

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

W.A.R./A.A. No.

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Council,
Appearance, Tribunal's orders or
directions and Register's orders

Tribunal's orders

O.A.933/11

Heard Shri M.V. Thorat, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for the Respondents 1, 2 & 4 and Shri Pathak, learned Advocate for Respondent No.3.

The Respondent No.4 i.e. Medical Education and Drugs Department was added as a Party Respondent and they were expected to file the Affidavit-in-reply in this OA. Learned P.O. informs us that the intimation was sent to the said Department by a letter dated 16.12.2015 and he personally spoke to the concerned Desk Officer on 6th January, 2016. However, no instructions have been received from them. Cost of Rs.5,000/- is imposed on the Respondent No.4. It is made clear that if no reply is received on the next date, it will be presumed that they do not want to file the same and the matter will proceed further.

S.O. to 18th February, 2016.

3/2/16

OFFICE:

Hon'ble Shri. RAJIV AGARWAL
(Vice-Chairman)

Hon'ble Shri R. B MALIK (Member)

APPEARANCE:

Shri M.V. Thorat

Advocate for the Applicant

Shri A.J. Chougule

Presenting Officer for the Respondents

order passed

S.O. to 18/2/16.

Adj. to

[Signature]
03.02.16

(R.B. Malik)
Member (J)
03.02.2016

(skw)

[Signature]
Rajiv Agarwal
(Rajiv Agarwal)
Vice-Chairman
03.02.2016

[Handwritten initials]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

RLA/RA/CA No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.


Office Notes, Office Memoranda of Cognam,
Appearance, Tribunal's orders or
Directions and Registrar's orders

Tribunal's orders

Date : 03.02.2016.

O.A.No.281 of 2015 with O.A.No.282 of 2015

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.
2. Learned Advocate for the Applicant Shri B.A. Bandiwadekar prays for time to address.
3. S.O. to 11.02.2016.


(A.H. Joshi, J.)
Chairman

sb

DATE: 3/2/16

CREAM:

Presenting Officer (Chairman)

..... (number) A-

.....
B.A. Bandiwadekar

.....
A.J. Chougule

DATE: 11/2/2016



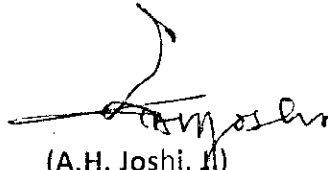
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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: <u>3/2/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Justice Shri S. S. Kashyap (Member) A.</p> <p><u>K.R. Jagdale</u></p> <p><u>K.S. Gaikwad</u></p> <p>Adj. to <u>9/3/2016</u></p> <p align="right"><i>prk</i></p>	<p>Date : 03.02.2016.</p> <p>O.A.No.435 of 2015 with O.A.No.436 of 2015 with O.A.No.437 of 2015 with O.A.No.438 of 2015</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicants Shri K.R. Jagdale prays for time for filing rejoinder.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 09.03.2016.</p> <p align="right">  (A.H. Joshi, J) Chairman </p>

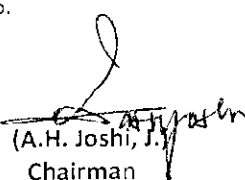
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

MA/MCA/C.A. No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearances, Tribunal's orders or directions and Registrar's notices	Tribunal's orders
<p>DATE: <u>9/2/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Justice Ramchandar (Member)-A</p> <p>For Applicant: <u>M.D. Lonkar holding</u></p> <p>For Respondent: <u>S.S. Dere</u></p> <p><u>K.B. Bhise</u></p> <p>Adj. to: <u>11/3/2016</u></p> <p><i>BSE</i></p>	<p>Date : 03.02.2016.</p> <p>O.A.No.452 of 2015</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate holding for Shri S.S. Dere, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Shri M.D. Lonkar prays for time for filing rejoinder.</p> <p>3. Time as prayed for is granted.</p> <p>4. Adjourned to 11.03.2016.</p> <p>prk</p> <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p>

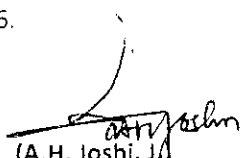
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coman, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>8/2/16</u></p> <p>_____ (Chairman)</p> <p>_____ A</p> <p>M.D. Lonkar</p> <p>_____ K.B. Bhise</p> <p><u>11/3/2016</u></p> <p>B.K.</p>	<p>Date : 03.02.2016.</p> <p>O.A.No.456 of 2015</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Shri M.D. Lonkar prays for time for filing rejoinder.</p> <p>3. Time as prayed for is granted.</p> <p>4. Adjourned to 11.03.2016.</p> <p>prk</p> <p style="text-align: right;">  (A.H. Joshi, J) Chairman </p>

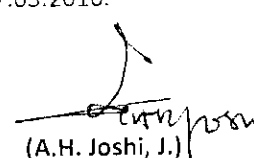
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

MA/RA/O.A. No. _____ of 20____

J N

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Court, appearances, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>3/2/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman), Hon'ble Shri M. Ramashikumar (Member) A</p> <p>APPEARANCES: By <u>R.M. Kolge</u> By <u>A.J. Chougule</u> C.P.O./R.O. for the respondents</p> <p>Adj. To: <u>17/3/16 for rejoinder.</u></p>	<p>Date : 03.02.2016.</p> <p>O.A.No.469 of 2015 with O.A.No.470 of 2015 with O.A.No.471 of 2015</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicants Shri R.M. Kolge prays for time for filing rejoinder and undertakes to do it before next date.</p> <p>3. For rejoinder, S.O. to 17.03.2016.</p> <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p>prk</p>

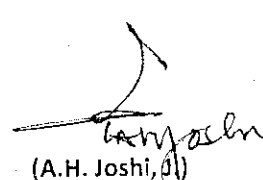
**OF THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./N.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 : 03.02.2016.</p> <p>O.A.No.490 of 2015</p> <ol style="list-style-type: none"> 1. Heard Shri H. Surve, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant prays for time to place on record copy of O.A.No.721 of 2014 and order therein within two weeks from today. 3. S.O. to 9.03.2016.
<p><u>DATE:</u> 3/2/16</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. Jt. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> C.A. for: H. Surve Applicant: N.K. Rajpurohit CRO/P.O. for the Respondents</p> <p>Adj. To: 9/3/2016</p>	<p>sba</p> <p style="text-align: right;">  (A.H. Joshi, J) Chairman </p>


**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

O.A./O.A. No. _____ of 20____

IN

Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

For Notes, Office Memoranda of Coram, Appearances, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>3/2/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Venkatesh Kumar (Member)-A</p> <p>APPEARANCE: For Applicant: <u>B.A. Bandiwadkar</u> For Respondent: <u>A.J. Chougule</u> C/O: <u>_____</u></p> <p>Adj. Is. <u>3/2/16</u></p> <p align="right"><u>B.K.</u></p>	<p align="center">Date : 03.02.2016.</p> <p align="center">O.A.No.552 of 2015</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondent.</p> <p>2. It has transpired during the hearing that the judgment in case of <u>Dev Dutt Versus Union of India (2008) 8 SCC 725</u> is prospective in application.</p> <p>3. Learned Advocate for the Applicant wants time to address as to whether any rule or procedure was adopted by Government before Oev Dutt's case enforcing same principle on which Dev Outt's case is based.</p> <p>4. Learned Advocate for Applicant prays for time to search and address.</p> <p>5. S.O. to 08.02.2016.</p> <p align="right">  (A.H. Joshi, J.) Chairman </p> <p>prk</p>

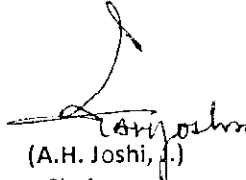
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

O.A./E.A./C.A. No. _____ of 20____

IN

Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Clerk, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 03.02.2016.</p> <p>O.A.No.1121 of 2015</p> <p>1. Heard Shri M.D. Kadam, learned Advocate holding for Shri S.S. Dere, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondent prays for time for filing reply.</p> <p>3. Adjourned to 11.03.2016.</p>
<p>DATE: <u>3/2/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Justice Shri S. S. Gaikwad (Member)-A</p> <p>APPEARANCE:</p> <p>Shri M. D. Kadam</p> <p>Shri K. S. Gaikwad</p> <p>C.B.O./Presenting Officer Respondent</p> <p>Adj. To: <u>11/3/2016</u></p> <p style="text-align: right;">BTE</p>	<p style="text-align: center;">sba</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div>

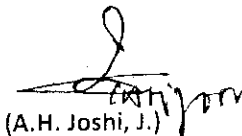
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

W.A./R.A./O.A. No. _____ of 20____

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Original Application No. _____ of 20____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Court, Appearances, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 3/2/2016</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri H. Ramdasrao (Member) A</p> <p><u>APPLICANTS:</u> B.A. Bandiwadkar</p> <p><u>ADVOCATE FOR APPLICANTS:</u> A.J. Chougule</p> <p><u>ADVOCATE FOR RESPONDENTS:</u></p> <p>Adj. To: 8/2/2016: Hamdast & steno copy allowed to H.P.O.</p>	<p>Date : 03.02.2016.</p> <p>O.A.No.645 of 2015 with O.A.No.943 of 2015 with O.A.No.944 of 2015 with O.A.No.945 of 2015 with O.A.No.946 of 2015 with O.A.No.947 of 2015 with O.A.No.948 of 2015</p> <ol style="list-style-type: none"> 1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. 2. In the midst of hearing, it has transpired that beyond mention that the transfer is permissible in case of compliant, the letter (copy whereof is at R- 5, page no.57 of the paper book in O.A.No.645 of 2015), written by the Additional Director General of Police, special reasons or circumstances such as acts / omissions of indiscipline are not spelt out. Even those are not disclosed against present applicants. 3. At this stage learned C.P.O. Shri N.K. Rajpurohit and learned P.O. Shri A.J. Chougule pray for time to speak to the Additional Director General of Police - Shri Borwankar, about the gravity of the deficiencies, and to make a statement on next date. 4. Hence, Adjourned to 08.02.2016. 5. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents. <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

MA/RA/CA No. _____ of 20

FN

Original Application No. _____ of 20

PARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 03.02.2016.

O.A.No.713 of 2015 with O.A.No.714 of 2015

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

2. Learned Advocate for the Applicants prays for time to equip himself on following:-

- (a) To secure the judgment of Hon'ble Supreme Court wherein the constitution of Police Establishment Board is vetted.
- (b) The statement of objection and reason for ordinance amending Bombay Police Act for introducing Bombay Police Act for enforcing Bombay Police Act.

3. For addressing on the point of failure to constitute of Police Establishment Board, adjourned to 1.03.2016.

4. S.O. to 1.03.2016.

DATE: 3/2/16 dlb

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri M. S. Deshpande (Member) A

APPEARANCE

for Applicants B.A. Bandiwadekar

for Respondents

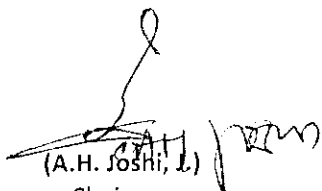
Smt. K.S. Gaikwad

Presenting Officer for the Respondents

Adj. To 1/2/2016

dlb

sba


(A.H. Joshi, J.)
Chairman

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

PLA/RLA/OA No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

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Appearance, Tribunal's orders or
Directions and Registrar's orders

Tribunal's orders

O.A.789/2015

Applicant and Advocate absent. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

The learned P.O. makes a grievance that the copy of the OA is not served on her. Perusal of the earlier orders when the matter was before the Registrar would also show that the Applicant has not been remaining present. In this set of circumstances, the OA is now adjourned for dismissal to 17th February, 2016.

DATE: 3/2/16 D/B

CORAM:

Hon'ble Justice R.B. Malik (Chairman)
Hon'ble Justice R.B. Malik (Member) A. J

APPEARANCE:

Shri. None for the appl.

Advocate for the appl.:

Shri. N.G. Gohad

C/O/Address of the appl.:

Adj. to 17/2/16 for dismissal.

skw

Adj. to _____
C.P.O./P.O. for the respondents
Shri/Smt. _____
Advocate for the respondents
Shri/Smt. _____
APPEARANCE
Hon'ble Justice R.B. Malik (Chairman)
Hon'ble Justice R.B. Malik (Member) A
CORAM:
DATE: _____

(Signature)
3-2-16

(R.B. Malik)
Member (J)
03.02.2016

(skw)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

MA/KA/O.A. No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

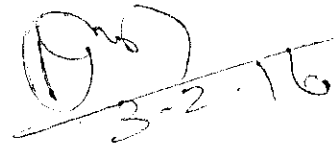
Office Notes, Office Memoranda of Coram,
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directions and Registrar's orders

Tribunal's orders

O.A.966/2015

Heard Shri Madhav Kulkarni holding
for Shri M.V. Thorat, the learned Advocate for
the Applicant and Smt. K.S. Gaikwad, the
learned Presenting Officer for the
Respondents.

Affidavit-in-rejoinder taken on record.
Admit. Liberty to mention granted. Sur-
rejoinder, if any, must be filed on the next
date whenever the matter appears before the
appropriate Bench and not thereafter.



(R.B. Malik)
Member (J)
03.02.2016

DATE: 3/2/16 D/B.

CORAM:

Hon'ble Justice Shri. H. Joshi (Chairman)
Hon'ble Shri. R.B. Malik (Member) A

(skw)

APPLICANT:
Shri. Madhav Kulkarni holding
M.V. Thorat

PRESENTER:
K.S. Gaikwad
C/O. / for the respondents

Admit

Adj. To: Liberty to mention
granted



IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.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

Date : 03.02.2016.

O.A.No.974 of 2015 with M.A.No.304 of 2015

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents prays for short adjournment.
3. Time as prayed for is granted.
4. Adjourned to 9.02.2016.


(A.H. Joshi, J.)
Chairman

DATE: 3/2/16

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Chair. Justice Justice (Member-A)

APPEARANCE:

For Applicant: S.T. Chandratre

For Respondents: K.S. Gaikwad

Presenting Officer for the Respondents

Adj. To: 9/2/2016

sba



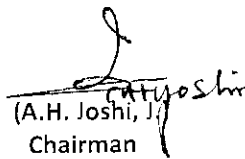
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>3/2/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Shri B. S. Taneshkumar (Member) A</p> <p>Advocate for Applicant <u>A.A. Gharte</u></p> <p>Advocate for Respondent/s <u>A.J. Chougule</u></p> <p>Adj. No. <u>11/3/2016</u></p> <p align="right"><u>BSE</u></p>	<p>Date : 03.02.2016.</p> <p align="center">O.A.No.995 of 2015</p> <p>1. Heard Shri A.A. Gharte, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents Shri A.J. Chougule states as follows :- Para-wise remarks are received and two weeks time is required for filing affidavit.</p> <p>3. Though two weeks time is prayed, longer time is granted in order that no further adjournments would be necessary or granted.</p> <p>4. Hence, adjourned for filing reply to 11.03.2016.</p> <p align="right">  (A.H. Joshi, J) Chairman </p> <p>prk</p>

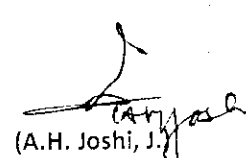
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<p>DATE: <u>3/2/2016</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member) A</p> <p>APPEARANCES: Shri <u>B.A. Bandiwadekar</u> Advocate for Shri <u>A.J. Chougule</u> C.P.O. for the respondents</p> <p>Adj. To <u>16/3/2016</u> <i>B.K.</i></p>	<p>Date : 03.02.2016.</p> <p>O.A.No.5 of 2016</p> <p>1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Shri B.A. Bandiwadekar prays for time as he wants to verify whether any grievance survive in view of certain payments which are made by the Respondents during pendency of O.A..</p> <p>3. Adjourned for appropriate steps to 16.03.2016.</p> <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,
MUMBAI

ORIGINAL APPLICATION NO.135 OF 2016

1. Dr. Gaikwad Swapnil Satish & 4 others.)...**Applicants**

Versus

1. The State of Maharashtra & Anr.)...**Respondents**

Shri K.R. Jagdale, learned Advocate for the Applicants.

Shri K.B. Bhise, learned Presenting Officer for the Respondents.

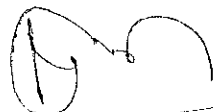
P.C. : SHRI R.B. MALIK (Member-J)

DATE : 03.02.2016

ORDER

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Although Mr. Jagdale, the learned Advocate seeks interim relief so that the 5 Applicants in this matter could be immediately interviewed for the post of Dental Surgeon pursuant to the Advertisement No.87/2015 in view of the interim order made by me in a fasciculus of OAs (OA 28 & 29/2016 and others, dated 12.1.2016), it will not be possible to grant any such interim relief



urgently. That is *inter-alia* because the Applicants are even otherwise not going to be prejudiced or concluded and subject to the ultimate outcome of the OA, if they still establish a case, then in that event, the MPSC will have to hold interview for them. Having mentioned this, by way of abundant caution, I reproduce Para 7 of the above referred interim order, making it clear that it applies entirely to the present case also.

"7. However, it has now become necessary to put a Caveat as far as the future actions, if any, in this regard. One aspect of the matter is that by the orders of this Tribunal, how long can the interview process be stretched by the MPSC. It is undoubtedly true that the convenience of MPSC cannot be the sole governing criteria and it cannot be subordinated to the larger interest of justice. However, at the same time, it will have to be ensured that the said process of interviews does not become an endless one because as alluded to above, there are candidates who answer the requirements set down by MPSC. Even they will have to wait the outcome hereof though they are unconcerned herewith. Mr. Desai told me that the move of the MPSC to practically oust the degree holders because of the short listing criteria takes some time to trickle down to the Districts and more particularly mofussils and tribal areas, and therefore, as and when the information is received, the concerned persons take steps to seek redressal for their grievance. To a certain extent, this submission holds water, but there has to be a degree even there. Further, with the current technological advance, I do not think that there is total blackout kind of a situation. The educated populace that the Dental Surgeons undoubtedly are, quite surely should move with due dispatch, and therefore, I make it clear that after today, if any, such OA is presented, it will surely be

A handwritten signature in black ink, consisting of a stylized, cursive letter 'M' followed by a horizontal line that ends in a small upward tick.

entertained. But at the interim stage, it will only be clarified that if as a result of the final disposal of the OAs, it was found by the Tribunal that there was merit in their OAs, then a direction will be given to the MPSC to make provision for their interviews, even thereafter and at that time, neither the MPSC nor the Government nor even, "successful candidates" would be allowed to advance a plea the net result whereof would be to force those Applicants who might bring their OAs after today to a state of "fait accompli". Therefore, the apprehension expressed by Mr. Desai can surely be effectively addressed because hereby I have neither barred anybody from bringing fresh OAs nor even from asking for an interim relief. Only result is that from now on, the number of candidates to be interviewed would not be added or multiplied. But of course, the Applicants in group of OAs, as of today, will have to be interviewed.

3. This being the state of affairs, liberty is reserved for the Applicant to renew the request for interim relief, if need be, or otherwise this matter is also governed by the above order.

4. Issue notice returnable on 02.03.2016.

5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

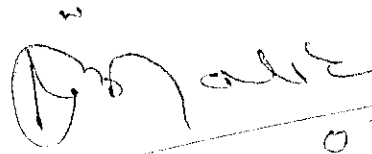
6. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

A handwritten signature in black ink, appearing to be 'M. Desai', is written over a horizontal line. The signature is stylized and cursive.

7. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.

8. 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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

9. S.O. to 2nd March, 2016. The learned P.O. do waive service. The Affidavit of service is taken on record.


03.02.16

(R.B. Malik)
Member (J)
03.02.2016

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

NO. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Council,
Appearances, Tribunal's orders or
directions and Registrar's orders

Tribunal's orders

O.A.136/2016

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

The Applicant seeks urgent relief in effect to ensure that one post of Analytical Chemist under the Open category should be kept vacant and for restraining the Respondents from making an order of reversion of the Applicant from that post.

At this early stage of this OA, it is not in my view necessary to make any detailed comments lest one or the other party might get prejudiced. It would suffice to mention that the Applicant is currently holding the said post which for her is a promotional post. Only with a view to explain the case of the Respondents, according to them, she is holding that post for the time being till such time as the regular appointee by nomination takes over. That is not going to happen any time in the recent future, at least in a manner that would require the grant of immediate relief. In my opinion, as of today, it would suffice to direct that if any appointment is to be made from direct recruits to this post, it must be made clear that it is subject to the outcome hereof. The Respondents must file their Affidavit-in-reply on the next date, more particularly, when the Tribunal has not granted the kind of interim relief that the Applicant is longing for. That right, however, is reserved.

The Affidavit-in-rejoinder is taken on record.

Issue notice returnable on 02.03.2016.

DATE: 2/2/16 D/B

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri R. B. Malik (Member)-A-1

APPEARANCES:

Shri K.R. Jagdale

Advocate for the Applicant

Shri N.K. Rajpurohit
Chief Presenting Officer for the Respondents

Adj. To 2/2/2016

D/B

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

Tribunal's orders

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

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 2nd March, 2016. The learned P.O. do waive service. The Affidavit of service is taken on record.



(R.B. Malik)
Member (J)
03.02.2016

(skw)

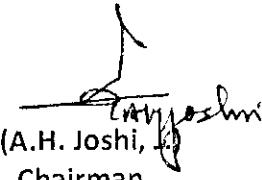
**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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: <u>3/2/16</u> <u>dlb</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman), Hon'ble Mr. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri <u>S. K. Nair</u>..... Applicant / Org. Applicant & (Org. Resp.)</p> <p>Shri <u>M. D. Lonkar</u>..... Respondent / Org. Respondent</p>	<p>Date : 03.02.2016.</p> <p>M.A.No.173 of 2015 in C.A.No.1 to 14 of 2012 (Aurangabad) & 118 OF 2014 (Mumbai) with O.A.No.787 of 1995 (D.B.)</p> <ol style="list-style-type: none"> 1. Heard Shri S.K. Nair, the learned Special Counsel for the Applicant (Org. Respondent) and Shri M.D. Lonkar, the learned Advocate for the Respondent (Org. Applicant). 2. Shri S.K. Nair, the learned Special Counsel for the Contemnor prays for adjournment on the ground that the Contemnor's father passed away on 01.02.2016. 3. In view of the request, adjourned to 09.03.2016. <p style="text-align: right;">  (A.H. Joshi, Chairman </p> <p>prk</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

J.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

M.A.575/15 in O.A.243/11

Shri R. Ramanmurthy, the learned Advocate for the Respondent No.4, Ms. N.G. Gohad, the learned Presenting Officer for the Respondents 1 to 3 and Shri A.V. Bandiwadekar, the learned Advocate for the Applicant.

Heard. It is not necessary to make any detailed observation save and except that this MA is tagged along with the OA and the OA itself will be heard on merit.

S.O. to 16th February, 2016.

DATE: 3/2/16

GRAM:

Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)

Hon'ble Shri R. B. MALIK (Member) J

APPEARANCE:

Shri R. Ramanmurthy
Adv. for the Applicant

Shri. M. G. Gohad
P.O. for the Respondents nos. 1 to 3.
A.V. Bandiwadekar, Adv.
for the applicant.

S.O. to 16/2/16.

with
OA 243/11.

(R.B. Malik)
Member (J)
03.02.2016

Rajiv Agarwal
(Rajiv Agarwal)
Vice-Chairman
03.02.2016

(skw)

**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 Court,
Appearance, Tribunal's orders or
Directions and Registrar's orders

Tribunal's orders


M.A.53/16 in O.A.31/15

Heard Mr. P.V. Patil, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents 1 to 5.

This amendment application seeks to implead Director of Health Services, Bombay as Party Respondent hereto and also to amend OA to add new grounds either consequential or otherwise in as much as the Respondents 1 to 5 and the Respondent No.6 to be newly added will have an opportunity to file the Additional Affidavit-in-reply and Affidavit-in-reply respectively. I do not think that there is any hitch in allowing this application. The same is accordingly allowed. The amendment as per Schedule be carried out within a period of one week from today. A consolidated copy of the OA be furnished to the learned P.O. and the newly added Respondent be served as per the Rules. The MA is allowed to this extent with no order as to costs.

OA is adjourned to 24th February, 2016.

DATE: 3/2/16 dlb
CORAM:
Hon'ble Mr. S. H. Joshi (Chairman)
Hon'ble Mr. R.B. Malik (Member)-A
ACCEPTED BY:
Signature P.V. Patil
Advocate
Signature N.G. Gohad
C.R.O. / Registrar


03.02.16
(R.B. Malik)
Member (J)
03.02.2016


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

REPLY/CA/CA No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Council, Appointments, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>3/2/16</u> <u>dlb</u></p> <p>BY: Justice Shri A. H. Joshi (Chairman) Justice _____ Kameshkumar (Member) A</p> <p>RE: <u>App. in person...</u> <u>K.B. Bhise</u> Respondent/s</p> <p><u>By consent adj. to</u> <u>10/2/16</u></p> <p style="text-align: right;"><u>BHE</u></p>	<p>Date : 03.02.2016.</p> <p>C.A.No.42 of 2015 in O.A.No.339 of 2012</p> <ol style="list-style-type: none"> 1. Heard Applicant in person and Shri K.B. Bhise, the learned Presenting Officer for the Respondents. 2. By consent adjourned to 10.02.2016. <p style="text-align: right;">  (A.H. Joshi, J.) Chairman </p> <p>gba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

MA/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: <u>3/2/16</u> <u>D/B</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramashankar (Member) A.</p> <p><u>APPEARANCE:</u> Shri <u>R.B. Ade</u> Advocate for the Applicant Shri <u>K.S. Gaikwad</u> CRO/PO for the Respondents</p> <p>Adj. to <u>4/3/16. Hamdast and steno copy is allowed.</u></p> <p><u>prk</u></p>	<p>Date : 03.02.2016.</p> <p>C.A.No.100 of 2015 in O.A.No.336 of 2012 (D.B.)</p> <ol style="list-style-type: none"> 1. Heard Shri R.B. Ade, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant Shri R.B. Ade states that he has caused service of the application for Contempt by Advocate's notice. In fact the applicant ought to have taken the notice from the office/registry and serve it. 3. For enabling proper service four weeks time is granted. 4. Respondents are expected to file affidavit on the next date by giving proper explanation. 5. It is also pertinent to note that the order is neither complied nor any application for enlargement of time is filed so far ^{by the respondents.} Proper notice to that effect will be taken up on the next date of hearing. 6. Hamdast and steno copy is allowed. 7. S.O. 04.03.2016. <p><u>(A.H. Joshi, J.)</u> Chairman</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

MAA/RAA/CA No. _____ of 20

IN

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

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

Tribunal's orders

Date : 03.02.2016.


C.A.No.110 of 2015 in O.A.No.255 of 2013

- 1. None for the Applicant. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents No.1 &
- 3. None for the Respondent No.2.

2. learned P.O. for the Respondents states that the State has filed Writ Petition challenging the order passed in O.A. and Hon'ble High Court has granted stay pending admission hearing.

3. In view of stay, adjourned to 12.09.2016, with liberty to circulate, if occasion arises.

4. S.O. to 12.9.2016


 (A.H. Joshi, J.)
 Chairman

sb

DATE: 3/2/16

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble ~~Justice~~ ~~Justice~~ ~~Justice~~ (Member) A

APPEARANCES:

None for the app.

K.S. Gaikwad

Presenting Officer for Respondents

Adj. To: 12.9.16



IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

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

J.N.

Original Application No. _____ of 20

FARAD CONTINUATION SHEET NO.

Office notes, Office memoranda of Chairman,
Apparance, Tribunal's orders or
directions and Registrar's orders

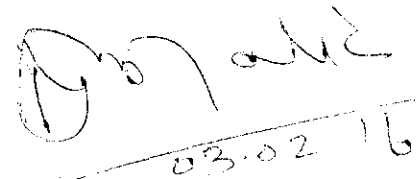
Tribunal's orders

M.A.53/16 in O.A.31/15

Heard Mr. P.V. Patil, learned Advocate for the Applicant and Ms. N.G. Gohad, learned P.O. for the Respondents 1 to 5.

This amendment application seeks to implead Director of Health Services, Bombay as Party Respondent hereto and also to amend OA to add new grounds either consequential or otherwise in as much as the Respondents 1 to 5 and the Respondent No.6 to be newly added will have an opportunity to file the Additional Affidavit-in-reply and Affidavit-in-reply respectively, I do not think that there is any hitch in allowing this application. The same is accordingly allowed. The amendment as per Schedule be carried out within a period of one week from today. A consolidated copy of the OA be furnished to the learned P.O. and the newly added Respondent be served as per the Rules. The MA is allowed to this extent with no order as to costs.

OA is adjourned to 24th February, 2016.



(R.B. Malik)
Member (J)
03.02.2016

DATE: 3/2/16 D/13
CHAIRMAN
JUDGE (Chairman)
JUDGE (Member)-A R.B. Malik
ADVOCATE
P.O. P.V. Patil
P.O. N.G. Gohad
P.O. allowed