

**C.P. No. 20/2020 in O.A. No. 326/2019**  
**(Prakash B. Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate has filed **VAKALATNAMA** for the applicant by taking N.O.C. from earlier Advocate Shri A.B. Rajkar and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Issue notices to the contemnors in C.P., returnable on 14.01.2021.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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.

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**C.P. No. 20/2020 in  
O.A. No. 326/2019**

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 14.01.2021.

8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**C.P. No. 25/2020 in O.A. No. 284/2020**  
**(Sidram M. Koli Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Krishna P. Rodge, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notices to the contemnors in C.P., returnable on 15.01.2021.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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.

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**C.P. No. 25/2020 in  
O.A. No. 284/2020**

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 15.01.2021.

8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**M.A. No. 296/2020 in O.A. St. No. 1165/2020**  
**(Shantaram P. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The applicants are seeking leave to file joint Original Application. All the applicants are challenging the Condition No. 8 in the Government Resolution dated 01.03.2019. It is contended that this condition is discriminatory and no rational reason has been given for discrimination. As the issues involved in the matter are same, therefor, the applicants are permitted to file joint application.

3. Accordingly, the M.A. stands disposed of with no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 1165/2020**  
**(Shri Shantaram P. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 18.01.2021.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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.

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O.A. St. 1165/2020

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 18.01.2021.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**M.A. No. 91/2020 in O.A. St. No. 120/2020**  
**(Mahesh Dattopant Shivankar Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri S.L. Bhapkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer has produced letter dated 14.12.2020 received from the Desk Officer, Maharashtra State, Higher and Technical Education Department, Mumbai. In the letter information is given that the action is in progress to give promotion on the post of Deputy Director of Higher and Technical Education as per the Government Resolution dated 01.08.2019 and the proceeding would be completed within a period of 45 days.

3. In view of this, the respondent Nos. 1 and 2 are directed to consider the case of the applicant as made out in his representation dated 13.09.2019 (Annexure A-6, page No. 35 of paper book of the O.A.) before issuing promotion orders.

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M.A. 91/2020 in  
O.A. St. 120/2020

**Later On**

4. Learned Advocate for the applicant has submitted that the liberty be given to the applicant to challenge the order which would be passed by the respondent Nos. 1 and 2, if it is adverse to the applicant and subject to this, the present M.A. and O.A. be disposed of.

5. In view of the submissions advanced by the learned Advocate for the applicant, liberty is granted to the applicant to challenge the adverse order if passed by the respondent Nos. 1 and 2 denying the promotion. The M.A. and O.A. stand disposed of. There shall be no order as to costs.

**MEMBER (J)**

**M.A. No. 320/2020 in O.A. St. No. 1362/2020**  
**(Jahangir F. Shaikh & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Miss Preeti R. Wankhade, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The applicants are claiming relief that the direction be given to the respondents to regularize their services w.e.f. 01.06.2012. As the issues involved in the matter are identical, the applicants are permitted to file joint Original Application.

3. Accordingly, the M.A. stands disposed of with no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 1362/2020**  
**(Shri Jahangir F. Shaikh & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Miss Preeti R. Wankhade, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 15.01.2021.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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.

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O.A. St. 1362/2020

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 15.01.2021.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**M.A. No. 222/2020 in O.A. St. No. 1071/2019**  
**(Shri Virbhadra G. Idage Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has placed on record a copy of order passed by the Executive Engineer, Ahmednagar Medium Project Division, Ahmednagar on 23.11.2020. Same is taken on record. It is submitted that the provisional pension of Rs. 13,560/- is fixed and this provisional pension has been sanctioned by the Accountant General, Mumbai. It seems from the letter that the provisional pension was sanctioned only up to 30.09.2020.

3. In view of this matter, the respondents are directed to pay the provisional pension to the applicant from 01.10.2020 till fixation of his regular pension without fail along with arrears within a period of 30 days from the date of this order.

4. Accordingly, the M.A. No. 222/2020 stands disposed of with no order as to costs.

**MEMBER (J)**

**M.A. No. 222/2020 in O.A. St. No. 1071/2019**  
**(Shri Virbhadra G. Idage Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for  
the applicant and Shri V.R. Bhumkar, learned Presenting  
Officer for the respondents.

2. S.O. to 18.01.2021.

**MEMBER (J)**

**Date : 15.12.2020**

**ORIGINAL APPLICATION NO. 563 OF 2020**  
**(Rajendra V. Marale Vs. The State of Maharashtra &Ors.)**

**Per :- Standing directions of Hon'ble**  
**Chairperson, M.A.T., Mumbai-**

1. Miss Preeti R. Wankhade, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 26.02.2021. The case be listed for admission hearing on 26.02.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**O.A.NO.299/2020 WITH O.A.NO.313/2020**  
(Rohini Aghav & Mohsin Shaikh Vs. State of Maharashtra & Ors.)

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri A.S.Gandhi learned Advocate for the applicant in O.A.No.299/2020 & Shri M.S.Choudhary learned Advocate for the applicant in O.A.No.313/2020 and Shri M.P.Gude learned Presenting Officer for the respondents in both the O.As.

2. The matter is partly heard.

3. S.O. tomorrow i.e. 16-12-2020 at 3:00 pm for final hearing.

**MEMBER (J)**

**M.A.NO.293/2020 IN O.A.ST.NO.1259/2020**  
**(N.N.Khadtare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicants and Shri V.R.Bhumkar learned Presenting Officer for the respondents.

2. All the applicants are claiming one annual increment and also praying to revise their pension. As the questions of fact and questions of law involved are same, therefore, permission is granted to the applicant to sue jointly. M.A. stands disposed.

**MEMBER (J)**

YUK ORAL ORDERS 15.12.2020

**O.A. ST. NO.1259/2020**

**(N.N.Khadtare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicants and Shri V.R.Bhumkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 18.01.2021.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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 acknowledgment be obtained and

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O.A. ST. NO.1259/2020

produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 18.01.2021.

8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

YUK ORAL ORDERS 15.12.2020

**ORIGINAL APPLICATION NO.391 /2020**  
**(Dr. Sanjay Prabhakar Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. The learned P.O. has produced the letter written by Under Secretary, Government of Maharashtra to Public Health Department dated 14.12.2020. In para no.3 of the letter it is mentioned that the Government has given sanction for giving posting to the Applicant and necessary order would be issued in due course.

3. It seems that the Applicant is Additional District Civil Surgeon. He was transferred though he was not due. Dr. Smt. Padmaja Balkrishna Kulkarni (Saraf) was appointed by promotion and the Applicant came to be relieved but no posting was given to him.

4. It seems that since 1<sup>st</sup> October, 2020, the Applicant is without work. It is not fair on the part of the employer to keep medical officer away from his office/work as it is prejudicial to the society and also when the society is suffering from threat of Covid-19.

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O.A.391/2020

5. In view of this, the Respondents are directed to give posting to the Applicant within a period of two weeks from the date of receipt of this order and issue necessary order to pay his salary from 1<sup>st</sup> October, 2020.

6. In view of above, the Original Application stands disposed of. No order as to costs.

**MEMBER (J)**

SAS ORAL ORDERS 15.12.2020

**M.A.NO.311/2020 IN M.A.NO.247/2020 IN  
O.A.ST.NO.339/2020  
(Shri Pandit K. Pawar & Amr. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)  
DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Vishal Udhan, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Both the Applicants have jointly filed the O.A. along with the M.A. for condonation of delay as the relief claimed by the Applicants and grievance raised by them are identical. Therefore, the Applicants are permitted to sue jointly.

3. In view of above, the M.A.No.311/2020 is allowed with no costs.

**MEMBER (J)**

SAS ORAL ORDERS 15.12.2020

**M.A.NO.247/2020 IN O.A.ST.NO.339/2020**  
**(Shri Pandit K. Pawar & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Vishal Udhan, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A.No.247/2020, returnable on 18.01.2021.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. 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.

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**M.A.247/2020 IN  
O.A.ST.339/2020**

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 18.01.2021.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

SAS ORAL ORDERS 15.12.2020

**ORIGINAL APPLICATION NO. 547/2020**  
**(Shri Vishvajit S. Katkar Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. It is grievance of the Applicant that in 2016 he was transferred to Aurangabad and thereafter the Applicant made several requests for his transfer to a station near Latur as his home town is Lohara, District- Osmanabad.

3. It is grievance of the Applicant that in 2020, he was not considered for transfer. Therefore, the Respondents be directed to consider his representations dated 12.10.2017 (Anx.'A-5') and 14.01.2020 (Anx. 'A-6') at the time of general transfers of the year 2021.

4. In view of the nature of request and after hearing learned P.O., in my view no harm will be caused to the Respondents if they consider the representations of the Applicant dated 12.10.2017 (Anx.'A-5') and 14.01.2020 (Anx. 'A-6') at the time of general transfers of the year 2021.

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O.A.547/2020

5. In view of this, the Respondents are directed to consider the representations of the Applicant dated 12.10.2017 (Anx.'A-5') and 14.01.2020 (Anx. 'A-6') at the time of general transfers of the year 2021.
6. Learned Advocate for the Applicant seeks leave of this Tribunal to correct the name of the Applicant.
7. Leave granted to correct the name of the Applicant.
8. The Original Application stands disposed of. No order as to costs.

**MEMBER (J)**

SAS ORAL ORDERS 15.12.2020

**ORIGINAL APPLICATION NO. 503/2020**  
**(Shri Anil Pandurang Salve Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**  
**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. It is the grievance of the applicant that Circular dated 27.10.2020 was issued by the respondent no. 2 – the Additional Director General of Police & Inspector General Prison, M.S., Pune. It was mentioned in the said Circular that there was no impediment for the authorities to issue general or request transfers of Prisons' staff as per the Rules. In this Circular it was informed to the concerned authorities to forward the proposal for general transfer or request transfer to the respondent no. 2 – the Additional Director General of Police & Inspector General Prison, M.S., Pune, for consideration. Another Circular was issued on 6.11.2020 by the respondent no. 2 and all the concerned authorities were called upon to forward the proposal for general transfers or request transfers to the said authority i.e. res. no. 2 before 10.11.2020.

3. It is the grievance of the applicant that on 28.10.2020 he submitted an application for request transfer to the respondent no. 4 and requested him to forward it to the

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**O.A. NO. 503/2020**

respondent no. 2 – the Additional Director General of Police & Inspector General Prison, M.S., Pune, for further action. It is submitted that the respondent no. 4 did not forward the application submitted by the applicant to the respondent no. 2, for consideration. Therefore, the only request of the applicant is to issue directions to the respondent no. 4 to forward his application dated 28.10.2020 (Annex. A-3) to the respondent no. 2 - the Additional Director General of Police & Inspector General Prison, M.S., Pune – and the respondent no. 2 - the Additional Director General of Police & Inspector General Prison, M.S., Pune – be directed to decide the said proposal as per law.

4. If above relief is granted to the applicant there is no likelihood of causing prejudice to the respondents.

5. In the above circumstances, the present O.A. is allowed in terms of prayer clause (C) of the O.A. The Respondent no. 4 is directed to forward the proposal regarding request transfer of the applicant on the basis of his application dtd. 28.10.2020, to the respondent no. 2 as early as possible and the respondent no. 2 is directed to take a decision on the said proposal at the time of General Transfers of the year 2021. There shall be no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 543/2020**  
**(Gaurav C. Randive Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**  
**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. It is the grievance of the applicant that he and the res. no. 5 – Shri Sunil Mangilal Rathod – were serving as a Training Officer (Centre of Excellence Scheme). The applicant was serving at I.T.I., Jalgaon and the respondent no. 5 was serving at I.T.I., Aurangabad. As the said scheme was abolished along with the post the applicant and the respondent no. 5 were absorbed on the post of Instructor. Though the applicant was working on the higher post, he was compelled to accept the post as he was needy. It is submitted that now the respondent no. 2 is filling in the post of Group Instructors and for this purpose the respondent no. 2 has called option of the respondent no. 5. It is submitted that, though the applicant is senior to the respondent no. 5, option of the applicant was not called and therefore it is illegality. It is submitted that as per the clause 9(6) of the G.R. dated 10.9.2001, the respondent no. 2 was bound to consider the applicant as he was senior to the respondent no. 5, but it is not done by the respondent no. 2. It is submitted that till

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**O.A. NO. 543/2020**

today the post is not filled in and appointment order is not issued in favour of the respondent no. 5.

3. In view of this matter, it seems after perusal of the documents that there is substance in the contention of the applicant that he is senior to the respondent no. 5, but he is not considered by the respondent no. 2 for the post of Group Instructor, therefore, I direct that the parties shall maintain Status quo as on today.

4. Issue notice to the respondents, returnable on 18.1.2021.

5. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

6. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are 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.

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**O.A. NO. 543/2020**

8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

9. S.O. to 18.1.2021.

10. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

ARJ ORAL ORDERS 15.12.2020

**M.A. 245/2020 IN O.A. 405/2020**

**(Smt. Varsharani B. Netke Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri M.S. Bhosale, learned Advocate for the applicant in the present M.A. / respondent no. 3 in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authority in the present M.A. / O.A. Shri A.D. Gadekar, learned Advocate for respondent no. 1 in the present M.A. / applicant in O.A. (**absent**).

2. Learned C.P.O. submitted that the respondent no. 1 in the O.A. is the transferring authority and it has filed its affidavit in reply to the O.A. So also, the respondent no. 3 in the O.A. i.e. Smt. Varsharani Bhosale Netke who has filed the present M.A. has also filed her affidavit in reply in the O.A. Therefore, this matter can be finally heard and decided.

3. In view of these circumstances, the O.A. no. 405/2020 is hereby admitted for final hearing and it be taken up for final hearing on 11.1.2021. The present M.A. also be kept along with O.A.

4. In the circumstances, S.O. to 11.1.2021 for final hearing. The interim relief already granted in the O.A. to continue till then.

**MEMBER (J)**

**M.A. 324/2020 IN O.A. 455/2020**

**(Shri Sahebrao D. Wagh Vs. State of Maharashtra & Ors.)**

**CORAM : A.D. KARANJKAR, MEMBER (J)**

**DATE : 15.12.2020**

**ORAL ORDER :**

Heard Shri Rshikesh A. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The applicant is permitted to add the District Treasury Officer, Aurangabad as the respondent no. 4 in the O.A.

3. It is the contention of the applicant that while issuing notices to the respondents the interim relief was granted in favour of the applicant by this Bench vide its order dtd. 2.11.2020. By the said interim order the respondents were restrained from recovering the amount from the applicant. It is contended that before the notices were served upon the respondents, the District Treasury Officer, Aurangabad effected the recovery after 2.11.2020 and in this regard it is prayed that directions be given to the District Treasury Officer, Aurangabad to refund this much amount to the applicant. This point is kept open and it would be decided after hearing the respondents.

4. In the circumstances, the respondents are directed to file affidavit in reply to the O.A. also regarding the prayer clause (C) made by the applicant in the M.A., on the next date.

5. S.O. to 18.1.2021.

**MEMBER (J)**

**Date : 15.12.2020**

**M.A.NO.284/2020 IN O.A.ST.NO.1213/2020**

**(Mrs. Sumanbai Rameshwar Tayde V/s State of Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble  
Chairperson, M.A.T., Mumbai**

1. Smt. Suchita A. Dhongade, Id. Advocate for the applicant and Shri M.S. Mahajan, Id. C.P.O. for respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A.No.284/2020, returnable on 18.03.2021. The case be listed for admission hearing on 18.03.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**Date : 15.12.2020**

**M.A.NO.323/2020 IN O.A.ST.NO.1077/2020  
(Neeta Baburao Munde V/s State of Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble  
Chairperson, M.A.T., Mumbai**

1. Shri R.D. Khadap, Id. Advocate for the applicant and Shri M.P. Gude, Id. P.O. for respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A.No.323/2020, returnable on 18.02.2021. The case be listed for admission hearing on 18.02.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**Date : 15.12.2020**

**M.A.NO.322/2020 IN O.A.ST.NO.1078/2020  
(Shri Ravi Uma Rathod V/s State of Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble  
Chairperson, M.A.T., Mumbai**

1. Shri R.D. Khadap, ld. Advocate for the applicant and Smt. Priya R. Bharaswadkar, ld. P.O. for respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A.No.322/2020, returnable on 18.02.2021. The case be listed for admission hearing on 18.02.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**Date : 15.12.2020**

**C.P.NO.27/2020 IN O.A.NO.749/2017**

**(Shri Mohammad Abdul Hai Mohammad Abdul Gani & Ors. V/s State of Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble Chairperson, M.A.T., Mumbai**

1. Shri P.D. Bodade, Id. Advocate holding for Shri J.B. Choudhary, Id. Advocate for the applicants and Smt. Deepali S. Deshpande, Id. P.O. for respondents, are present.

2. Circulation is granted. Issue notices to the respondents in C.P.No.27/2020, returnable on 02.02.2021. The case be listed for admission hearing on 02.02.2021.

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

4. Applicants are authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. 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 as far as possible before the returnable date fixed as above. Applicants are directed to file Affidavit of compliance and notice.

**REGISTRAR**

**Date : 15.12.2020**

**ORIGINAL APPLICATION NO.562/2020  
(Shri Amol Namdeorao Bari V/s State of  
Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble  
Chairperson, M.A.T., Mumbai**

1. Shri V.B. Wagh, Id. Advocate for the applicant and Shri M.P. Gude, Id. P.O. for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 28.01.2021. The case be listed for admission hearing on 28.01.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**Date : 15.12.2020**

**ORIGINAL APPLICATION NO.561/2020  
(Shri Namdeo Dhondiba Pawar V/s State of  
Maharashtra & Ors.)**

**Per :- Standing directions of Hon'ble  
Chairperson, M.A.T., Mumbai**

1. Shri V.B. Wagh, Id. Advocate for the applicant and Shri M.S. Mahajan, Id. C.P.O. for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 28.01.2021. The case be listed for admission hearing on 28.01.2021.
3. Tribunal may take the case for final disposal at this stage and a 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 case. 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 as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**