

**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 : 18.04.2019.</p> <p>M.A. No.211 of 2019 O.A.No.267 of 2019</p> <p>Amit A. JadhavApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri A. Giri, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.2. M.A. No.211/2019 is filed for restoration of O.A.No.267/2019 which has been dismissed in default for non-compliance of condition order.3. Learned Advocate for the Applicant submitted that the notice was collected for the service but Affidavit of Service could not be filed and, therefore, in terms of condition order dated 29.03.2019, O.A. was dismissed in default.4. For the reasons stated in M.A No.211/2019, O.A.267/2019 is restored to the file.5. M.A. No.211/2019 is accordingly disposed of with no order as to costs. <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

Tribunal's orders

Date : 18.04.2019.

O.A.No.267 of 2019

Amit A. Jadhav

....Applicant

Versus

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

1. Heard Shri A. Giri, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. In view of order passed in M.A.No.201/2019 in O.A. 267/2019, O.A.267/2019 is restored to the file.
3. Issue notice before admission returnable on 13.06.2019.
4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
5. 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.
6. 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.
7. 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.
8. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Ori. Application shall stand dismissed without reference to Tribunal and papers be consigned to record
9. S.O. to 13.06.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

**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 : 18.04.2019.</p> <p align="center">O.A.No.405 of 2019</p> <p>Dr. Smt. R. S. ParavdeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. The Applicant is Medical Superintendent, presently working at Rural Hospital, Tokawade, Tal. Murbad, Dist. Thane. Her grievance pertains to non-writing of service book, non-grant of other service benefits, etc. She had made various representations to the Respondent No.1 to update her service book and to extend the service benefits to her but in vain. Ultimately, she had approached this Tribunal by filing present O.A.</p> <p>3. On perusal of O.A., it is quite clear that the grievances raised by the Applicant are required to be addressed by the Head of the Department but not attended despite representations for a long time. She seems to have been deprived of getting service benefits, pay and allowances as per 6th Pay Commission.</p> <p>4. In view of above, O.A. can be disposed of expeditiously after ascertaining factual position and steps required to be taken by the Respondent No.3 under whom presently the Applicant is working.</p> <p>5. It is directed that the Respondent No.3 should depute the concerned responsible officer who is dealing with the administration to apprise the Tribunal for inaction on the part of department.</p> <p>6. Hamdast and stone conve allowed</p>

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

Tribunal's orders
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7. Issue notice before admission returnable on 02.05.2019.
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. S.O. to 02.05.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

vsm

**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 : 18.04.2019.</p> <p>O.A.No.259 of 2019</p> <p>D. R. RathodApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri U. V Bhosale, learned Advocate for the Applicant and Smt. Kranti Galkwad, learned Presenting Officer for the Respondents.2. Learned Advocate for the Applicant submitted that due to inadvertence, the relief to set aside the impugned order dated 16.08.2018 has not been claimed in the prayer clause. He, therefore, sought permission to amend the O.A. so as to challenge the order dated 16.08.2018 specifically.3. Allowed to amend the O.A. Amendment be carried out within three days.4. On the request of the learned P.O. for the Respondents, two weeks time is granted to file Affidavit-in-Reply.5. S.O. to 07.06.2019. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

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

Tribunal's orders

Date : 18.04.2019.

O.A.No.159 of 2019

Vikas S. Totawar

....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.
2. In the present matter, the challenge is to the transfer order dated 13.02.2019 whereby he was transferred from the post of SDPO, Vasai to Deputy Superintendent of Police, Protection of Civil Rights, Thane.
3. However, later on the representation made by the Applicant dated 13.02.2019 was considered by the Government and the order of transfer was modified. By order dated 08.03.2019, the Applicant has been posted at SDPO, Umarched Division, Dist. Yavatmal. Accordingly, the Applicant has joined at Umarched on 15.03.2019.
4. In view of above, the learned Advocate for the Applicant submitted that he has instructions of his client that since he had joined at Umarched, Dist. Yavatmal, he is not interested to proceed with the present D.A.
5. Learned Advocate, therefore, prayed to withdraw the O.A. , in view of instructions received from his client
6. In view of above, allowed to withdraw the O.A.
7. Original Application is accordingly disposed of with no order as to costs.

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 : 18.04.2019.</p> <p>O.A.No.28 of 2019</p> <p>K. S. KharatApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by this Tribunal on 10.04.2019, today the learned P.O. has filed short Affidavit-in-Reply of Shri Sachin Patil, Deputy Commissioner of Police, Brihanmumbai. It is taken on record.</p> <p>3. On the request of learned Advocate for the Applicant, the matter is adjourned for hearing on 22.04.2019.</p> <p>4. S.O. to 22.04.2019.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 Date : 18.04.2019.
	<p style="text-align: center;">O.A.No.1121 of 2018</p> <p>V. V. TamhankarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri Anil Jaiswar holding for Shri R. G. Panchal, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents. 2. Today, the learned Advocate for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record. 3. As the pleading are complete, the O.A. is admitted and adjourned for final hearing. 4. S.O. to 13.06.2019. <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 Notes. Office Memoranda of Coram, Appearance. Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 18.04.2019.</p> <p align="center">O.A.No.304 of 2019</p> <p>G. V. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant submitted that Affidavit-In-Rejoinder will be filed during the course of the day. Statement is accepted. Rejoinder be taken on record.</p> <p>3. Learned Advocate further submitted that the salary of the Applicant of last month is not paid.</p> <p>4. The Respondents are directed to release the pay of the Applicant till the date of his transfer forthwith.</p> <p>5. Hamdast and steno copy is allowed.</p> <p>6. The matter is adjourned for hearing at the stage of admission.</p> <p>7. S.O. to 25.04.2019.</p> <p align="right">Sd/-</p> <p align="right">(A.P. Kurhekar) Member(I)</p>

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

Tribunal's orders

Date : 18.04.2019.

O. A. No.397 of 2019

K. J. Kuwar

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri A. V. Bandiwadkar, learned Advocate for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 25.04.2019.
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 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.
8. S.O. to 25.04.2019.

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 : 18.04.2019.</p> <p>O.A.No.390 of 2019</p> <p>K. H. SableApplicant Versus The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the challenge is to the impugned order dated 10.04.2019 whereby the Applicant along with other Police Constables were deputed at Head Quarter, Pune (R) for imparting training in view of ensuing Election Bandobast.</p> <p>3. Prima-facie, the impugned order does not seem to be transfer order and it seems to be deputation for particular purpose of Election Bandobast Training. Elections in Pune are scheduled on 23.04.2019. This being the position, perhaps the order may not survive after elections are over.</p> <p>4. Learned P.O. for the Respondents has also pointed out that it is temporary deputation and she will make statement after taking instructions from the Respondents.</p> <p>5. In view of above, the matter is adjourned for hearing on 24.04.2019.</p> <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>Date : 18.04.2019.</p> <p>O.A.No.1094 of 2018</p> <p>R. R. ThakkarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <ol style="list-style-type: none">1. Heard Shri U. V. Bhosale, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.2. Today, learned P.O. for the Respondents has filed reply on behalf of the Respondent No.3. It is taken on record.3. On the request of learned P.O., one week's time is granted for filing reply on behalf of the Respondent Nos.1 and 2.4. S.O. to 26.04.2019. <p>Sd/-</p> <p>(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

Date : 18. 04.2019.

O. A. No.406 of 2019

S. S. Kamble

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Shri U. V. Bhosale, learned Advocate for the Applicants and Shri A. J. Chougule, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 13.06.2019.
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 13.06.2019.

Sd/-

(A.P. Kurhekar)
Member(J)