the case.</p> <p>3. S.O. to 11.1.2019.</p> <p align="right">Sd/- (P.N. Dixit) Member (A) 7.1.2019</p> <p>(sgj)</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
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O.A. No.554 of 2018 with M.A. No.346 of 2018

R.R. Tarkar ..Applicant

Vs.

The State of Maharashtra & Ors. ..Respondents

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

2. By consent S.O. to 9.1.2019.

Sd/-
(P.N. Dixit)
Member (A)
7.1.2019

(sgl)

DATE: 7/1/2019

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE

Shri/Sr./Ms. S. P. Kanade.....

Advocate for the Applicant

Shri/Ms. S. P. Manchekar

C.P. P.O. for the Respondent/s

Adj. S.O. to 9/1/2019

2

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: <u>7/1/19</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>P.N. Dixit</u> (Member) A</p> <p>APPEARANCE: Shri <u>V.P. Potbhare</u> Advocate for the Applicant Shri /Smt. <u>K.S. Gaikwad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>9/1/2019</u> at the request of <u>Ld. P.O.</u></p> <p style="text-align: right;"><u>P.H.</u> <u>N.S.</u> <u>D.</u></p>	<p>07.01.2019</p> <p style="text-align: center;"><u>O.A 253/2015</u></p> <p>Shri D.S Pohnerkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri V.P Potbhare, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.</p> <p>2. At the request of learned P.O, adjourned to 9.1.2019.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;"> <p>Sd/-</p> <p>(P.N Dixit) Member (A)</p> <p>Akn</p> </div> <div style="text-align: center;"> <p>Sd/-</p> <p>(A.H Joshi, J(A)) Chairman</p> </div> </div>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

**MISC APPLICATION NO. 523 OF 2018
IN
ORIGINAL APPLICATION NO 436 OF 2018**

DISTRICT : PUNE

Shri C.R Jadhav & Others)...**Applicants**

Versus

The State of Maharashtra & Others)...**Respondents**

Smt Punam Mahajan, learned advocate for the Applicants.

Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

CORAM : **Shri Justice A.H Joshi (Chairman)**
Shri P.N Dixit (Member) (A)

DATE : **07.01.2019**

ORDER

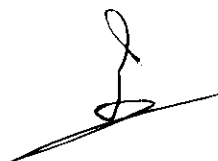
1. Heard Smt Punam Mahajan, learned advocate for the Applicants and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.

2. M.A is taken up for hearing. Learned C.P.O has tendered communication which reads as follows.

महाराष्ट्र शासन

न्यायालयीन बाब

क्र.मप्रन्धा-२०१८/प्र.क्र.६८/ग्रासं-४
अन्न, नागरी पुरवठा व ग्राहक संरक्षण
विभाग,
दालन क्रमांक २२१, दुसरा मजला,



मंत्रालय विस्तार, मादाम कामा मार्ग,
हुतात्मा राजगुरु चौक, मुंबई-४०० ०३२.
दिनांक :- ०५.०९.२०१९.

प्रति,
मुख्य सादरकर्ता अधिकारी,
महाराष्ट्र प्रशासकीय न्यायाधिकरण,
मुंबई.

विषय :- मुळ अर्ज क्र.४३६/२०१८ श्री. चंद्रकांत जाधव व इतर यांनी मध्ये दाखल केलेले संकीर्ण अर्ज क्र.५२३/२०१८.

महोदय,

अर्जदार श्री. चं.रा. जाधव व इतर-४ यांनी त्यांना शिपाई गट-ड ते क्षेत्र सहाय्यक गट-क या पदावर तात्पुरत्या स्वरूपात मिळालेल्या पदोन्नती दिनांक ते कार्यमुक्त केल्याच्या दिनांकापर्यंतच्या वेतनातील फरकाची रक्कम देण्याची मागणी आहे. याबाबत शासनाचे अभिप्राय खालीलप्रमाणे आहेत . अर्जदारांनी दि.०९.०२.२०१८ ते २४/२५.०९.२०१८ या कालावधीत पदोन्नतीच्या पदावर काम केलेले नसल्यामुळे त्यांना सदर पदाचे वेतन अनुज्ञेय होणार नाही. तसेच राज्य ग्राहक तक्रार निवारण आयोग, महाराष्ट्र यांच्या आस्थापनेवरील गट-व (अराजपत्रित), गट-क व गट-ड या संवर्गातील सर्व प्रशासकीय बाबी हाताळण्यासाठी अध्यक्ष, राज्य ग्राहक तक्रार निवारण आयोग, महाराष्ट्र यांना महाराष्ट्र नागरी सेवा (सेवेच्या सर्वसाधारण शर्ती) नियम, १९८१ अंतर्गत नियम-९ (खंड-२२) या तरतूदीनुसार विभागप्रमुख म्हणून शासन निर्णय, अत्र, नागरी पुरवठा व ग्राहक संरक्षण, दिनांक २४.०९.२०१५ अन्वये घोषित केले आहे. तसेच यानुसार सदर प्रकरणी मानीव दिनांक देण्याचे अधिकारी विभागप्रमुखांना आहेत. सदर बाब मा. महाराष्ट्र प्रशासकीय न्यायाधिकरणाच्या निर्देशनास आणावी, ही विनंती.

आपला,
(आ.द. वेडसुर)
कक्ष अधिकारी, महाराष्ट्र
शासन

3. Learned CPO was called to state the name of the office who has arrived with the letter and instruction. The same is furnished as follows.

Shri Suresh D. Redekar, Under Secretary, Food & Civil Supplies Department, Mantralaya, Mumbai.

4. The officer was called to provide and communicate the rational on the basis of which the communication tendered today is written.

5. After sometime, of deliberation, he realizes that the stand taken by the Government is not correct and he would like to resubmit the matter and have the decision modified.

6. He prays for at least 2 to 3 days' time.

7. In view of the request of the officer, this Tribunal is of the view that if corrective measure is taken an opportunity should be given to the officer.

8. Hence hearing is adjourned to 10.1.2019.

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

Sd/-
~~(A.N. Joshi,~~
Chairman

Place : Mumbai
Date : 07.01.2019
Dictation taken by : A.K. Nair.