

# FARAD CONTINUATION SHEET No.

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

Tribunal's orders

Date : 13.09.2019.

O.A.No.886 of 2019

Y. S. Bhanse

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

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

2. In the present O.A., the challenge is to the suspension order dated 15.09.2010. When the matter was taken up for admission on 11.09.2019 having noticed that the Applicant is subjected to prolong suspension of nine years, ~~The~~ directions were given to learned P.O. to take instructions from the department and to apprise the Tribunal as to why the Applicant is kept under prolong suspension without taking steps to take review.

3. Today, learned P.O. for the Respondents submits that by order dated 13.09.2019, the Applicant is reinstated in service. He has tendered a copy of order dated 13.09.2019. It is taken on record which marked as letter 'X' for identification.

4. Thus, it is only after filing of the O.A., today, the order is issued for reinstatement of the Applicant in service.

5. Learned Counsel for the Applicant submits that belated action of reinstatement in service is not enough and requested to decide the matter on merit about effect of prolong suspension of the Applicant.

6. As such, O.A. needs to be decided on merit.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>7. Issue notice before admission returnable on 03.10.2019.</p> <p>8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>12. 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>13. S.O. to 03.10.2019.</p> <p style="text-align: right;">Sd/- (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.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p align="center">Tribunal's orders Date : 13.09.2019.</p>
	<p align="center"><b>O.A.No.894 of 2019</b></p> <p><b>S. B. Sasane</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the Applicant has challenged the suspension order dated 28.06.2016. He was suspended in view of the registration of crime against him for the offence under section 7, 13(1)(d) r/w 13(2) of Prevention of Corruption Act, 1988. The Applicant has made various representations for revocation of suspension but in vain, and therefore, he has filed the present O.A.</p> <p>3. Having noticed that the Applicant is subjected to prolong suspension of more than three years, learned P.O. was directed to apprise the Tribunal about status of D.E. as well as criminal case.</p> <p>4. Today, learned P.O. on instructions submits that the Criminal Case is still pending. As regard the departmental proceeding, he submits that the charge sheet was issued on 01.07.2017. The Enquiry Officer has submitted the report on 27.02.2019 holding the Applicant guilty for the charges. He further submits that the copy of report along with show cause notice was served upon the Applicant to which the Applicant has submitted his reply on 16.05.2019. He therefore, submits that now the final decision in D.E. will be taken soon: He, therefore, requested for grant of time.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>5. Thus, what transpires that D.E. is already completed and only the final order in D.E. is to be passed.</p> <p>6. In view of above, issue notice before admission returnable on 04.10.2019.</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 04.10.2019.</p> <p>13. In the meantime, the Respondents are at liberty to pass final order in D.E. in accordance to rules and shall apprise the Tribunal about the same on next date.</p> <p style="text-align: right;">Sd/- (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

O.A.867/2019

Shri N.N. Rathod & Ors. ... Applicants

Vs.

The State of Mah. & ors. ... Respondents

1. Applicant Nos. 1 to 10 are present. The learned Counsel for the Applicants is absent. Heard Smt. K.S. Gaikwad, learned P.O. for Respondents.
2. The present O.A. is filed by 10 Applicants challenging their reversion.
3. However, the Applicants do not want to continue the present O.A. and sought permission to withdraw the O.A. with liberty to file fresh O.A. independently or in Groups.
4. This matter was taken up in 1<sup>st</sup> session, but the Applicants' Counsel was absent. The Applicants were, therefore, directed to remain present with their Counsels for verification.
5. In afternoon session, the Applicants appeared in person and filed joint Affidavit sworn before Notary Shri Nasir M. Ali, Advocate with Registration No.11188. It is taken on record and marked by letter 'X' for identification. The Applicants admit that the contents of the Affidavit marked by letter 'X' stated that they want to withdraw the O.A. with liberty to file fresh O.A.
6. In view of above, the Applicants are allowed to withdraw the O.A. with liberty to file fresh O.A, as may be permissible in law.
7. The O.A. is accordingly disposed of with no order as to costs.

Sd/-

(A.P. Kurhekar)  
Member-J  
13.09.2019

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.09.2019.</p> <p>O.A.No.739 of 2019</p> <p>Dr. N. M. Jagtap .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <ol style="list-style-type: none"> <li>1. None for the Applicant. Heard Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li> <li>2. Leave note of the learned Counsel for the Applicant is on record.</li> <li>3. Learned P.O. for the Respondents submits that impugned transfer order is being modified and extension is being granted to the Applicant. He further submits that file is under process before the Hon'ble Minister and necessary order will be issued soon.</li> <li>4. As such, grievance of the Applicant no more survives and the Original Application deserves to be disposed of.</li> <li>5. Original Application is accordingly disposed of with no order as to costs.</li> <li>6. Interim order stands vacated.</li> </ol> <p style="text-align: right;">Sd/- (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 Note, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.09.2019.</p> <p>O.A.No.633, 636 &amp; 649 of 2019</p> <p>Dr. A. B. Marakwar Dr. A. D. Sarode Dr. S M. Gawli .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri B. A. Bandiwadekar , learned Counsel for the Applicant (O.A.633/2019), Shri M.D. Lonkar, learned Counsel for the Applicant in O.A.No.636/2019 and Shri Pawar holding for Shri D. B. Khaire, learned Counsel for the Applicant in O.A.649/2019. Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Out of group of near about 40 Original Applications, only these three Original Applications are pending.</p> <p>3. Learned P.O. seeks two weeks time to take remedial measures in so far as these three Original Applications are concerned on the ground that grievance of the Applicants are under consideration and likely to be resolved.</p> <p>4. Two weeks time is lastly granted to take remedial measures or to file reply on merit.</p> <p>5. S.O. to 27.09.2019.</p> <p style="text-align: right;">Sd/-  (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 Note, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

Date: **03.09.2019** Tribunal's orders

**O.A.Nos.638 of 2019 with O.A.No.712 of 2019**

**Dr. Thorat V. K.  
Dr. P. S. Sontakke** ....Applicant

**Versus**

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

1. Heard Shri S. B. Gaikwad, learned Counsel for the Applicant in O.A.No.638/2019. In O.A.No.712/2019, the Applicant and his learned Counsel are absent. Shri A. J. Chougale, learned Presenting Officer for the Respondents.

2. Today, learned P.O. has submitted the Government order dated 13.08.2019 to point out that the Government has cancelled and modified the impugned transfer orders and fresh transfer orders have been issued in favour of the Applicants. The copy of the order dated 13.08.2019 is taken on record and marked as letter 'X' for identification.

3. In view of above, Shri S. B. Gaikwad, learned Counsel for the Applicant in O.A.No.638/2019 submits that O.A. be disposed of.

4. In so far as O.A.No.712/2019 is concerned, it appears that grievance of the Applicant is also redressed in view of the order dated 13.08.2019.

5. For the aforesaid reasons, both the Original Applications are disposed of with no order as to costs.

6. Interim order stands vacated.

Sd/-

**(A.P. Kurhekar)  
Member(J)**



**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 : 13.09.2019.

O.A.No.724 of 2019

Dr. Bandekar S. A. ....Applicant

Versus

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

1. Heard Shri S. B. Gaikwad, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.

2. Today, learned P.O. for the Respondents submits that the Applicant is being posted as per the option given by him and fresh order will be issued soon as the file is under process before the Hon'ble Minister.

3. In view of the statement made by the learned P.O., grievance of the Applicant is going to be redressed soon.

4. In view of above, Original Application is disposed of with no order as to costs.

5. Interim order stands vacated.

Sd/-

(A.P. Kurhekar)  
Member(J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.09.2019.</p> <p><b>M.A. No.486 of 2019 in M.A.No.481 of 2018 in O.A.No.842 of 2018</b></p> <p><b>Sampat A. Patil</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri Deven Jogdeo, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li> <li>2. This M.A. No.486/2019 is filed for restoration of M.A.No.481/2018 with O.A.No.842/2018 which was dismissed in default on 16.08.2019.</li> <li>3. Learned Counsel for the Applicant submits that due to flood he as well his client could not attend the matter on 16.08.2019, and therefore, prayed to restore the proceeding.</li> <li>4. Learned P.O. has no objection for restoration of the matters.</li> <li>5. In view of above, M.A.No.486/2019 is allowed and M.A.No.481/2018 in O.A.No.842/2018 is restored to file.</li> <li>6. Misc. Application 486/2019 is accordingly disposed of with no order as to costs.</li> <li>7. M.A.No.481/2018 be kept for hearing with O.A.No.842/2018 on 03.10.2019.</li> </ol> <p style="text-align: right;">Sd/- _____</p> <p style="text-align: right;"><b>(A.P. Kurhekar)</b> Member(J)</p> <p>vsm</p>

Office Natas, Office Memoranda of Caram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

Date : 13.09.2019.

D.A.No.892 of 2019

S. W. Malode ....Applicant

Versus

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

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

2. The Applicant was due for transfer in general transfer of 2019 and accordingly, he was transferred from Pune to Nagpur by order dated 28.05.2019. However, the Applicant's grievance is that he was not given posting as per the option given by him, and therefore, he made representation.

3. Perusal of file reveals that representation dated 11.06.2019 is already rejected by the Respondent No.2 and accordingly, he was relieved by order dated 05.08.2019. Needless to mention that the Applicant cannot ask for particular post as squarely falls within the domain of executive.

4. As such, there seems to be no legal infirmity in the impugned order.

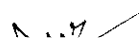

5. At this stage, learned Counsel for the Applicant submits that O.A. be disposed of with giving liberty to the Applicant to make representation, which can be considered by the department afresh.

6. In view of above, I am not inclined to issue notice to the Respondents and O.A. is disposed of accordingly. The Applicant is at liberty to make representation afresh which may be considered by the Respondents in accordance to rules.

7. No order as to costs.

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 : 13.09.2019.</p> <p style="text-align: center;">O. A. No.866 of 2019</p> <p>D. V. Gaikar <span style="float: right;">....Applicant</span></p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol style="list-style-type: none"> <li>1. Heard Shri S. Kulkarni, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 11.10.2019.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>8. 5.O. to 11.10.2019.</li> </ol> <p style="text-align: right;">   Sd/-    (A.P. Kurhekar)  Member(I) </p> <p>vsm</p>

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

Tribunal's orders

Date : .09.2019.

O.A.No.547 of 2019

Dr. V. V. Waghmare ....Applicant

Versus

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

1. Heard Shri B. A. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondent No.1 and Shri M. D. Lonkar, learned Counsel for the Respondent No.2.

2. Learned Counsel for the Respondent No.2 has tendered the order dated 07.09.2019 and submitted that by the said order, fresh posting orders are issued. Whereby, the Applicant as well as Respondent No.2 are posted at Sangali and Pandharpur respectively and the cause of action does not survive to the Applicant in view of the subsequent development.

3. Whereas, learned Counsel for the Applicant submits that cause of action still survives to the Applicant as the Applicant is also aggrieved by the order dated 07.09.2019. However, he submits that the name of Respondent No.2 be deleted from the O.A. in view of order dated 07.09.2019.

4. In view of the statement made by the learned Counsel for the Applicant, the name of the Respondent No.2 is deleted from O.A.

5. On the request of learned Counsel for the Applicant, the matter is adjourned to 16.09.2019 to take necessary steps as regard recent order dated 07.09.2019.

6. S.O. to 16.09.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

(G.C.P.) J 2959 (A) (50,000—3-2017)

(Spl.- MAT-F-2 E.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 13.09.2019.</p> <p>O.A.No.666 of 2019</p> <p>S. P. Hadake .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri R. M. Kolge, learned Counsel for the Applicant and Shri S. D. Dole, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record.</p> <p>3. On the request of learned Counsel for the Applicant, two weeks time is granted for filing Rejoinder.</p> <p>4. S.O. to 27.09.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

(G.C.P.) J 2959 (A) (50,000—3-2017)

(Spl.- MAT-F-2 E)

**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 : 13.09.2019.

O.A.No.804 of 2019

Dr. K. S. Deshpande

....Applicant

Versus

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

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

2. Today, learned C.P.O. has tendered Affidavit of Principal Secretary, Public Health Department in pursuance of order passed by this Tribunal on 04.09.2019. In Affidavit, the Principal Secretary, Public Health Department tenders unconditional apology and admits that there is failure on part of his office to verify the fact before issuance of order of transfer. He further submits that now the file is under process for issuing fresh posting orders.

3. In view of above, learned C.P.O. seeks one week's time so that appropriate positing order will be issued with approval of the Hon'ble Chief Minister.

4. S.O. to 20.09.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="738 448 909 474">Date : .09.2019.</p> <p data-bbox="950 497 1153 524">O.A.No.547 of 2019</p> <p data-bbox="738 546 1274 573">Dr. V. V. Waghmare .....Applicant</p> <p data-bbox="738 607 812 633">Versus</p> <p data-bbox="738 667 1291 694">The State of Maharashtra &amp; Ors. ....Respondents.</p> <p data-bbox="738 728 1372 891">1. Heard Shri B. A. Bandiwadekar, learned Counsel for the Applicant, Shri A. J. Chougule, learned Presenting Officer for the Respondent No.1 and Shri M. D. Lonkar, learned Counsel for the Respondent No.2.</p> <p data-bbox="738 907 1372 1205">2. Learned Counsel for the Respondent No.2 has tendered the order dated 07.09.2019 and submitted that by the said order, fresh posting orders are issued. Whereby, the Applicant as well as Respondent No.2 are posted at Sangali and Pandharpur respectively and the cause of action does not survive to the Applicant in view of the subsequent development.</p> <p data-bbox="738 1220 1372 1429">3. Whereas, learned Counsel for the Applicant submits that cause of action still survives to the Applicant as the Applicant is also aggrieved by the order dated 07.09.2019. However, he submits that the name of Respondent No.2 be deleted from the O.A. in view of order dated 07.09.2019.</p> <p data-bbox="738 1444 1372 1563">4. In view of the statement made by the learned Counsel for the Applicant, the name of the Respondent No.2 is deleted from O.A.</p> <p data-bbox="738 1579 1372 1697">5. On the request of learned Counsel for the Applicant, the matter is adjourned to 16.09.2019 to take necessary steps as regard recent order dated 07.09.2019.</p> <p data-bbox="738 1713 1015 1740">6. S.O. to 16.09.2019.</p> <p data-bbox="1063 1758 1226 1904" style="text-align: right;">A. P. Kurhekar Sd/- (A.P. Kurhekar) Member(J)</p> <p data-bbox="738 1904 787 1930">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
<div data-bbox="245 1008 719 1322" style="border: 1px solid black; padding: 5px;"> <p>Date : 13/9/19  Coram : Hon'ble Shri P. N. Dixit &lt;V/C-A&gt;  <del>Hon'ble A. P. Kurnekar &lt;M/A&gt;</del>  Apperance :  Shri/Smt. M. D. Lonkar  Advocate for Applicant  Shri/Smt. Archana B.K.  C.P.O. / P.O for the Respondents.</p> </div> <p>order passed in Tribunal column.  OA is allowed to be withdrawn and disposed off as such.</p> <p style="text-align: right;">2</p>	<p style="text-align: center;"><u>O.A. No.798 of 2018</u></p> <p>A.D. Sawant ..Applicant  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Today during final hearing on instructions from the applicant, the Ld. Advocate for the applicant submits that he may be allowed to withdraw the OA as he does not have sufficient facts at his disposal.</p> <p>3. In view of the above OA is allowed to be withdrawn and disposed off as such.</p> <p style="text-align: right;">Sd/-  (P.N. Dixit)  Vice-Chairman (A)  13.9.2019</p> <p>(sgl)</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
<div data-bbox="250 968 727 1285" style="border: 1px solid black; padding: 5px;"> <p><b>Date :</b> 13/9/19</p> <p><b>Coram :</b> Hon'ble Shri P. N. Dixit &lt;VCA&gt; Hon'ble Shri A. P. Kurhakar &lt;ML&gt;</p> <p><b>Appearance :</b> Shri/Shri. M. D. Lonkar Advocate for Applicant Shri/Smt. K.S. Gaikwad C.P.O. / P.O for the Respondents.</p> </div> <p>Heard order passed in Tribunal Glamh OA is allowed to be withdrawn and disposed of as such.</p> <p style="text-align: center;"><u>D</u></p>	<p style="text-align: center;"><u>O.A. No.797 of 2018</u></p> <p>J.K. Bhosle ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today during final hearing on instructions from the applicant, the Ld. Advocate for the applicant submits that he may be allowed to withdraw the OA as he does not have sufficient facts at his disposal.</p> <p>3. In view of the above OA is allowed to be withdrawn and disposed off as such.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 13.9.2019</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>Date :</b> 13/9/19</p> <p><b>Coram :</b> Hon'ble Shri P. N. Dixit &lt;VIC-A&gt; Hon'ble Shri A. P. Kulkarni &lt;AU&gt;</p> <p><b>Appearance :</b> Shri/Smt. A.S. Tamhane Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O. / P.O for the Respondents.</p> <p><i>heard order passed in Tribunal 01/4/2019 OA is disposed off Steno copy generated.</i></p>	<p style="text-align: center;"><u>O.A. No.991 of 2018</u></p> <p>A.S. Kamble &amp; Anr. ..Applicants Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.S. Tamhane, learned Advocate for the Applicants and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Applicant's mother retired from the post of Safaikamgar (Sweeper) on 30.4.2012. According to Ld. PO initially daughter in law of the retired Sweeper had applied for the post on 8.1.2016. Subsequently on 11.5.2016 her daughter has submitted representation to consider her for appointment. However, same came to be rejected by order dated 2.1.2017 (Exhibit B page 27 of OA). The order reads as under:</p> <p style="text-align: center;">“संदर्भ क्रमांक 1 च्या शासन निर्णयानुसार आपण सेवानिवृत्तीच्या दिनांकापासून एक वर्षाच्या आत अर्ज सादर न केल्याने आपला संदर्भ 2 च्या अर्जाचा लाड पागे समितीच्या शिफारशीनुसार नियुक्ती बाबत विचार करता येणार नाही.”</p> <p>3. Today during hearing Ld. PO submits that same has been rejected because of the limitation as the applicant had applied after a period of one year which is the permissible limit.</p> <p>4. The applicant is otherwise eligible to be considered as per recommendations of Lad Page Committee. In view of the foregoing in the interest of justice and in view of economic hardships faced by the applicants the impugned order dated 2.1.2017 is quashed and set aside. The respondents are directed to examine the case of the applicants in view of the existing rules and GRs and consider one of the applicants for appointment on merit. Decision regarding the same should be taken within two months. With the above directions OA is disposed off. Steno copy granted.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 13.9.2019</p> <p>(sg)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.301 of 2019</u></p> <p>K.D. Likhar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO submits that additional affidavit will be filed during the course of the day and copy of the same would be made available to the Ld. Advocate for the applicant.</p> <p>3. Ld. Advocate for the applicant seeks time till 27.9.2019.</p> <p>4. S.O. to 27.9.2019.</p> <p align="right">Sd/- (P.N. Dixit) Vice-Chairman (A) 13.9.2019</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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	<p><b><u>13.09.2019</u></b></p> <p><b><u>O.A 591/2017</u></b></p> <p>Shri Hemant R. Shembekar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicant. Heard Smt K.S. Gakiwad, learned Presenting Officer for the Respondents.</p> <p>2. Applicant has filed application for withdrawal of the O.A along with affidavit duly notarized.</p> <p>3. Applicant does not want to proceed with the Original Application and he wants to withdraw the O.A and sought leave of this Tribunal.</p> <p>4. Leave as prayed for is granted.</p> <p>5. O.A is disposed of as withdrawn. No order as to costs.</p> <p style="text-align: right;"> <b>(B.P Patil)</b> <b>Acting-Chairman</b></p> <p>Akn</p>

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><b><u>13.09.2019</u></b></p> <p><b>M.A 448/2019 in O.A St. No. 47/2019 (Aurangabad Bench)</b></p> <p>Shri Balraj S. Lanjile ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"><li>1. Heard Ms Krutika Patil, learned advocate for the applicant and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.</li><li>2. Division Bench is available at Aurangabad Bench since 16.9.2019.</li><li>3. There is no just ground for transferring the matter to the Principal bench at Mumbai.</li><li>4. Hence, M.A is rejected. Applicant is at liberty to take circulation.</li></ol> <p style="text-align: right;"> <b>(B.P Patil)</b> <b>Acting-Chairman</b></p> <p>Akn</p>


**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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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><u>13.09.2019</u></p> <p><u>O.A No. 194/2017</u></p> <p>Shri I.M Pathan &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicants. Heard Ms Archana B.K, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O has submitted that first and second benefits of time bound promotion scheme as prayed for by the applicants have been granted to the applicants by different orders. She has produced bunch of the orders, which is marked as 'X'.</p> <p>3. She submits that the grievance of the applicants have been redressed and therefore, nothing remains in the O.A. She, therefore, prayed to pass necessary orders.</p> <p>4. Since nobody appeared for the applicants, it is therefore kept for final hearing with direction to the applicants to make submission as regards documents produced by learned P.O, which is marked as 'X'.</p> <p>5. Place for final hearing on 7.10.2019.</p> <p style="text-align: right;"> <b>(B.P Patil)</b> <b>Acting-Chairman</b></p> <p>Akn</p>