

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 17.01.2020</p> <p>O.A.No.730 of 2019</p> <p>A. T. Kolekar .....Applicant Versus The State of Maharashtra &amp; Ors. ...Respondent:</p> <ol style="list-style-type: none"> <li>1. Heard Shri C. T. Chandratre, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</li> <li>2. The Applicant has challenged the impugned communication dated 04.06.2019 whereby his request for transfer was rejected.</li> <li>3. The Applicant was serving on the post of Clerk in the office of Deputy Superintendent, Land Records, Mangaon since 16.05.2016. He has not completed normal tenure of six years but requested for transfer to Ghatkopar, Kurla and Chembur on vacant post by application dated 18.06.2019. However, it was rejected on the ground that he had completed hardly three years and request for mid-term transfer will be considered whenever he will be due for transfer.</li> <li>4. Learned Counsel for the Applicant submits that the Respondents have not considered the ground of his transfer that his wife is serving in Central Printing Press, Charni Road, Mumbai and arbitrarily rejected the application. There is no denying that Applicant's wife is serving in Mumbai and on that ground only, he has requested for transfer at Ghatkopar, Kurla and Chembur. However, perusal of Minutes reveals that no thought was given to the said request and it was rejected on the ground that Applicant was not due for transfer.</li> <li>5. It is, therefore, desirable that Respondents should reconsider the request of the Applicant if fresh representation is made within a month.</li> <li>6. Respondents are directed to consider the representation if made within a month and shall pass appropriate orders ensu<sup>ing</sup> general transfer of 2020 considering the ground that Applicant's wife is serving at Mumbai.</li> <li>7. If the Applicant felt aggrieved by the decision, he may take further recourse of law.</li> <li>8. Original Application is disposed of with no order as to costs.</li> </ol> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.01.2020</b></p> <p><b>O.A.No.391 of 2019</b></p> <p><b>A. H. Nikalaje</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 P. G. Kathane, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</li><li>2. The Tribunal had already stayed the order of recovery by order dated 02.08.2019.</li><li>3. Learned Counsel for the Applicant raised grievance that the Applicant stands retired on 30.04.2019 but pension is not paid. Whereas learned P.O. submits that process of grant of pension is in progress and pension will be released within three weeks.</li><li>4. In view of above, matter is adjourned for three weeks with a direction to complete the process of finalization of pension in accordance to rules and as per entitlement of the Applicant within three weeks from today.</li><li>5. Applicant shall attend the office for necessary compliance of pension papers.</li><li>6. Hamdast granted.</li><li>7. S.O. to 07.02.2020.</li></ol> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

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*versus*

The State of Maharashtra and others

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.01.2020</b></p> <p><b>O.A.No.234 of 2019</b></p> <p><b>Dr. V. R. Bhallume</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 present O.A., the Appliant has challenged the suspension order dated 28.02.2019 on the ground that he was suspended on the last date of his service after office hours. He retired on 28.02.2019. He contends that suspension order was served upon him by affixing the copy of suspension order on the door of his residential house at 11.15 p.m.</p> <p>3. Learned Counsel for the Applicant submits that Applicant is served with charge sheet dated 03.09.2019. he submits that charge sheet is not in consonance with the rule 27 of Maharashtra Civil Services (Pension) Rules, 1982 as it relates to the alleged misconduct occurred prior to four years of institution of D.E. He intends to challenge initialization of D.E. on the ground of limitation by filing O.A.</p> <p>4. Learned Counsel, therefore, requested to adjourn this O.A. so that this O.A. be heard with O.A. challenging D.E.</p> <p>5. Adjourned to 31.01.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.01.2020</b></p> <p><b>O.A.No.1190 of 2019</b></p> <p><b>C. V. Nair</b> .....Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Shri A. J. Chougule holding for Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. Present O.A. is filed by retired State Government employee who stands retired on 31.12.2015 but deprived of regular pension.</p> <p>3. Perusal of O.A. reveals that he had made various representations on 08.07.2015, 29.06.2017, 16.02.2018, 24.07.2018, 28.01.2019, 18.10.2019, 13.11.2019 addressed to Respondent No.1 as well as other connected authorities. He was granted provisional pension up to 31.12.2016 only. Since then he has not getting even provisional pension.</p> <p>4. Needless to mention that pension is not bounty or charity. The Applicant is entitled to receive pension immediately after his retirement as per his entitlement in rules. It seems that because of aspect of some recovery, his pension is not finalized. However that could not be the ground for not taking decision for such a long period. The respondents ought to have taken appropriate decision in accordance to rules and should have passed the order so that Applicant should get his legitimate dues. However, it is appalling to note that no such orders are passed due to sheer laxity on the part of respondents.</p> <p>5. In view of above, Respondent No.1 is directed to file affidavit and to explain why final pension is not sanctioned to the Applicant till date.</p> <p>6. Besides, Respondent No.1 is also directed to release appropriate pension to the Applicant within a week and to submit compliance report.</p> <p>7. S.O. to 24.01.2020.</p> <p>8. Hamdast granted.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

(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 : 17.01.2020</p> <p>O.A.No.1018 of 2018 (Matter pertains to DB but it is placed before SB in view of office submission dated 09.01.2020)</p> <p>T. B. Metakari &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. The Applicant and his Counsel are absent. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. submits that the Government had already taken policy decision by G.R. dated 28.06.2019 whereby the decision is taken to regularize the services of Staff Nurse subject to condition mentioned therein. Learned P.O., therefore, submits that necessary steps are being taken by the department and requested to adjourn the matter for two weeks to apprise the Tribunal about further developments.</p> <p>3. S.O. to 31.01.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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..... 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>17/2/19 Rejoinder filed by Applicant.</p> <p><i>[Signature]</i></p>	<p>Date : 17.01.2020</p> <p align="center">O.A.No.1061 of 2019</p> <p>P. R. Acharekar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri U. V. Bhosale, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Reply is filed on behalf of Respondent Nos.1, 2, 4 and 6. Learned P.O. submits that reply on behalf of Respondent Nos.3 and 5 are also adopting the same reply.</p> <p>3. Learned Counsel for the Applicant submits that Rejoinder will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>4. As the pleadings are complete, matter is admitted. Adjourned for final hearing on 05.02.2020.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.01.2020</b></p> <p style="text-align: center;"><b>O.A.No.997 of 2019</b></p> <p><b>S. A. Sutar</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for 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 Nos.1 to 3. It is taken on record.</p> <p>3. Matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 17.02.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 17.01.2020</b></p> <p><b>O.A.No.962 of 2019</b></p> <p><b>M. N. Korade</b> .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned C.P.O. has filed reply on behalf of the Respondent Nos.1 and 2. It is taken on record.</p> <p>3. Matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 17.02.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



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..... Applicant/s

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*versus*

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..... 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 : 17.01.2020</p> <p>D.A.No.347 of 2019</p> <p>P. A. Gangarde .....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 Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The matter pertains to appointment on compassionate ground wherein despite enough period, reply is not filed.</p> <p>3. However, on the request of learned P.O., one week's time is granted as a most last chance.</p> <p>4. S.O. to 24.01.2020.</p> <p style="text-align: right;">Sd/- W (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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*versus*

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	<p><b>Date : 17.01.2020</b></p> <p><b>R.A. No.19 of 2019 in O.A.No.817 of 2019</b></p> <p><b>The State of Maharashtra &amp; Ors. ....Applicants (Ori. Respondents)</b></p> <p><b>Versus</b></p> <p><b>S. R. Karande ...Respondent (Ori. Applicant)</b></p> <p>1. Heard Shri A. J. Chougule, learned Presenting Officer, for the Applicants (Ori. Respondents). The Respondent (Ori. Applicant) and his Counsel are absent.</p> <p>2. Learned P.O. requested for one week's time as the matter is likely to be resolved at the level of Government.</p> <p>3. S.O. to 24.01.2020.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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

IN

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.663 of 2019</u></p> <p>S.S. Panindre ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO files reply on behalf of respondent no.3 and the same is taken on record.</p> <p>3. Ld. PO mentions that he would take instructions regarding reply to be filed by respondent no.1 and report rthe same on 24.1.2020.</p> <p>4. S.O. to 24.1.2020.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 style="text-align: center;"><u>O.A. No.1110 of 2019</u></p> <p>B.R. Sangle ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate holding for Shri S.S. Dere, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 3.2.2020.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgl)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.965 of 2019</u></p> <p>V.J. Pagare ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks adjournment.</p> <p>3. At his request adjourned to 24.1.2020.</p> <p style="text-align: right;">Sd/- (P.N./Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.386 of 2019</u></p> <p>D.R. Jadhav ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri Vaibhav Birmole, learned Advocate holding for Shri D.V. Sutar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant files rejoinder on behalf of the applicant and the same is taken on record.</p> <p>3. Admit. Place the above matter for final hearing on 24.1.2020.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>

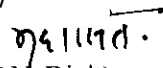
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>R.A. No.12 of 2017 in O.A. No. 808 of 2016</u></p> <p>J.M. Gurav ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Applicant is present. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Shri S.D. Dhongade, learned Advocate for the applicant has filed leave note.</p> <p>3. S.O. to 10.2.2020 for final hearing with liberty to file rejoinder.</p> <p style="text-align: right;">Sd/-  (P.N. Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>M.A. No.680 of 2019 in O.A. No.1129 of 2019</u></p> <p>U.D. Mhaske .. applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Shri A.J. Chougule learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks three weeks time to file replies in MA as well as OA.</p> <p>3. S.O. to 10.2.2020.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgl)</p>



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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.396 of 2019</u></p> <p>J.Y. Khedekar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. Advocate for the applicant adjourned to 10.2.2020.</p> <p style="text-align: right;">Sd/- (P N Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.394 of 2019</u></p> <p>H.H. Gaikwad ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant mentions that applicant has expired and therefore he proposes to bring the legal heirs on record. He seeks four weeks time for the same.</p> <p>3. S.O. to 9.3.2020.</p> <p style="text-align: right;">Sd/- (P.N.'Dixit) Vice-Chairman (A) 17.1.2020</p> <p>(sgj)</p>