

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 : 22.10.2019.</p> <p>O.A.No.804 of 2019</p> <p>Dr. K. S. Deshpande .....Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In terms of order passed by this Tribunal on 09.10.2019, today, learned C.P.O. has filed Affidavit of Principal Secretary, Public Health Department, Mantralaya, Mumbai along with transfer order dated 16.10.2019. In reply, Principal Secretary, P.H.D. has tendered unconditional apology for inconvenience caused to the Tribunal and for delay in implementation of order passed by this Tribunal. It is further stated in Affidavit that because of implementation of Code of Conduct for ensuing Assembly Elections, the transfer order could not be issued immediately.</p> <p>3. Whereas, Shri A. V. Bandiwadekar, learned Counsel for the Applicant pressed for cost on the Government for delay in issuance of the transfer order.</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>4. In the present O.A., Shri Pradeep Vyas, Principal Secretary, P.H.D. Mantralaya, Mumbai has filed two Affidavits. The first Affidavit was filed on 11.09.2019 admitting mistake committed by the department while issuing posting order of the Applicant without verifying that the said post is vacant. In the Affidavit, Principal Secretary has tendered unconditional apology and the same was accepted with a hope that further appropriate posting orders will be issued soon. Accordingly, O.A. was disposed of on 22.09.2000 with a direction to issue appropriate orders within two weeks. As there was no compliance within stipulated period, learned Counsel has filed praecipe for initiating <i>suo-moto</i> contempt against the Principal Secretary. Accordingly, show cause notice was issued to Principal Secretary as to why contempt should not be initiated against him. It is in pursuance of this order, the Principal Secretary has issued transfer order dated 16.10.2019 and also filed affidavit again tendering unconditional apology for not issuing transfer order within time. It is further stated in Affidavit that because of Code of Conduct, transfer orders could not have been issued and the department was required to comply the provision of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Thus, Principal Secretary has filed Affidavit twice tendering unconditional apology.</p> <p>5. In view of above unconditional apology tendered twice as well as issuance of transfer order dated 16.10.2019, I am not inclined to proceed further and O.A. deserves to be disposed of. However, Principal Secretary, Public Health Department, Mantralaya, Mumbai should take note of this order and first verify the factual position before giving posting to the employee at particular place and if such aspect is noticed again, it will be viewed seriously.</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 Mr. ....)

*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

O.A. No. 792 of 2019  
~~Tribunal's orders~~

Dr. D.B. Bamane

..Applicant

Vs.

The State of Maharashtra & Ors.

..Respondents

Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. PO submits that she seeks four weeks time for filing reply. I am inclined to give her five weeks. However, no further extension will be granted thereafter.

3. S.O. to 29.11.2019.

Sd/-

(P.N. Dixit)  
Vice-Chairman  
22.10.2019

(sg)

**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 <u>O.A. No.515 of 2019</u>
	<p>N.T. Nehete ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks two weeks to file reply.</p> <p>3. S.O. to 4.11.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman 22.10.2019</p> <p>(sgj)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p><b>Tribunal's orders</b> <u>O.A. No.386 of 2019</u></p>
	<p>Dr. D.R. Jadhav ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondent</p> <p>Heard Shri Vaibhav Birmole, learned Advocate holding for Shri D.V. Sutar, learned Advocate for Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks two weeks to file reply.</p> <p>3. S.O. to 11.11.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman 22.10.2019</p> <p>(sgj)</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 : 22.10.2019.</p> <p>O.A.No.1012 of 2019</p> <p>R. R. Gondake .....Applicant Versus The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri S. B. Deore, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. The Applicant was serving as Sr. Clerk and was promoted. However, he refused promotion on the ground that he was not given posting as per his choice at Nashik. As he refused promotion, the Respondent No.2 i.e. Commissioner, Social Welfare cancelled the order of promotion and reinstated him on his original post of Sr. Clerk at Nashik by order dated 20.09.2019. In the order dated 20.09.2019, he was further informed that the decision about his promotion in subsequent period will be taken in terms of G.R. dated 12.09.2016.</p> <p>3. Thus, what transpires that the Applicant himself has refused the promotion, and therefore, he <sup>is</sup> reposted on the post held before promotion. Whereas in O.A., he is seeking directions to consider him for promotional posting at Nashik itself on the ground that there are vacancies at Nashik.</p>

4. Needless to mention that the Applicant has no vested right much less legally enforceable to insist for posting on promotion at Nashik as it is squarely falls within the domain of executive. Indeed, in terms of G.R. dated 12.09.2016, if the Government servant refused promotion then his name is required to be deleted from the selection list and cannot be considered for two years and only in third year, his case is required to be examined.

5. When the matter is taken up for admission and found that the matter itself is not maintainable.

6. Learned Counsel for the Applicant seeks permission to withdraw the O.A. with liberty to file fresh representation to the Government.

7. Allowed to withdraw the O.A. with liberty to file fresh representation to the Government, which may be considered on its own merit.

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

Sd/-

(A.P. Kurhekar)  
Member(J)





IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p data-bbox="763 772 1023 817">Date : 22.10.2019.</p> <p data-bbox="1006 840 1291 884">O.A.No.940 of 2019</p> <p data-bbox="763 907 1534 963">D. N. Lad <span style="float: right;">....Applicant</span></p> <p data-bbox="763 985 860 1030">Versus</p> <p data-bbox="763 1064 1461 1120">The State of Maharashtra &amp; Ors. <span style="float: right;">...Respondents.</span></p> <ol data-bbox="755 1153 1534 1635" style="list-style-type: none"><li>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicants and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li><li>2. Today, learned P.O. has filed reply on behalf of the Respondent Nos.1 to 3. It is taken on record.</li><li>3. The matter is adjourned for hearing at the stage of admission.</li><li>4. S.O. to 15.11.2019.</li></ol> <p data-bbox="1209 1691 1291 1747" style="text-align: right;">Sd/-</p> <p data-bbox="1136 1769 1364 1859" style="text-align: right;"><b>(A.P. Kurhekar) Member(J)</b></p> <p data-bbox="747 1848 803 1881">vsm</p>

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="846 667 1105 701">Date : 22.10.2019.</p> <p data-bbox="1049 734 1320 768">O.A.No.721 of 2019</p> <p data-bbox="846 808 1516 842">B. A. Patil <span style="float: right;">....Applicant</span></p> <p data-bbox="846 891 943 925">Versus</p> <p data-bbox="846 969 1446 1003">The State of Maharashtra <span style="float: right;">...Respondent.</span></p> <ol data-bbox="846 1048 1523 1552" style="list-style-type: none"><li>1. Heard Shri A. B. Alman, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondents.</li><li>2. Today, learned P.O. has filed reply on behalf of the Respondent. It is taken on record.</li><li>3. The matter is adjourned for hearing at the stage of admission.</li><li>4. S.O. to 13.11.2019.</li></ol> <p data-bbox="1219 1608 1284 1641" style="text-align: right;">Sd/-</p> <p data-bbox="1146 1697 1357 1771" style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

vsm

**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p data-bbox="850 779 1110 815"><b>Date : 22.10.2019.</b></p> <p data-bbox="1052 855 1321 891"><b>O.A.No.471 of 2019</b></p> <p data-bbox="850 922 1516 963"><b>T. R. Khairnar</b> ....Applicant</p> <p data-bbox="850 1003 948 1039"><b>Versus</b></p> <p data-bbox="850 1079 1516 1120"><b>The State of Maharashtra &amp; Ors. ...Respondents.</b></p> <ol data-bbox="850 1164 1516 1697" style="list-style-type: none"><li data-bbox="850 1164 1516 1344">1. Heard Shri N. L. Choudhari, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Ms N. G. Gohad, learned Presenting Officer for the Respondents.</li><li data-bbox="850 1361 1516 1505">2. Today, learned P.O. has filed short Affidavit-in-Reply to amended O.A. It is taken on record.</li><li data-bbox="850 1541 1516 1639">3. The matter is already Part-Heard, hence adjourned for final hearing.</li><li data-bbox="850 1657 1192 1697">4. S.O. to 15.11.2019.</li></ol> <p data-bbox="1208 1733 1273 1800" style="text-align: right;">Sd/-</p> <p data-bbox="1136 1841 1347 1921" style="text-align: right;"><b>(A.P. Kurhekar) Member(J)</b></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 : 22.10.2019.</p> <p>O.A.No.945 of 2019</p> <p>P. S. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent Nos.1 and Smt. Punam Mahajan, learned Counsel for the Respondent No.2.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. On the request of learned Counsel for Respondent No.2, two weeks time is granted for filing reply.</p> <p>4. S.O. to 14.11.2019.</p> <p style="text-align: right;">Sd/- </p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p style="text-align: center;">vsm</p>

**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p data-bbox="760 614 998 648">Date : 22.10.2019.</p> <p data-bbox="1019 681 1269 714">O.A.No.953 of 2019</p> <p data-bbox="760 741 1331 774">P. L. Palsamkar &amp; Ors. ....Applicants</p> <p data-bbox="760 814 847 847">Versus</p> <p data-bbox="760 887 1442 920">The State of Maharashtra &amp; Ors. ...Respondents.</p> <p data-bbox="760 962 1526 1106">1. Heard Dr. Gunratan Sadavarte, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p data-bbox="760 1132 1526 1322">2. Today, learned P.O. has filed short reply on behalf of the Respondent Nos.5 and 6. It is taken on record. She seeks time to file reply on behalf of the Respondent Nos.1 to 4.</p> <p data-bbox="760 1351 1526 1495">3. Learned Counsel for the Applicant submits that issue of interim relief was kept open, and therefore, the matter needs to be heard expeditiously.</p> <p data-bbox="760 1521 1526 1665">4. As a last chance, two weeks time is granted for filing reply. On the next date, matter will be heard on the point of interim relief.</p> <p data-bbox="760 1692 1318 1725">5. Hamdast and steno copy is granted.</p> <p data-bbox="760 1751 1107 1785">6. S.O. to 07.11.2019.</p> <p data-bbox="1226 1816 1286 1849">Sd/-</p> <p data-bbox="1144 1882 1339 1975">✓ (A.P. Kurhekar) Member(J)</p> <p data-bbox="751 1977 799 2010">Vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

M.A./R.A./C.A. No.

of 20

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Original Application No.

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**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>Date : 22.10.2019.</p> <p>O.A.No.942 of 2019</p> <p>P. S. Pawar .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors....Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondent Nos.1 and 2 and Shri C. T. Chandratre, learned Counsel for the Respondent No.3.</li><li>2. Today, learned Counsel for the Respondent No.3 has filed reply. It is taken on record.</li><li>3. Shri A. V. Bandiwadekar, learned Counsel for the Applicant has also filed Affidavit-in-Rejoinder. It is taken on record.</li><li>4. The matter is adjourned for hearing at the stage of admission.</li><li>5. S.O. to 18.11.2019.</li></ol> <p>Sd/-</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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 : 22.10.2019.</p> <p>O.A.No.943 of 2019</p> <p>A. C. Shinde .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant, Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for 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 18.11.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p>

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 : 22.10.2019.</p> <p>O.A.No.785 of 2019</p> <p>G. K. Sanap .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri Vaibhav Ugle holding for Shri S. B. Suryawanshi, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the issues involved are twofold. The first issue pertains to treatment given to the period from 12.10.2010 to 21.03.2018 and second pertains to release of pension. The Applicant stands retired on 31.03.2019 but his pension is not yet released.</p> <p>3. Learned P.O. is directed to take instructions as to why pension as per entitlement of the Applicant in rules is withheld and to apprise the Tribunal on the next date. If there is no legal hurdle in releasing the pension then the same should be released in accordance to his entitlement in rules. As regard treatment to period 12.10.2010 to 21.03.2018, last chance is granted to file reply.</p> <p>4. S.O. to 06.11.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



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

Tribunal's orders

Date : 22.10.2019.

O.A.No.1035 of 2019

P. B. Thakare .....Applicant

Versus

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

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 26.11.2019.
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 26.11.2019.
9. Liberty to move before Vacation Judge, if necessity arises.

Sd/-

(A.P. Kurhekar)  
Member(J)

vsm

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.10.2019.</p> <p>O.A. No.919 of 2019 with O.A.No.956 of 2019</p> <p>D. B. Bawiskar R. M. Bandarkar                      ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicants and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicants has filed Rejoinder in O.A.No.956/2019 and submits that the same has adopted in O.A.No.919/2019. He filed short affidavit in O.A.919/2019. It is taken on record.</p> <p>3. S.O. to 18.11.2019.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p>

VST

Original Application No.

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DISTRICT

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(Advocate .....

versus

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(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.10.2019.</p> <p>O.A.No.1007 of 2019</p> <p>D. S. Patil .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Smt. Punam Mahajan, learned Counsel for the Applicant and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. In the present O.A., the Applicant has challenged the punishment of reduction of pension of 6% for 1 year from his pension.</p> <p>3. Learned C.P.O. for the Respondents submits that subject of punishment in the present O.A. falls within the category of major punishment which pertain to D.B. and further pointed out that only censure, withholding of promotion and recovery from his pay for the pecuniary loss caused to the Government are only minor penalties as per amendment to M.C.S. (Discipline &amp; Appeal) Rules, 1979.</p> <p>4. In view of above, Registrar is directed to examine the matter and place it before appropriate bench.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(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 \_\_\_\_\_

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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 : 22.10.2019.</p> <p align="center"><b>M. A. No.537 of 2019 in O.A.No.938 of 2019</b></p> <p><b>U. R. Kavle</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 in M.A. (M.A.537/19 in O.A.938/19), Shri A. V. Bandiwadekar, learned Counsel for the Original Applicant (O.A.938/2019) and Ms S. P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Original Applicant has filed reply to M.A. It is taken on record.</p> <p>3. In so far as O.A. is concerned, reply of private Respondent No.2 is already filed. Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder in O.A. It is taken on record.</p> <p>4. Lastly, two weeks time is granted to file reply to O.A.</p> <p>5. S.O. to 11.11.2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

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	<p>Date : 22.10.2019.</p> <p>M. A. No.576 of 2019 in O.A.No.1035 of 2019</p> <p>P. B. Thakare .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Ms N. G. Gohad, learned 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, concurrent and usual, the case is not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed, subject to Applicants paying requisite Court Fees, if not already paid.</p> <p>5. M.A.No.576/2019 is allowed.</p> <p style="text-align: right;">Sd/-</p> <p style="text-align: center;">v</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</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>Date : 22.10.2019.</p> <p align="center">O.A.No.370 of 2019</p> <p>L. T. Rathod <span style="float:right">...Applicant</span></p> <p align="center">Versus</p> <p>The State of Maharashtra &amp; Ors. <span style="float:right">...Respondents.</span></p> <p>1. Heard Shri P. L. Rathod, learned Counsel for the Applicant and Shri A. J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record.</p> <p>3. The matter is adjourned to 25.11.2019.</p> <p align="right">Sd/- _____</p> <p align="right">v (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

Date : 22.10.2019.

O.A.No.1031 of 2019

S. N. Tele .....Applicant  
Versus  
The State of Maharashtra & Ors. ...Respondents.

1. Heard Shri M. D. Lonkar, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. Present O.A. is filed for limited relief for direction to Respondent No.1 to consider his Revision Application transmitted by Respondent No.2 to Respondent No.1 as disclosed in the communications dated 09.04.2014 and 07.01.2019 issued by the Respondent No.2 and 3 respectively. In fact, perusal of record reveals that the Applicant was subjected to D.E. but it was dropped in view of the conditional order passed by this Tribunal. The S.D.O. has passed order on 07.10.2003 thereby treating the period from 01.04.1987 to 27.08.2001 and 01.09.2001 to 21.09.2002 as suspension period. Being aggrieved by it, the Applicant has filed appeal u/r 17(5) of the Maharashtra Civil Services (Discipline & Appeal) Rules, 1979 before the Collector i.e. Respondent No.3 which was dismissed on 17.01.2014. The Applicant then again filed Revision Application before the Commissioner, Pune. However, the Commissioner has forwarded it to the Government.

3. When the matter is taken up for admission and query was raised whether Revision is provided in law, Shri M. D. Lonkar, learned Counsel for the Applicant fairly concedes that there is no provision of revision against the order passed by Appellate Authority in the present situation. This being the position of law, the question of giving directions to Respondent No.1 to decide revision on merit does not survive as the revision itself is not maintainable in law.

4. At this juncture, learned Counsel seeks permission to withdraw the O.A. with liberty to file representation to the Government in respect of treatment to suspension period.

5. Liberty is granted. The Government may consider it as it deem fit.

6. Original Application is disposed of accordingly with no order as to costs.

Sd/-

(A.P. Kurhekar)

**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>Date : 22.10.2019.</p> <p>O.A.No.796 of 2019</p> <p>S. T. Morale .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Smt. Kranti Gaikwad holding for Shri A. J. Chougule, learned Presenting Officer for the Respondent Nos.1 to 3 and Shri M. D. Lonkar, learned Counsel for the Respondent No.4.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.1. It is taken on record.</p> <p>3. Learned Counsel for the Applicant has also filed Rejoinder to the reply of Respondent No.4. It is taken on record.</p> <p>4. The matter is adjourned for hearing at the stage of admission.</p> <p>5. S.O. to 14.11.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>



IN

**FARAD CONTINUATION SHEET No.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>Date : 22.10.2019.</p> <p>O.A.No.845 of 2019</p> <p>R. B. Parab &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ...Respondents.</p> <p>1. Heard Shri M. D. Lonkar, learned Counsel for the Applicants and Smt. Kranti Gaikwad holding for Ms N. G. Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Today, learned P.O. has filed reply on behalf of the Respondent No.2. It is taken on record.</p> <p>3. The matter is adjourned for hearing at the stage of admission.</p> <p>4. S.O. to 15.11.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>vsm</p>

**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 : 22.10.2019.</p> <p>M.A. No.575 of 2019 in O.A.No.806 of 2019</p> <p>The State of Maharashtra &amp; Ors. ....Applicants (Ori. Respondents)</p> <p>Versus</p> <p>S. D. Bari ...Respondent (Ori. Applicant)</p> <p>1. Heard Smt. Kranti Gaikwad, learned Presenting Officer for the Applicants (Ori. Respondents) and Shri A. V. Bandiwadekar, learned Counsel for the Respondent (Ori. Applicant).</p> <p>2. Present M.A. is filed seeking three weeks time to comply the order passed by this Tribunal on 03.10.2019 in O.A.No.806/2019. O.A.No.806/2019 has been allowed by order dated 03.10.2019 whereby the impugned transfer order was set aside and the Respondents were directed to repost the Applicant within two weeks from the date of order.</p> <p>3. Learned P.O. submits that the file is submitted to Law &amp; Judiciary Department for seeking opinion for filing W.P., and therefore, seeks three weeks time either to implement it or to file the W.P.</p> <p>4. Shri A. V. Bandiwadekar, learned Counsel for the Ori. Applicant opposes the application on the ground that enough time is already availed.</p> <p>5. It seems that matter is under process with the department for taking final decision. Hence, I am inclined to grant one week's time to implement the order passed by this Tribunal.</p> <p>6. In view of above, Misc. Application is allowed and disposed of accordingly.</p> <p style="text-align: right;">Sd/- W<sup>v</sup> (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**  
M.A. No. 277 of 2019 in O.A. No. 465 of 2019

S.K. Mukherjee ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri D.B. Khaire, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant submits that the issue of limitation in this OA may be heard along with OA as one of the point. He relies on the judgment dated 4.10.2019 of the Hon'ble Supreme Court in SLP Nos.31982 of 2013 Nusli N. Wadia Vs. Ivory Properties & Ors. Hence issue of limitation would be taken up on the next date.

3. Ld. PO submits that reply would be filed by 14.11.2019.

4. S.O. to 14.11.2019.

Sd/-

(P.N. Dixit)  
Vice-Chairman  
22.10.2019

(sgj)

**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**

M.A. No.120 of 2018 in O.A. No.61 of 2018 with  
M.A. No.121 of 2018 in O.A. No.98 of 2018 and  
M.A. No.122 of 2018 in O.A. No.99 of 2018

The Director/Secretary, Maharashtra State  
Board of Technical Education

..Applicant  
(Orig. Res. No.1)

Vs.

J.R. Pingle & Ors.  
S.B. More & Ors.  
P.Y. Dalvi & Ors.

..Respondents  
(Orig. Applicants)

And

The State of Maharashtra & Ors.

..Orig. Respondents

Heard Shri K.V. Bhanage, learned Advocate for Applicant No.1-original Respondent No.1, Shri Vijay Kurle, learned Advocate for original Applicants in OA No.98/18 & 99/18 and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.

2. Shri Vijay Kurle, learned Advocate submits that Applicant No.4 - Ms. Manjusha Sudhakar Shinde in OA No.61 of 2018 has submitted email stating that she wants to change the advocate Shri A.V. Bandiwadekar and the same is taken on record. He further states that Applicant No.10 - Mrs. Sameena Yusuf Diwan in OA No.61 of 2018 also wants to send similar email and the same is still awaited. At his request adjourned to 7.11.2019.

3. S.O. to 7.11.2019.

Sd/-

(P.N. Dixit)  
Vice-Chairman (A)  
22.10.2019

(sgj)



# 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 : 22.10.2019</p> <p>O.A.No.289 of 2019 with M.A.No.158 of 2019</p> <p>S.T. Joseph &amp; Ors. .... Applicants Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Ms. N.G. Gohad, learned P.O. holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2 Respondents are directed to ensure that reply is filed by 06.11.2019. No further extensions would be considered.</p> <p>3. Adjourned to 06.11.2019.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span> Member(J) <span style="float: right;">Vice-Chairman</span></p> <p>prk</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

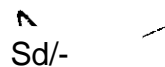

(Advocate .....

*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 : 22.10.2019</p> <p>O.A.No.542 of 2018</p> <p>S.D. Gulekar &amp; Ors. .... Applicants Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri V.V. Bhosle, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned P.O. holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad seeks four weeks for filing affidavit-in-reply.</p> <p>3. Adjourned to 21.11.2019.</p> <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;"> (P.N. Dixit)  Vice-Chairman </p> <p>prk</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 : 22.10.2019</p> <p>M.A.No.346 of 2018 in O.A.No.554 of 2018</p> <p>R.R. Tarkar ..... Applicant Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri S.P. Kanade, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. At the request of learned Advocate for the Applicant adjourned to 19.11.2019 for filing rejoinder.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) 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 style="text-align: center;"><u>O.A. No.981 of 2019</u></p> <p>Dr. L.V. Bhandarkar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 28.11.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member (J) 22.10.2019 (sgj)</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(P.N. Dixit) Vice-Chairman 22.10.2019</p>

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><u>22.10.2019</u></b></p> <p><b><u>O.A 991 with M.A 551/2019</u></b></p> <p>Shri B.N Bastewad &amp; Ors ... Applicants Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file reply on behalf of Respondent no. 2 (G.A.D), returnable on 14.11.2019.</p> <p>3. S.O to 14.11.2019.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>Akn</p> <p>Sd/- (P.N Dixit) Vice-Chairman (A)</p>

Date : 22.10.2019

O.A.No.763 of 2019

K.V. Giri ..... Applicant  
Versus  
The State of Maharashtra & Ors. .... Respondents

1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.

2. Issue notice before admission returnable on 19.12.2019.

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 19.12.2019.

Sd/-

(A.P. Kurhekar)  
Member(J)

Sd/-

(P.N. Dixit)  
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
	<p align="center"><b><u>22.10.2019</u></b></p> <p align="center"><b><u>O.A 939/2019</u></b></p> <p>Shri G.S Sable ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Smt Punam Mahajan, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to file reply on behalf of Respondent no. 2 (G.A.D), returnable on 14.11.2019.</p> <p>3. S.O to 14.11.2019.</p> <p align="center">Sd/-</p> <p align="center">(A.P. Kurhekar) Member (J)</p> <p align="center">Sd/-</p> <p align="center">(P.N Dixit) Vice-Chairman (A)</p> <p>Akn</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 data-bbox="738 593 901 627"><b><u>22.10.2019</u></b></p> <p data-bbox="893 683 1339 716"><b><u>M.A 483/2019 in O.A 872/2019</u></b></p> <p data-bbox="738 761 1380 795">Shri S.J Gorge ... Applicant</p> <p data-bbox="925 795 974 828">Vs.</p> <p data-bbox="738 828 1421 862">The State of Maharashtra &amp; Ors ... Respondents</p> <p data-bbox="738 929 1502 1064">1. Heard Shri A.V Bandiwadeakr, learned advocate for the applicant and Shri A.J Chougule, learned P.O for the Respondents.</p> <p data-bbox="738 1108 1502 1187">2. Learned P.O files reply on behalf of Respondent no. 1. The same is taken on record.</p> <p data-bbox="738 1243 1502 1332">3. Learned advocate for the applicant seeks three weeks' time for filing rejoinder.</p> <p data-bbox="738 1388 1088 1422">4. S.O to 14.11.2019.</p> <p data-bbox="836 1523 901 1556">Sd/-</p> <p data-bbox="771 1624 982 1691"><b>(A.P. Kurhekar)</b> Member (J)</p> <p data-bbox="1347 1545 1412 1579">Sd/-</p> <p data-bbox="1209 1624 1469 1691"><b>(P.N'Dixit)</b> Vice-Chairman (A)</p> <p data-bbox="747 1691 787 1713">Akn</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><u>22.10.2019</u></b></p> <p><b><u>O.A 1355/2009</u></b></p> <p>Shri M.K Subedar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant , Smt K.S Gaikwad, learned P.O for the Respondents no 1 to 3, Shri D.B Khaire, learned advocate for Respondents no. 4, 5, 8, 32, 54, 57 and 59, Shri C.T Chandratre, learned advocate for Respondent nos 11, 18, 20, 68 &amp; 82, Shri M.D Lonkar, learned advocate for Respondent no. 14 and Shri M.B Kadam, holding for Shri Patil, learned advocate for Respondent nos 13, 17, 19, 43 &amp; 76.</p> <p>2. This is High Court remanded matter, which ought to have been decided much earlier.</p> <p>3. During the pendency of this O.A, applicant has amended the O.A for which reply is not filed.</p> <p>4. As a last chance, time is granted to the Respondents to file reply to the amended O.A by 5.11.2019.</p> <p>5. It is hereby made clear that last chance is granted and no further time will be granted to any of the Respondents for filing reply to the amended O.A.</p> <p>6. Matter will be taken up for final hearing on the same day.</p> <p>7. S.O to 5.11.2019.</p> <p>Sd/- _____ Sd/- _____ (A.P. Kurhekar) (P.N Dixit)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 22.10.2019</p> <p align="center">M.A.No.451 of 2018 in R.A.No.15 of 2019 in O.A.No.404 of 2018 with R.A.No.15 of 2019 in O.A.No.404 of 2018</p> <p>The State of Maharashtra &amp; Ors. ..... Applicants (Org. Respds.)</p> <p>Versus V.P. Pawar ..... Respondents (Org. Appls.)</p> <p>1. Heard Ms. S.P. Manchekar, learned C.P.O. for the Applicants (Org. Respondents) and Shri R.M. Kolge, learned Advocate for the Respondents (Org. Applicants).</p> <p>2. Learned Advocate Shri R.M. Kolge files his reply in M.A.No.451/2018 as well as in R.A.No.15/2019. The same is taken on record.</p> <p>3. Learned C.P.O. Ms. S.P. Manchekar seeks four weeks time for filing sur-rejoinder.</p> <p>4. Adjourned to 13.11.2019.</p> <p align="center">Sd/- _____ Sd/- _____</p> <p align="center">(A.P. Kurhekar) (P.N. Dixit) 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><b><u>22.10.2019</u></b></p> <p><b><u>M.A 330/2019 in O.A 306/2015</u></b></p> <p>Shri R.D Kamble ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri H.P Ghadigonkar, learned advocate for the applicant and Me Neelima Gohad, learned P.O for the Respondents.</p> <p>2. M.A and O.A are restored and adjourned to 18.12.2019.</p> <p>Sd/- <b>(A.P. Kurhekar)</b> Member (J)</p> <p>Akn</p> <p>Sd/- <b>(P.N Dixit)</b> Vice-Chairman (A)</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><u>22.10.2019</u></b></p> <p><b><u>M.A 436/2019 in M.A 330/2019 in O.A 306/2015</u></b></p> <p>Shri R.D Kamble ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri H.P Ghadigonkar, learned advocate for the applicant and Me Neelima Gohad, learned P.O for the Respondents.</p> <p>2. For the reasons stated in the M.A, Misc Application for restoration is allowed and Original Application is restored.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">Sd/-</p> <p>(A.P. Kurhekar) Member (J)</p> <p style="text-align: right;">(P.N Dixit) Vice-Chairman (A)</p> <p>Akn</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><u>22.10.2019</u></b></p> <p style="text-align: center;"><b><u>O.A 882/2019</u></b></p> <p>Shri K.K Bangar ... Applicant Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Affidavit in reply is filed on behalf of Respondent no. 1.</p> <p>3. Learned advocate for the applicant request for continuation of interim relief. This Tribunal has granted interim relief by order dated 16.9.2019 as well as modification order dated 9.10.2019 till the filing of reply.</p> <p>4. As the reply is filed and matter needs to be heard, interim relief granted by this Tribunal on 16.9.2019 as well as modified order dated 9.10.2019 shall continue till 5.11.2019.</p> <p>5. S.O to 5.11.2019.</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/-</p> <p style="text-align: right;">(P.N Dixit) Vice-Chairman (A)</p> <p style="text-align: left; font-size: small;">Akn</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 : 22.10.2019</p> <p>M.A.No.325 of 2019 with M.A.No.326 of 2019 in O.A.No.434 of 2014</p> <p>The State of Maharashtra &amp; Ors. ..... Applicants (Org. Respds.)</p> <p>Versus M.C. Gosavi ..... Respondents (Org. Appls.)</p> <p>1. Heard Smt. K.S. Gaikwad, learned P.O. for the Applicants (Org. Respondents) and Ms. Kimaya R. Godbole, learned Advocate holding for Shri Amol D. Joshi, learned Advocate for the Respondents (Org. Applicants).</p> <p>2. Learned Advocate Ms. Kimaya R. Godbole seeks adjournment of two weeks for filing reply.</p> <p>3. Adjourned to 19.11.2019. No extension will be granted thereafter.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p style="text-align: center;">(A.P. Kurhekar) (P.N. Dixit) Member(J) Vice-Chairman</p> <p>prk</p>



**FARAD CONTINUATION SHEET No.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>Date : 22.10.2019</b></p> <p><b>O.A.No.915 of 2019</b></p> <p><b>N.V. Bhadvle &amp; Ors. .... Applicants</b>  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors. .... Respondents</b></p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. At the request of learned C.P.O. for the Respondents adjourned to 07.11.2019 for filing reply of M.P.S.C. and also to inform about the progress regarding Tribunal's order issued on 19.09.2019.</p> <p>3. Adjourned to 07.11.2019.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span>  Member(J) <span style="float: right;">Vice-Chairman</span></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><b>Date : 22.10.2019</b></p> <p><b>O.A.No.702 of 2019</b></p> <p><b>D.B. Patil</b> ..... Applicant  <b>Versus</b>  <b>The State of Maharashtra &amp; Ors.</b> ..... Respondents</p> <p>1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. At the request of learned Advocate for the Applicant adjourned to 13.11.2019 for filing his rejoinder.</p> <p style="text-align: center;">Sd/- <span style="float: right;">Sd/-</span></p> <p style="text-align: center;">(A.P. Kurhekar) <span style="float: right;">(P.N. Dixit)</span>  Member(J) <span style="float: right;">Vice-Chairman</span></p> <p>prk</p>





22.10.2019

O.A 324/2018

Shri D.A Dalvi

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

1. Heard Shri K.R Jagdale, learned advocate for the applicant, Ms Swati Manchekar, learned C.P.O for the Respondent no. 1 & 2 and Shri A.A Desai
2. Today during final hearing learned advocate for the applicant on instructions submits that there was an open enquiry against him by A.C.B.
3. Respondents no 1 & 2 have filed affidavit in reply. Relevant portion of the same reads as under:-

"7.2 The applicant sent a representation to this respondent regarding the alleged injustice done to him in deciding the matter of his appointment. Accordingly comments were sought again from the General Administration Department regarding the contentions raised by the applicant in his representation. That department commented that there is no offence registered against him and hence place the matter for review before the Committee headed by respondent no. 1. Accordingly, this respondent placed the matter for review before the Committee in its meeting held on 21.2.2019. The Committee arrived at the decision that, the said matter does not come within the scope of the Committee and the department should take final decision in the matter in consultation with the General Administration Department. The said decision of the Committee was placed for the approval of Hon'ble Chief Minister. However, Hon'ble Chief Minister office has communicated to first arrive at the final decision after consulting the G.A.D and then send the proposal for approval. Currently, the comments have sought from G.A.D for arriving at final decision and their comments are awaited."

(Quoted from page 365-366 of paper book)

4. Earlier this Tribunal was informed on 10.6.2019 that the matter is under consideration of the Hon. C.M. The progress in this matter may be intimated to this Tribunal within a period of six weeks.

5. S.O to 10.12.2019. O.A 325/2018 to be heard along with present O.A.

Sd/-

Sd/-

(A.P. Kurhekar)  
Member (J)

(P.N<sup>1</sup> Dixit)  
Vice-Chairman (A)

**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.**

<b>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</b>	<b>Tribunal's orders</b>
	<p>Date : 22.10.2019</p> <p>O.A.No.916 of 2019</p> <p>S.D. Haral &amp; Ors. .... Applicants Versus The State of Maharashtra &amp; Ors. .... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. At the request of learned C.P.O. for the Respondents adjourned to 05.11.2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>Sd/- (P.N. Dixit) 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 style="text-align: center;"><u>O.A. No.1021 of 2019</u></p> <p>S.K. Lolage ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 21.11.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>8. Reply be filed before next date. No extension will be granted.</p> <p style="text-align: center;">Sd/- (A.P. Kurhekar) Member (J) 22.10.2019 (sgj)</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Vice-Chairman 22.10.2019</p>