

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.931 of 2019

R. B. Markad)..... Applicant

Versus

State of Maharashtra & Ors.)...Respondents

Shri M. D. Lonkar, Counsel for the Applicant
Smt. Archana B. K., Presenting Officer for the Respondent No.1

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 19.09.2019.

ORDER

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.
2. In the present O.A., the Applicant has challenged the impugned transfer order issued by the Respondent No.3 on 18.09.2019 and seeks interim stay.
3. By order dated 14.08.2019, the Applicant was posted in the office of Controller of Stamps, Mumbai by the Government. In pursuance of it, the office of Controller of Stamps issued the order dated 21.08.2019 whereby posting was given to the Applicant on the post of Assistant Town Planner and since then the Applicant started functioning on the said post.
4. However, abruptly the Respondent No.3 issued the order dated 18.09.2019 whereby posting Shri Yelmane in his place and posted the Applicant on the post of Assistant Town Planner, Collector of Stamp, Enforcement –II.
5. Thus, it appears that by order dated 18.09.2019 only to accommodate Shri Yelmane, the Applicant is shifted.

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6. Material to note that Shri Yelmane is transferred by order dated 17.09.2019 in the office of Collector of Stamp, Mumbai on vacant post. As such, he was to be posted on vacant post but by order dated 18.09.2019, he is posted on the post given to the Applicant by displacing him.
7. True, the Applicant is shifted in the same office as urged by the learned P.O. But the fact remains that once he was given particular post by order dated 21.08.2019 then it could not be changed mid-term without compliance of provisions of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005') which is missing. As such, prima-facie, the Applicant has made out a case for interim relief.
8. In view of above, interim relief is granted in terms of para 10(b) of O.A.
9. Issue notice before admission returnable on 04.10.2019.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
11. 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.
12. 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.
13. 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.

14. 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.

15. S.O. to 04.10.2019.

Sd/-

(A.P. KURHEKAR)
MEMBER (J)

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.923 of 2019

Dr. D. S. Datkar

)..... Applicant

Versus

State of Maharashtra & Ors.

)... Respondents

Shri M. D. Lonkar, Counsel for the Applicant

Smt. Kranti Gaikwad, Presenting Officer for the Respondent No.1

Shri A. V. Bandiwadekar with Shri C.T. Chandratre, learned Counsel for the Respondent No.2.

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 19.09.2019.

ORDER

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent No.1 and Shri A. V. Bandiwadekar with Shri C. T. Chandratre, learned Counsels for the Respondent No.2.

2. In the present O.A., the Applicant is serving in the cadre of Deputy Collector. The Government issued the order dated 07.09.2019 of deputation of the Applicant on vacant post of Deputy Collector, S.R.A. Bandra, Mumbai for one year. The Applicant, accordingly, claims to have joined the said post. By order dated 09.09.2019, the Government had also transferred the Respondent No.2 as Government Land Acquisition Officer, MMRDA, Mumbai. However, later by order dated 13.09.2019, the Government had changed the order whereby Respondent No.2 was posted as Deputy Collector, S.R.A. Bandra, Mumbai on which the Applicant was deputed for the period of one year and the Applicant was posted on the post of Special Land Acquisition Officer, MMRDA, Mumbai.

3. Learned Counsel for the Applicant prayed for interim stay on the ground that there was no reason to change the order of deputation within four days and the same is done only to accommodate the Respondent No.2. He further contends that the deputation amounts to transfer, and therefore, it has to be approved by Civil Service Board and should

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be in conformity with Section 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005').

4. Per contra, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents has tendered the file for perusal of Tribunal and submitted that after issuance of deputation order dated 07.09.2019, it was partly changed by the Government and in pursuance of it, the order dated 13.09.2019 is passed with approval of Hon'ble Minister as well as the Hon'ble Chief Minister. She, therefore, opposes grant of interim stay.

5. Whereas Shri A. V. Bandiwadkar, learned Counsel for the Respondent No.2 submits that his client had already taken charge as Deputy Collector, S.R.A. Bandra, Mumbai. Therefore, now interim relief cannot be granted. He further submits that the Applicant though deputed for one year, he had no vested right to continue with the said post and it can be modified by the Government at any point of time.

6. True, earlier by order dated 07.09.2019, the Applicant was deputed for one year as Deputy Collector, S.R.A. Bandra but the said order was modified within three days as per approval by the Hon'ble Minister as well as the Hon'ble Chief Minister. Whether recalling of order of deputation was in the interest of public service or not as contemplated in appendix XII, rule 40 of Maharashtra Civil Services (Joining Time, Foreign Service, and Payments during Suspension, Dismissal and Removal) Rules, 1981 (Hereinafter referred as Rules, 1981) is question to be decided on merit. Secondly, the Respondent No.2 had already taken the charge of Deputy Collector, S.R.A. Bandra, Mumbai, in view of the modification of the order.

7. At this juncture, it cannot be said that for modification of deputation period also the recommendation of Civil Service Board is required, as it falls within the domain of executive to curtail the period of deputation.

8. In view of above, I am not inclined to grant interim relief.

9. Issue notice before admission returnable on 17.10.2019.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
11. 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.
12. 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.
13. 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.
14. 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.
15. S.O. to 17.10.2019.

Sd/-

(A.P. KURHEKAR)
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.09.2019.</p> <p>O.A.No.658 of 2019</p> <p>R. B. Bhide ...Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard the Applicant in person and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 01.10.2019.</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.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Date : 19.09.2019. Tribunal's orders O.A.No.659 of 2019
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A. S. ShivsharanApplicant

Versus

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

1. Heard the Applicant in person and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. Today, the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.
3. The matter is adjourned for hearing at the stage of admission.
4. S.O. to 01.10.2019.

Sd/-

(A.P. Kurhekar)
Member(I)

vsm

**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: 19.09.2019.</p> <p>O.A.No.1019 of 2015</p> <p>J. V. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant, Smt. Archana B. K., learned Presenting Officer for the Respondent Nos.1 to 4 and Ms Mansha Khemka, learned Counsel for the Respondent Nos.5, 6 & 7.</p> <p>2. Today, learned Counsel for the Respondent Nos.5 to 7 has filed reply on behalf of the Respondent Nos.5 and 7. It is taken on record.</p> <p>3. S.O. to 04.10.2019</p> <p>Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>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
	<p>Date : 19.09.2019.</p> <p align="center">O.A.No.681 of 2019</p> <p>S. S. PatilApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, 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 impugned transfer order dated 15.07.2019. Interim relief was rejected with liberty to Applicant to make representation to the Respondent No.1 for posting at Pune considering the family difficulties.</p> <p>3. Today, learned P.O. for the Respondents submits that the Government has passed the order dated 19.09.2019 whereby the Applicant is posted on the post of Superintendent of Police, Wireless and O.A. has become infructuous.</p> <p>4. Learned Counsel for the Applicant also concedes the position that grievance of the Applicant is redressed in view of the order dated 19.09.2019.</p> <p>5. In view of above, Original Application is disposed of with no order as to costs.</p> <p 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

Date : 19.09.2019.

O. A. No.925 of 2019

G. G. Nagtilak

....Applicant

Versus

The State of Maharashtra & Ors.

...Respondents.

1. Heard Smt. Punam Mahajan , learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents.

2. Issue notice before admission returnable on 03.10.2019.

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 03.10.2019.

Sd/-

(A.P. Kurhekar)
Member(J)

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 data-bbox="690 409 885 442">Date : 19.09.2019</p> <p data-bbox="893 453 1112 486">O.A.No.915 of 2019</p> <p data-bbox="690 497 1274 541">N.V. Bhadvle & Ors. Applicants</p> <p data-bbox="690 541 771 575">Versus</p> <p data-bbox="690 564 1291 608">The State of Maharashtra & Ors. Respondents</p> <ol data-bbox="690 630 1356 1725" style="list-style-type: none"><li data-bbox="690 630 1356 763">1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.<li data-bbox="690 785 1356 873">2. Issue notice before admission returnable on 13.10.2019.<li data-bbox="690 895 1356 1028">3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.<li data-bbox="690 1050 1356 1294">4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.<li data-bbox="690 1316 1356 1493">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 data-bbox="690 1515 1356 1725">6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>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.</p> <p>8. Perusal of the file reveals that the Government has already submitted proposal to M.P.S.C. by letter dated 25.11.2014 pertaining to grant of deemed date of promotion of 14 officials, but it is not yet decided. The present O.A. is filed by the 4 officials, out of those 14 officials. There is also reminder to the M.P.S.C. by letter dated 28.11.2017. It is therefore necessary to know the status of the proposal dated 25.11.2014.</p> <p>9. Learned C.P.O. Ms. S.P. Manchekar for the Respondents is directed to take instructions from M.P.S.C. and to apprise the Tribunal on next date.</p> <p>10. Steno copy and Hamdast is granted.</p> <p>11. Adjourned to 13.10.2019.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(Shree Bhagwan) Vice-Chairman</p> <p>prk</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 : 19.09.2019</p> <p align="center">O.A.No.884 of 2019 (Subject : Deemed date of promotion)</p> <p>M.S. Ankar Applicant 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 Respondent No.1 i.e. Director General and Inspector General of Police, M.S., Mumbai is directed to take decision of the Applicant's representation dated 18.07.2019, copy whereof is at page 36, Exhibit – E, of the O.A. within two months from the date of this order and the decision as the case may be, shall be communicated to the Applicant within two weeks thereafter.</p> <p>3. In view of the above, O.A. is disoosed of.</p> <p align="center">Sd/- (A.P. Kurhekar) Member(J)</p> <p align="center">Sd/- (Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.09.2019</p> <p style="text-align: center;">O.A.No.920 of 2019 (Subject – Appointment)</p> <p>J.B. Bangar Applicant 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 M.A.T. Principal Bench has decided in O.A.No. 934 of 2018 and passed the order dated 27.03.2019. Learned Advocate Shri A.V. Bandiwadekar submitted that the Applicant made representation vide letter dated 14.05.2019, however the said representation is yet to be decided.</p> <p>3. In view of this Tribunal's order passed in O.A.No. 934 of 2018, dated 27.03.2019, Respondent No.1 (M.P.S.C.) is directed to decide the Applicant's representation dated 14.05.2019, if not decided till now.</p> <p>4. The said representation should be decided within four weeks, and thereafter the decision as the case may be, shall be communicated to the Applicant within two weeks.</p> <p>5. O.A. is disposed of.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">Sd/- (Shree Bhagwan) Vice-Chairman</p> <p>prk</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 : 19.09.2019</p> <p align="center">O.A.No.757 of 2019 (Subject : Deemed date of promotion)</p> <p>G.D. Garde Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. The Respondent No.1 i.e. Director General and Inspector General of Police, M.S., Mumbai is directed to take decision of the Applicant's representation dated 07.02.2019, copy whereof is at page 28. Exhibit – E, of the O.A. within two months from the date of this order and the decision as the case may be, shall be communicated to the Applicant within two weeks thereafter.</p> <p>3. In view of the above, O.A. is disoosed of.</p> <p align="center">Sd/- _____ Sd/- _____ (A.P. Kurhekar) (Shree Bhagwan) Member(J) Vice-Chairman</p> <p>prk</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 : 19.09.2019</p> <p>O.A.No.756 of 2019 (Subject : Deemed date of promotion)</p> <p>R.N. Malge Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. The Respondent No.1 i.e. Director General and Inspector General of Police, M.S., Mumbai is directed to take decision of the Applicant's representation dated 27.05.2019, copy whereof is at page 32, Exhibit - C1, of the O.A. within two months from the date of this order and the decision as the case may be, shall be communicated to the Applicant within two weeks thereafter.</p> <p>3. In view of the above, O.A. is disposed of.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/- _____ (Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.09.2019</p> <p style="text-align: center;">O.A.No.887 of 2019</p> <p>B.P. Karwal Applicant Versus Respondents The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 17.10.2019. 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 17.10.2019. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">(Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.09.2019</p> <p>O.A.No.874 of 2019</p> <p>R.B. Shalkh Applicant Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 17.10.2019. 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 17.10.2019. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

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 : 19.09.2019

M.A.No.504 of 2019 in O.A.No.915 of 2019

N.V. Bhadvle & Ors.

..... Applicants

Versus

The State of Maharashtra & Ors.

..... Respondents

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

2. This is an application for leave to sue jointly.

3. Considering the cause of action pursued by the Applicants is common and concurrent, application for leave to sue jointly is allowed subject to Applicants' paying requisite court fees, if not already paid.

4. Miscellaneous Application is allowed.

Sd/-

(A.P. Kurhekar)
Member(J)

prk

Sd/-

(Shree Bhagwan)
Vice-Chairman

**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 : 19.09.2019
	<p>O.A.No.916 of 2019 with M.A.No.505 of 2019</p> <p>S.D. Haral & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common and concurrent, application for leave to sue jointly is allowed subject to Applicants' paying requisite court fees, if not already paid.</p> <p>4. Miscellaneous Application is allowed.</p> <p style="text-align: center;">^ Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(A.P. Kurhekar) Member(J)</p> <p>(Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 19.09.2019</p> <p>O.A.No.916 of 2019</p> <p>S.O. Haral & Ors. Applicants Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents. 2. Issue notice before admission returnable on 13.10.2019. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file Affidavit of compliance and notice. 7. In case notice is not collected within 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. Adjourned to 13.10.2019. <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(Shree Bhagwan) Vice-Chairman</p> <p>prk</p>

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

Tribunal's orders

Date : 19.09.2019

O.A.No.891 of 2019
(Subject : Punishment)

S.R. Patil Applicant
Versus
The State of Maharashtra & Ors. Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri S.D. Dole, learned Presenting Officer for the Respondents.

2. Applicant was punished vide order dated 27.12.2018 (Exhibit-F, page 111) passed by the Collector, Thane in view of Departmental Enquiry. The punishment given to the Applicant was deduction of Rs.5,000/- per month from the pension permanently. The Applicant had preferred an Appeal before the Government by his application dated 05.02.2019 (Exhibit-G, page 113). The said Appeal is yet to be decided.

3. Respondents are directed to take decision of the said Appeal within three months from the date of this order, after giving fair chance of hearing to the Applicant. Respondents are also directed to pay provisional pension to the Applicant from the date of his retirement.

4. With these directions, O.A. is disposed of.

5. Steno copy and Hamdast is allowed.

Sd/-

(A.P. Kurhekar)
Member(J)

Sd/-

(Shree Bhagwan)
Vice-Chairman

prk