

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

ORIGINAL APPLICATION NO.67 OF 2018

DISTRICT : MUMBAI

Shri Datta Mahadev Shelke,)
Senior Clerk. Irrigation Project, Construction Division,)
Kuwarbav. Ratnagiri. R/at Room No.6, Building No.8,)
Irrigation Colony, Kuwarbav, Ratnagiri)..Applicant

Versus

1. The State of Maharashtra,)
Through the Chief Engineer,)
Konkan Irrigation Region, Hong Kong Building,)
Hutatma Chowk Fort. Mumbai)
2. The Superintending Engineer,)
Ratnagiri Irrigation Circle, Kuwarbav, Ratnagiri)
3. The Executive Engineer, Sindhudurg,)
Irrigation Project Construction Division,)
Charate. Sawantwadi, Sindhudurg)
(formerly known as Tilari, Head Work Division)
No.1. Konalkatta)
4. The Executive Engineer,)
Irrigation Project Construction Division,)
Kuwarbav. Ratnagiri)..Respondents

Shri D.B. Khaire – Advocate for the Applicant

Shri K.B. Bhise – Presenting Officer for the Respondents

CORAM : Shri P.N. Dixit, Member (A)

DATE : 2nd August, 2018

NOTES

1. Heard Shri D.B. Khaire, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Facts of the case:

2. The Applicant joined as Senior Clerk on 19.4.2010 in the office of Respondent No.3. A DE was initiated against the Applicant and the disciplinary authority imposed punishment of stoppage of three increments with permanent effect.

3. By the present OA, the Applicant is praying to quash and set aside orders dated 11.7.2017, 16.1.2015 and 30.6.2015 by which 3 increments of the Applicant have been permanently withheld and also sought to recover the interest amount from the salary of the Applicant.

4. The applicant has made the following prayers:

(a) This Hon'ble Tribunal be pleased to quash and set aside the impugned order of recovery of penal interest from the salary of the Applicant, dated 11.7.2017 (Exhibit A-1) issued by the Respondent no.4 and thus, the applicant be paid the full salary without deducting the installments of penal interest with all consequential benefits.

(b) This Hon'ble Tribunal be pleased to quash and set aside the impugned order of recovery of interest from the salary of the Applicant dated 30.6.2015 (Exhibit A-3) issued by Respondent No.3 and thus, the applicant be paid the full salary without deducting the installments of penal interest with all consequential benefits.

(c) This Hon'ble Tribunal be pleased to quash and set aside the impugned order of withholding of three increments permanently (Exhibit A-2) issued by Respondent no.2 and thus the Respondent no.2 be directed to review the order of punishment and thereby suitably reduce and modify the punishment and thereafter the applicant be paid the consequential service benefits."

(Quoted from page 12-13 of OA)

5. The Executive Engineer has informed the Applicant vide letter dated 30.06.2015. page 21 at paragraph 2 & 3 as under:-

"२ तथापि या विभागाच्या मे. रोडी डबीर आणि कंपनी यांचेमार्फत झालेल्या अंतर्गत लेखापरीक्षा अहवालांमध्ये शासकीय रकमेच्या अपहाराबाबत व या अनियमितेबाबत जबाबदार असलेल्या संबंधितांकडून दंडनीय दगाने व्याजाने जबाबदारी निश्चित करावी व वसुलीबाबत कार्यवाही करावी अशा सूचना दिलेल्या असून महामंडळ कार्यालयाच्या संदर्भिय पत्रान्वये तात्काळ पूर्तता काणेबाबत या विभागास सूचना दिलेल्या आहेत.

३ दि. १५.०९.२०११ ते २८.११.२०१३ या कालावधीमधील रु.२०,२३,७७०/- रकमेवरील १८ टक्के इतक्या दंडनीय दराने रु.४,३२,९२१/- इतकी व्याजाची रक्कम होत असून ती संबंधितांकडून कशाप्रकारे वसूल करावी याबाबत सविस्तर आदेश मिळणेबाबत मंडळ कार्यालयास तसेच महामंडळ कार्यालयास कळविण्यात आलेले होते. तथापि मंडळ कार्यालयाकडून अद्याप याबाबत आदेश प्राप्त झाले नसल्याने आपण तशील निघेजण प्रत्येकी १/३ रक्कम म्हणजे रु.१,४४,३०७/- (प्रत्येकी) व्याजाची रक्कम या कार्यालयात दि.३१.०१.२०१५ पूर्वी भरणा करावी ही विनंती. दिलेल्या विहित मुदतीत रक्कम भरणा न केलेस सदर रक्कम मासिक वेतनातून/निवृ-ती वेतनातून वसूल करणेबाबत प्रस्तावित करणेत येईल याची कपया नोंद घेण्यात यावी '

(Quoted from page 21 of OA)

6. Learned Advocate for the Applicant contends in paragraph 7(2), 7(3) and 7(4) of the OA as under:-

"2. The disciplinary authority did not impose the punishment of recovery of interest from the salary of the Applicant. Therefore the action of Respondent Nos.3 and 4 is per se illegal. The applicant further submits that the punishment imposed upon the applicant was permanently withholding three increments. Therefore, the Respondent Nos 3 and 4 have not authority to amend or modify and add to the punishment already imposed by the disciplinary authority.

3. The applicant has been subjected to Doubled jeopardy. The applicant is already undergoing a punishment after holding the enquiry by the competent authority on the charge of misappropriation of funds. Thus, by way of punishment three increments of the applicant have been permanently withheld. Therefore, the recovery of interest on the misappropriated funds amounts to second penalty based on the same cause of action and the charges. Thus, when the applicant was already awarded a punishment no further punishment of recovery of interest can be awarded against the applicant. Thus, such action on the part of the Respondents is contrary to the provisions of law. A copy of the charge sheet issued to the applicant and the reply submitted by the applicant is annexed hereto and marked as Exhibit-G.

4. The Applicant submits that before the recovery of the interest from his salary no show cause notice was issued to him. Thus, it is a clear cut case of violation of principles of natural justice. The order of recovery has been issued ex parte without hearing the applicant on the said issued.

(Quoted from page 9-10 of OA)

7. The above paragraph is replied by Respondent No.4 in paragraph 23 (page 51) of the reply, which reads as follows:-

"23. With reference to contents of Paragraph No.7.4, true it is no notice was given. However, it is submitted that when the charge leveled against the applicant was admitted by himself, issuance of notice will be futile exercise."

(Quoted from page 51 of OA)

8. According to learned P.O. when the Applicant has admitted the charges, issuing separate show cause notice to him is considered futile. In support of him he relies on the judgment of the Hon'ble Supreme Court in case of S. Govindaraju Vs. Karnataka SRTC, (1986) 3 SCC 273 : 1986 SCC (L&S) 520, relevant portion of which reads as under :-

"If the criteria required for arriving at an objective satisfaction stand fulfilled, principles of natural justice may not have to be complied with, especially when such compliance will be an empty formality."

9. Learned P.O. also relies on the judgment of the Hon'ble Supreme Court in the case of Ashok Kumar Sonkar Versus Union of India and Others, Civil Appeal No.4761 of 2006, decided on February 23, 2007, relevant portion of which reads as under :-

"26. This brings us to the question as to whether the principles of natural justice were required to be complied with. There cannot be any doubt whatsoever that the audi alteram partem is one of the basic pillars of natural justice which means no one should be condemned unheard. However, whenever possible the principle of natural justice should be followed. Ordinarily in a case of this nature the same should be complied with. Visitor may be given situation issued notice to the employee who would be effected by the ultimate order that may be passed. He may not be given an oral hearing, but may be allowed to make a representation in writing.

27. It is also, however, well settled that it cannot put any straitjacket formula. It may not be applied in a given case unless a

prejudice is shown. It is not necessary where it would be a futile exercise.

28. A court of law does not insist on compliance with useless formality. It will not issue any such direction where the result would remain the same, in view of the fact situation prevailing or in terms of legal consequences. Furthermore in this case, the selection of the appellate was illegal. He is not qualified on the cut-off date. Being ineligible to be considered for appointment, it would have been a futile exercise to give him an opportunity of being heard."

10. According to learned P.O. prayer (b) made by the applicant namely (page 13) is not tenable before this Tribunal.

11. Learned Advocate for the Applicant mentions that the applicant proposes to withdraw his prayer (c) and he proposes to file an appeal.

12. At the request of learned Advocate adjourned to 10.08.2018 to provide the judgments of which he proposes to counter.

Sd/-

(P.N. Dixit)
Member (A)
2.8.2018

Dictation taken by: S.G. Jawalkar.

**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 <u>3/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri Shri <u>D.V. Sutar</u> Advocate for the Applicant</p> <p>Shri Smt. <u>A.B. Kololgi</u> C.F.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>10/8/18</u></p> <p><i>(Signature)</i></p>	<p><u>O.A.No.1080/2017</u></p> <p>Mr. A.A. Shaikh ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri D.V. Sutar, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. files Sur-rejoinder on behalf of Respondent Nos. 1 to 3. It is taken on record.</p> <p>3. S.O. to 10th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</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 <u>3/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri <u>Amol Joshi</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>Ms. S.T. Suryawanshi</u> C.P.O. for the Respondent's No. 1 to 4. <u>K.P. Jagdale</u> for P.No. 5. Adi./S.O. to <u>24/8/18</u></p>	<p><u>O.A.No.941/2017</u></p> <p>Mr. U.P. Kambri ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri Amol Joshi, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents 1 to 4.</p> <p>2. The learned Advocate for Respondent No.5 seeks time to file his reply. Time granted.</p> <p>3. S.O. to 24th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p style="text-align: center;">(skw)</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 <u>3/8/18</u></p> <p><u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>M.B. Kadam</u></p> <p>Advocate for the Applicant Shri/Smt. <u>Ms. S.T. Suryawanshi</u> D.P.O./P.O. for the Respondent/s Adj./S.O. to <u>10/8/18</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A.No.798/2017</u></p> <p>Mr. A.R. Jadhav ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned Advocate for the Applicant, S.O. to 10th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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<p>DATE <u>3/8/18</u></p> <p><u>CORAM</u> Hon'ble Shri P.N. DIXIT (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.B. Bhise</u> C.P.O. for the Respondent/s</p> <p>Ad. S.O. to <u>16/8/18</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A.No.471/2018</u></p> <p>Mr. M.Y. Patharvat ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadkar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. At the request of learned P.O, S.O. to 16th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</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
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O.A.No.1167/2017

Mr. N.B. Yadav ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Mrs. A.B. Kolgi, learned Presenting Officer for the Respondents.

2. The learned P.O. files office order permitting the Applicant as exempted from Marathi Subject Examination. He seeks time to obtain instructions.

3. S.O. to 9th August, 2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri G.A. Bandiwadekar

Advocate for the Applicant

~~Shri~~ Smt. A.B. Kolgi

C.P.O./P.O. for the Respondent/s

Adj./S.O. to 9/8/18

(skw)

Sd/-

(P.N. Dixit)

Member-A

03.08.2018

**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 <u>3/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: <u>Shri V.P. Potbhare</u> Advocate for the Applicant</p> <p><u>Shri Ms. S.T. Suryawanshi</u> (skw) C.P.O./S.O. for the Respondent's</p> <p>Ad/S.O. to <u>3/8/18</u> Reply Filed by <u>[Signature]</u> A.No. 5.</p>	<p><u>O.A.No.525/2017</u></p> <p>Mr. M.R. Desai ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri V.P. Potbhare, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. files Affidavit-in-reply of Respondent No.5. It is taken on record.</p> <p>3. On the request of learned Advocate for the Applicant, S.O. to 31st August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</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 <u>3/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri <u>A.V. Bandiwadekar</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>Ms. S.T. Suryawanshi</u> O.P.O./S.O. for the Respondent/s</p> <p>Adj./S.O. to <u>24/8/18</u></p> <p><i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A.No.469/2018</u></p> <p>Mr. N.P. Sonar ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. requests for two weeks' time to take instructions.</p> <p>3. Time granted as last chance.</p> <p>4. S.O. to 24th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p style="text-align: center;">(skw)</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 at Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>3/8/18</u></p> <p>BY <u>SKW</u></p> <p>Reside Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE:</p> <p>Shri <u>P.M. Kolge</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>Ms. S.P. Manchekar</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p>Adv/S.O. to <u>3/8/18</u></p> <p><i>(Signature)</i></p>	<p><u>O.A.No.1091/2017</u></p> <p>Mr. M.Y. Patharvat ... Applicant</p> <p>Vs.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Ms. S.P. Manchekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant mentions that he has substituted the O.A. and circulated the same.</p> <p>3. The learned C.P.O. requests for time to file reply. Time granted.</p> <p>4. S.O. to 31st August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</p>

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

Tribunal's orders

O.A.No.54/2018

Mr. R.G. Nandgude ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Shri S. Prabhune, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.
2. The learned P.O. mentions that the reply has been filed.
3. Admitted and kept for final hearing on 24th August, 2018.
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.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. The questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand Delivery / Speed Post / Courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case, notice is not collected within three days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 24th August, 2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri. S. Prabhune.....

Advocate for the Applicant

Shri. Ms. S.T. Suryawanshi

C.P.O. for the Respondent/s

Adj./S.O. to 24/8/18

[Signature]

Sd/-
(P.N. Dixit)
Member-A
03.08.2018

(skw)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

(Advocate)

versus

The State of Maharashtra and others

(Presenting Officer Respondent/s

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>8/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.T. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>7/9/18</u></p> <p style="text-align: right;"><i>(Signature)</i></p>	<p style="text-align: center;"><u>O.A.No.492/2018</u></p> <p>Mr. D.V. Khot ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Ms. S.T. Suryawanshi holding for Ms. S.P. Manekar, learned Chief Presenting Officer for the Respondents.</p> <p>2. The learned Advocate for the Applicant seeks adjournment to enable her to implead Zonal Officer and Election Commissioner of India as party Respondent Nos.3 and 4. He seeks one week to carry out the amendment and three weeks for serving the same.</p> <p>3. S.O. to 7th September, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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..... Respondent/s

(Presenting Officer.....)

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M.A.209/2018 in O.A.No.1010/2017 with
M.A.60/2018 in O.A. 1016/2017

H.R. Das ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Applicant in person and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. The Applicant proposes to seek transfer for the consideration of this application to another Bench.

3. Transferred to another appropriate Bench.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

~~Smt. Applicant~~ In person Present
Advocate for the Applicant

Smt. A.B. Kololgi
C.P.O./P.O. for the Respondent/s

~~Ad. No. 10~~ Transferred to another appropriate Bench.

(skw)

Sd/-
(P.N. Dixit)
Member-A
03.08.2018

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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(Presenting Officer.....)

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M.A.389/2018 in O.A.No.844/2017

A.J. Jodarkar ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.

2. Admitted and kept for hearing of the M.A.

3. S.O. to 10th August, 2018.

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

(skw)

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri M. B. Kadam

Advocate for the Applicant

~~Shri M. S. T. Suryawanshi~~
C.P.O./P.O. for the Respondent/s

Ad. S.O. to S.O. to 10/8/18.

Reply filed by Ateeb.
1 to 4.

[Signature]

**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
---	-------------------

O.A.No.509/2018

Mr. P.S. Kumbhar ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

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

2. The deceased, who is the father of the Applicant died on 1st October, 2011. The name of the wife was included for compassionate appointment at Serial No.13 by the Respondent No.2. The wife of the deceased would have completed her 45 years on 6th March, 2018. Prior to the same, she applied for substitution of her name by her son to be enrolled. The Applicant became major on 27th December, 2017. The same was rejected by Respondent No.2 (Page No.28) mentioning that, there is no provision for substitution of the name as far as compassionate appointment is concerned.

3. The learned Advocate for the Applicant relied on the Judgment given by the Tribunal at Aurangabad Bench in O.A.No.432/2013 (S.U. Wadnere Vs. The State of Maharashtra & 2 Ors.) (Page Nos.29 to 35 of the O.A.)

4. The learned P.O. seeks time to find out, if there is any legal impediment in furtherance of the order mentioned above. Time granted.

5. S.O. to 24th August, 2018.

DATE 3/8/18

CORAM

Shri F.N. DIXIT (Member) A

APPEARANCE:

Shri R.M. Kolge

Advocate for the Applicant

Shri S.D. Dole

P.O. for the Respondent/s

S.O. to 24/8/18

(Signature)

Sd/-

(P.N. Dixit)

Member-A

03.08.2018

**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
---	-------------------

O.A.No.114/2018

Mr. A.D. Sawant ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. The learned Advocate for the Applicant mentions that, he proposes to withdraw the O.A. and to challenge the order issued on 18th April, 2018 by filing a fresh O.A.

3. Permission granted and O.A. is disposed of as withdrawn.

DATE 31/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

~~Shri M.D. Lonkar~~ M.D. Lonkar

Advocate for the Applicant

~~Shri Smt. Mrs. A.B. Kololgi~~ Smt. Mrs. A.B. Kololgi

C.F.O./P.O. for the Respondent/s

~~Adj. S.O. to O.A. is disposed of as withdrawn:~~

(Signature)

Sd/-

(P.N. Dixit)

Member-A

03.08.2018

(skw)

**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
---	-------------------

O.A.No.547/2018

Mr. A.N. Bolde ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Smt. Lata Patne, learned Advocate for the Applicant and Ms. S.T. Suryawanshi holding for Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. It is directed that Respondent No.2 or any other Officer deputed by him is asked to remain present with progress report.

3. S.O. to 7th August, 2018.

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

DATE 3/8/18

CORAM

Hon'ble Sri P.N. DIXIT (Member) A

APPEARANCE:

Smt. Lata Patne

Advocate for the Applicant

(skw)

Smt. Ms. S.T. Suryawanshi

P.O. for the Respondent

Adj./S.O. to 7/8/18

**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 <u>3/8/18</u></p> <p>CORAM Honble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Ms. S.T. Suryawanshi</u> C.P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>24/8/18</u></p> <p><i>[Signature]</i></p>	<p><u>O.A.No.558/2018</u></p> <p>Mr. K.D. Dhondge ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Ms. S.T. Suryawanshi holding for Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.</p> <p>2. Shri G.B. Shinde, Under Secretary of Respondent No.1 states that the Subsistence Allowance has been paid upto May, 2018 on 17th July, 2018.</p> <p>3. At the request of learned P.O. to enable her to file her reply, the matter is adjourned to 24th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</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
---	-------------------

O.A.No.610/2018

Dr. S.S. Chandhari ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Applicant in person and Ms. S.T. Suryawanshi, learned Presenting Officer for the Respondents.
2. Ms. Patne files her Vakalatnama on behalf of private Respondent No.4. It is taken on record.
3. At the request of learned P.O. and learned Advocate for Respondent No.4 to enable them to file their reply, adjourned to 30th August, 2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

~~Shri Smt. Applicant in person~~

Advocate for the Applicant

~~Shri Smt. Ms. S.T. Suryawanshi~~

~~Advocate for the Respondents No. 1 to 4.~~

~~Ms. Patne for R.No. 4.~~

~~Advocate for Respondent No. 4.~~

30/8/18

(Signature)

(skw)

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

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

Tribunal's orders

O.A.No.254/2018

K.A. Bhosale ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Shri M.B. Kadam holding for Shri D.V. Sutar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 24th August, 2018.

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

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

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

6. The service may be done by Hand Delivery / Speed Post / Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case, notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 24th August, 2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. M.B. Kadam,
holding for D.V. Sutar,
Advocate for the Applicant

Shri/Smt. A.B. Kololgi,
C.F.O./P.O. for the Respondent/s

Adi/S.O. to 24/8/18.

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

(skw)

**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.379/2018 in O.A.No.254/2018

K.A. Bhosale ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri M.B. Kadam holding for Shri D.V. Sutar, learned Advocate for the Applicant and Smt. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. For the reasons stated therein, the M.A. is permitted and O.A. is restored.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. M.B. Kadam

Advocate for the Applicant

Shri/Smt. Smt. A.B. Kololgi

C.P.O./P.O. for the Respondent/s

Ad./S.O. to M.A. is Permitted and O.A. is restored

(Signature)

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

(skw)

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

Tribunal's orders

O.A.No.627/2018

Mr. M.P. Kanoje ... Applicant
Vs.
The State of Mah. & ors. ... Respondent

1. Heard Shri M.B. Kadam, learned Advocate for the Applicant and Shri S.D. Dole, learned Presenting Officer for the Respondent.
2. The learned P.O. files reply on behalf of Respondents. It is taken on record.
3. Admitted and kept for final hearing on 24th August, 2018.
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.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. The questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand Delivery / Speed Post / Courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case, notice is not collected within three days or service report on affidavit is not filed three days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 24th August, 2018.

DATE 3/8/18

CCRAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri Smt. M.B. Kadam

Advocate for the Applicant

Shri Smt. S.D. Dole

C.P.O./P.O. for the Respondent/s

Adt./S.O. to 24/8/18
Reply filed by
Respondent: U

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

(skw)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
..... Applicant/s

Advocate

versus.

The State of Maharashtra and others

..... Respondent/s

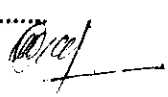
Presenting Officer.....)

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

DATE 9/8/18
CORAM
Shri P.N. DIXIT (Member) A

APPEARANCE: Leave note
~~Shri D.B. Khaire.~~

Advocate for the Applicant
~~Shri N.K. Rajpurohit~~ prk
P.O. for the Respondent/s

Adj. S.O. to 10/8/18


Date : 03.08.2018.

O.A.No.901 of 2015

N.G. KondhalkarApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.
2. Shri D.B. Khaire, the learned Advocate for the Applicant is absent and leave note is on record.
3. Adjourned to 10.08.2018.

Sd/-
(P.N. Dixit)
Member(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.

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

Date : 03.08.2018.

O.A.No.741 of 2017

V.K. Jagdhane

....Applicant.

Versus

The State of Maharashtra & Ors.

....Respondents.

1. Heard Shri A.A. Gharte, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Adjourned to 09.08.2018.

DATE 3/8/18

FORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri A.A. Gharte

Advocate for the Applicant

Shri N.K. Rajpurohit

P.O. for the Respondent/s

Adj./S.O. to 9/8/18

prk

Sd/-

(P.N. Dixit)
Member(A)

[Handwritten signature]

**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
---	-------------------

Date : 03.08.2018.

O.A.No.188 of 2018

R.D. Chauhan

....Applicant.

Versus

The State of Maharashtra & Ors.

....Respondents.

1. Heard Shri M.B. Kadam, the learned Advocate holding for Shri D.B. Khaire, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Affidavit-in-reply is filed by learned P.O. for the Respondents Ms. S. Suryawanshi. It is taken on record.

3. Learned Advocate Shri M.B. Kadam seeks adjournment.

4. S.O. to 31.08.2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri M.B. Kadam, holding for P.B. Khaire, Advocate for the Applicant

Shri Ms. S. Suryawanshi, P.O. for the Respondent/s

Adj./S.O. to 31/8/18
Reply filed by 2
D. No. 2

Sd/-

(P.N. Dixit)
Member(A)

**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.....)

<p>Office Notes, Office Memoranda of Court, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
<p>DATE <u>3/8/18</u> CORAM Honble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri Smt. <u>A.B. Kadam</u> Advocate for the Applicant</p> <p>Shri Smt. <u>Archana B.K.</u> S.P.O./P.O. for the Respondent/s No. 1 to 4 <u>K.R. Jagdale</u> No. 5 Adj. S.O. to <u>5</u> S.O. to <u>10/8/18</u> Reply filed by <u>[Signature]</u> A.No. 5.</p>	<p>Date : 03.08.2018.</p> <p>O.A.No.936 of 2016</p> <p>S.A. DhavaleApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.B. Kadam, the learned Advocate for the Applicant, Smt. Archana B.K., the learned Presenting Officer for the Respondents No.1 to 4 and Shri K.R. Jagdale, the learned Advocate for the Respondent No.5.</p> <p>2. Learned Advocate for the Respondent No.5 Shri K.R. Jagdale files his affidavit clarifying the source of his resources. The same is taken on record.</p> <p>3. Learned Advocate for the Applicant Shri A.B. Kadam seeks adjournment.</p> <p>4. Adjourned to 10.08.2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member(A)</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
---	-------------------

R.A.1/2018 in O.A. 10/2017

M.A. Ingale ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Shri J.N. Kamble, learned Advocate for the Applicant in person and Shri A.J. Chougule, learned Presenting Officer for the Respondents.
2. The learned Advocate for the Applicant states that, his application was earlier dismissed by the Hon'ble Bombay High Court long ago. However, he did not mention the date of birth in the same. He, therefore, proposes to withdraw this O.A. from here and file petition before the Hon'ble Bombay High Court.
3. The learned Advocate for the Applicant requests permission for the same. Permission granted and the O.A. is, therefore, disposed of as withdrawn.

DATE 3/8/18.

GRAM

by Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. J.N. Kamble

Advocate for the Applicant - Applicant
~~Present~~

Shri/Smt. A.J. Chougule

~~C.P.O.~~ for the Respondent/s

Adv. to O.A. is disposed of as withdrawn.

[Signature]

(skw)

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

**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
---	-------------------

DATE 3/8/18
CORAM
Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:
Smt. S.S. Dere
Advocate for the Applicant
Smt. Archana B.K.
P.O. for the Respondent/s

dt./S.O. to 9/8/18

Date : 03.08.2018.

O.A.No.194 of 2017

I.M. Pathan & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri S.S. Dere, the learned Advocate holding for Shri S.D. Chavan, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. At the request of learned Advocate Shri S.S. Dere adjourned to 09.08.2018.

Sd/-

(P.N! Dixit)
Member(A)

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. _____ of 20 _____ DISTRICT _____ Applicant/s

Advocate _____

versus

The State of Maharashtra and others

Respondent/s

Presenting Officer _____

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

Date : 03.08.2018.

O.A.No.1022 of 2016 with O.A.No.1025 of 2016

D.D. Navghare (O.A.No.1022/2016)

J.K. Pawar (O.A.No.1025/2016)Applicants.

Versus

The State of Maharashtra & Ors.Respondents.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:


Smt. Ranjana Todankar

Advocate for the Applicant

Smt. N.K. Rajpurohit

P.O. for the Respondent/s

Act./S.O. to 21/9/18


prk

1. Heard Smt. Ranjana Todankar, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Smt. Ranjana Todankar prays for adjournment on the ground that identical matter is pending before Hon'ble High Court and the same is still under consideration.

3. Adjourned to 21.09.2018.

Sd/-

(P.N. Dixit)
Member(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.

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

Date : 03.08.2018.

O.A.No.88 of 2017

S.S. Dhobale

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Adjourned to 10.08.2018.

Sd/-

(P.N. Dixit)
Member(A)

prk

DATE 3/8/18

CORAM

Shri P.N. DIXIT (Member) A

APPEARANCE:

for Smt. R.M. Kolge

Advocate for the Applicant

for Smt. K.S. Gaikwad

Presenting Officer for the Respondent/s

Adj. S.O. to 10/8/18

**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
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O.A.No.573/2018

Dr. S.M. Pawar ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. The learned P.O. stated that the Applicant has been relieved at the government level on 1st June, 2018. He submits that further relief is to be provided for Respondent Nos.3 and 4.

3. On behalf of Respondent Nos. 3 & 4, Respondent No.4 Dr. A.A. Athalye is personally present. He mentions that tomorrow i.e. on 4th August, 2018, the Respondent No.4 is holding interview of fresh applicants for the same Primary Health Centre. He is directed to communicate the progress within seven days. If the candidate is selected, there should be no further delay in relieving the Applicant forthwith.

4. S.O. to 10th August, 2018.

DATE 8/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Present M.D. Lonkar

Advocate for the Applicant

Present K.B. Bhise

Presenting Officer for the Respondent/s

Ad/S.O. to 10/8/18

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

(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
---	-------------------

Date : 03.08.2018.

O.A.No.693 of 2017

P.M. Shinde

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri R.M. Kolge on instructions from the Applicant proposes to withdraw and substitute the O.A.

3. Substitution as proposed is granted.

4. S.O. to 31.08.2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

For Applicant R.M. Kolge

Advocate for the Applicant

For Respondent/s Ms. S. Suryawanshi

Presenting Officer for the Respondent/s

Adm/S.O. to 31/8/18

[Signature]

prk

Sd/-

(P.N./Dixit)
Member(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.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE <u>3/8/18</u></p> <p>CORAM Honble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Smt. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Smt. <u>M.S. Suryawanshi</u> P.O. for the Respondents</p> <p><u>All S.O. to O.A. are disposed</u></p> <p><i>[Signature]</i></p>	<p>Date : 03.08.2018.</p> <p>O.A.No.1109 of 2017</p> <p>K.V. GirlApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of Applicant who is present learned Advocate Shri K.R. Jagdale request for withdrawal of the O.A.. Learned Advocate further seeks liberty to file fresh O.A.</p> <p>3. Accordingly request of learned Advocate is granted and O.A. is disposed of as withdrawal.</p> <p>Sd/- (P.N. Dixit) Member(A)</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 Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 03.08.2018.

O.A.No.1077 of 2017

C.S. Swami

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. At the request of learned Advocate for the Applicant Shri K.R. Jagdale adjourned to 31.08.2018.

DATE 3/8/18
CCRAM

Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. Archana B.K.

P.O. for the Respondent/s

Adj./S.O. to 31/8/18.

Sd/-

(P.N. Dixit)
Member(A)

ork

[Signature]

**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
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O.A.No.383/2017

Mr. J.K. Bhosale ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. The learned Advocate for the Applicant seeks permission to withdraw the O.A. He cites two orders issued by Respondent No.3 – Commissioner of Police dated 18th June, 2018 and 24th July, 2018. The same are taken on record and marked 'X1' and 'X2' for identification.

3. The learned Advocate proposes to file a fresh O.A. challenging the same.

4. Accordingly, the permission to withdraw the O.A. is granted with liberty to file afresh O.A.

DATE 3/8/18
CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri M.D. Lonkar

Advocate for the Applicant

Shri K.B. Bhise

P.O. for the Respondent/s

~~As per~~ Accordingly, the permission to withdraw the O.A. is granted with liberty to file afresh O.A.

(skw)

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

of 20

District

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer

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

Tribunal's orders

Date : 03.08.2018.

O.A.No.911 of 2015

H.M. Chikhale & Ors.

....Applicants.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicants Shri K.R. Jagdale seeks adjournment of two weeks to obtain instructions from his client.

3. Adjourned to 24.08.2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. A.J. Chougule

C.P.O./P.O. for the Respondent/s

Adj./S.O. to 24/8/18

Sd/-

(P.N. Dixit)
Member(A)

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A.No.286/2018

V.V. Ambole ... Applicant
 Vs.
 The State of Mah. & ors. ... Respondents

1. Heard Shri V.P. Deshmukh, learned Advocate for the Applicant and Shri S.D. Dole, learned Presenting Officer for the Respondents.
2. Issue notice returnable on 24th August, 2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand Delivery / Speed Post / Courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case, notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 24th August, 2018.

DATE 3/8/18

CCRAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shr/Smt. V.P. Deshmukh

Advocate for the Applicant

Shr/Smt. S.D. Dole

C.P.O. for the Respondent/s

Adj. S.O. to 24/8/18

Sd/-

(P.N. Dixit)

Member-A

03.08.2018

(skw)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.

o 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
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M.A.394/2018 in O.A.No.286/2018

V.V. Ambole ... Applicant

Vs.

The State of Mah. & ors. ... Respondents

1. Heard Shri Y.P. Deshmukh, learned Advocate for the Applicant and Shri S.D. Dole, learned Presenting Officer for the Respondents.

2. For the reasons stated therein, the M.A. is permitted and O.A. is restored.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

APPEARANCE:

Shri Smt Y.P. Deshmukh

Advocate for the Applicant

Shri Smt S.D. Dole

C.P.O./P.O. for the Respondent/s

As per M.A. is permitted and O.A. is restored.

(skw)

Sd/-

(P.N. Dixit)
Member-A
03.08.2018

**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 <u>9/8/18</u></p> <p>CORAM Hon'ble Shri P.N. DIXIT (Member) A</p> <p>APPEARANCE: Shri <u>C.T. Chandratre</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt <u>K.B. Bhise</u> P.O./P.O. for the Respondent/s</p> <p>Am/S.O. to <u>16/8/18</u></p>	<p style="text-align: center;"><u>O.A.No.310/2018</u></p> <p>Mr. S.B. Kashid ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>1. Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. The learned P.O. requests for two weeks' time to file his reply.</p> <p>3. S.O. to 16th August, 2018.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Member-A 03.08.2018</p> <p>(skw)</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 : <u>3/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: For/In favour of Applicant Smt. <u>Madhavi Iyyapan</u> holding P. No. <u>S.B. Talekar</u></p> <p>For/In favour of Respondent/s <u>S.P. Manchekar</u> C.P.O. for the Respondent/s</p> <p>A.E./S.O. to <u>20/8/2018</u></p> <p style="text-align: right;"><i>File</i></p>	<p>03.08.2018</p> <p style="text-align: center;"><u>O.A 578/2018 & Ors</u></p> <p>Shri A.A Gaikwad & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Ms Madhavi Iyyapan holding for S.B. Talekar, learned advocate for applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O prays for two weeks' time for filing reply.</p> <p>3. S.O 20.8.2018.</p> <div style="text-align: right;">  Sd/- (A.H. JOSHI, J.) Chairman </div> <p style="text-align: center;">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 03.08.2018
<p>DATE : <u>3/8/2018</u></p> <p>CORAM : Honble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Smt. Archana B.K. for applicant.</p> <p>..... Archana B.K.</p> <p>..... Issue notice returnable on 3/10/2018.</p> <p style="text-align: right;"><i>AHJ</i></p>	<p>O.A 166/2018</p> <p>Smt S.P Jedhe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for applicant. Heard Ms Archana B.K learned P.O for the Respondents.</p> <p>2. Issue notice returnable on 8.10.2018.</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. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</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. Applicants are directed to file affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.</p> <p>8. S.O to 8.10.2018.</p> <p style="text-align: right;"> Sd/- (A.H Joshi, J.) Chairman</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 : <u>3/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: IN FAVOUR OF <u>None for applicant.</u></p> <p>APPEARANCE for the Applicant <u>Archana B.K.</u></p> <p>APPEARANCE for the Respondents <u>M.A. is allowed.</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>03.08.2018</p> <p><u>M.A 220/2018 in O.A 166/2018</u></p> <p>Shri S.P Jedhe ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for applicant. Heard Ms Archana B.K learned P.O for the Respondents.</p> <p>2. Accepting the reasons and grounds in the M.A to be good and sufficient delay is condoned.</p> <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</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
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03.08.2018

O.A 90/2018

Dr P.W Mahindre ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S.P Saxena, learned advocate for applicant and Shri N.K Rajpurohit, learned P.O for the Respondents.

2. Learned P.O states that applicant's pension case is submitted to office of Accountant General on 26.7.2018.

3. Office of Commissioner of Agriculture is directed to follow up and get it sanctioned out of turn and report compliance.

4. S.O to 10.8.2018.

5. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.

DATE : 3/8/2018

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

APPEARANCE:
Shri/Smt S.P. Saxena

Advocate for the Applicant

Shri/Smt N.K. Rajpurohit
C.P.O./P.O. for the Respondents

Ad/S.O. to 10/8/2018

Steno copy & Hamdast is granted.

[Handwritten initials]

Sd/-

(A.H Joshi, J.J)
Chairman

Akn

**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 : <u>3/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>S.S. Deve</u></p> <p>Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u></p> <p>Shri/Smt. _____ Counsel for the Respondents</p> <p>A.S.O. to <u>3/8/2018</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>03.08.2018</p> <p style="text-align: center;"><u>O.A 219/2018</u></p> <p>Shri S.P Ingle ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri S.S Dere, learned advocate for applicant and Smt K.S Gaikwad, learned P.O for the Respondents.</p> <p>2. Learned P.O has submitted affidavit in reply on behalf of Res.no. 2.</p> <p>3. S.O 9.8.2018.</p> <p style="text-align: right;">Sd/- <i>[Signature]</i> (A.H Joshi, J.) Chairman</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>DATE : <u>2/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: <u>None for appl.</u></p> <p>_____ for the Applicant <u>S.P. Manchekar</u> _____ for the Respondents</p> <p><u>Ad/S.O. to Issue notice returnable on 9/10/2018.</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>03.08.2018</p> <p style="text-align: center;"><u>O.A 556/2018</u></p> <p>Shri V.D Thorat ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. None for applicant. Heard Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Issue notice returnable on 9.10.2018.</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. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</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. Applicants are directed to file affidavit of compliance and notice.</p> <p>7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.</p> <p>8. S.O 9.10.2018.</p> <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</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
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03.08.2018

O.A 683/2018

Shri P.D Pawar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri G.A Bandiwadekar, learned advocate for applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. In view that notice is served only on 1st August, 2018, adjourned by four weeks for filing reply.

2. S.O 6.9.2018.

Sd/-

(A.H Joshi, ^{UP})
Chairman

DATE : 3/8/2018

CORAM :

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

APPEARANCE:

Shri/Smt. G.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C.P.O. for the Respondents

Attd. to 6/9/2018

**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

03.08.2018 Tribunal's orders

O.A 715/2018 with M.A 402/2018

Shri A.S Shirsath & Others ... Applicants
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri S. Chinnappa, learned advocate for applicants and Ms Neelima Gohad, learned P.O for the Respondents.

2: M.A and O.A allowed to be withdrawn with liberty to file fresh application.

DATE : 3/8/18

CORAM :

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

APPEARANCE:

Shri/Smt. S. Chinnappa

Advocate for the Applicant

Shri/Smt. N. F. Gohad

C.E.O./P.O. for the Respondents

Adj./S.O. to M.A & O.A allowed to be withdrawn with liberty to file fresh application.

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[Handwritten signature]

Sd/-

[Handwritten signature]
(A.H Joshi, J)
Chairman

Akn

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

Tribunal's orders

03.08.2018

O.A 272/2018

Shri S.S Barapatre ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. Heard Shri K.R Jagdale, learned advocate for applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.

2. Learned advocate for applicant prays for leave to substitute memo of O.A.

3. Leave as prayed for is granted.

4. If amendment is carried out within one week, issue notice returnable on 8.10.2018.

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

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

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 one week. Applicants are directed to file affidavit of compliance and notice.

9. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record.

10. S.O to 8.10.2018.

Sd/-

(A.H Joshi) 
Chairman

DATE: 3/8/2018

CYIAN:

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

APPEARANCE:

Shri/Smt: K.R. Jagdale

Advocate for the Applicant

Shri/Smt: S.P. Manchekar
C.P.O.P.O. for the Respondents

M/S.O. to Ld. Adv. For Appl.

prays for leave to substitute
memo of O.A.

Leave as prayed for is
granted. S.O. to 8/10/2018

Asm



Office Notes, Office Memoranda of Ceram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE</u> : 3/8/2018</p> <p><u>CERAM</u> : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p><u>APPEARANCE</u> : Shri R. G. Panchal Applicant Shri S. D. Dole Respondents Also on Issue notice returnable on 8/10/2018</p> <p><i>MJE</i></p>	<p><u>03.08.2018</u></p> <p><u>O.A 604 /2018</u></p> <p>Shri S.J Mulik ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri R.G Panchal, learned advocate for applicant and Shri learned P.O for the Respondents. 2. Learned advocate prays for leave to amend the O.A for adding certain averments. 3. Leave as prayed is granted. Amendment be carried out within four days. 4. Issue notice returnable on 8.10.2018. 5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 6. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 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 one week. Applicants are directed to file affidavit of compliance and notice. 9. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record. 10. S.O to 8.10.2018. <p style="text-align: right;">Sd/- (A.H Joshi, <i>[Signature]</i>) Chairman</p> <p style="text-align: right;"><i>cc vm</i></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>DATE : <u>2/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri. Sr. : <u>R. G. Panchal</u> Advocate for the Applicant</p> <p>Shri. Sr. : <u>H. S. Gohad</u> C.P.O. for the Respondents</p> <p>ADJ. O. : <u>MA & CA stands disposed of as not pressed.</u></p> <p style="text-align: right;"><u>HTE</u></p>	<p>01.08.2018</p> <p><u>M.A 399/2018 in C.A 24/2018 with O.A 971/2018 with C.A 24/2018 in O.A 971/2018</u></p> <p>Shri D.P Ahirrao ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri R.G Panchal, learned advocate for applicant and Ms Neelima Gohad, learned P.O for the Respondents.</p> <p>2. In the midst of hearing learned advocate prays for leave for not pressing M.A and C.A</p> <p>3. Both M.A and C.A stands disposed of as not pressed.</p> <p style="text-align: right;">Sd/- (A.H Joshi, Chairman)</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: <u>31/8/2018</u></p> <p>CO.A: Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt. <u>Anand Gugle holding</u> <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A. G. Gohad</u> C.P.O.P.O. for the Respondents</p> <p>Adl./S.O. <u>3/9/2018</u></p> <p style="text-align: right;"><i>3/9/18</i></p>	<p><u>03.08.2018</u></p> <p style="text-align: center;"><u>M.A 432/2017 in O.A 918/2017</u></p> <p>Shri M.D Jamunkar ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri Anand Gugle, holding for R.M Kolge, learned advocate for applicant and Ms Neelima Gohad learned P.O for the Respondents.</p> <p>2. At the request of learned P.O adjourned to 3.9.2018.</p> <p style="text-align: right; margin-right: 50px;">  Sd/- (A.H Joshi, J.J. Joshi) Chairman </p> <p style="text-align: left; margin-left: 50px;">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: <u>3/8/2018</u></p> <p>COI: _____</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>Anand Gugale holding for</u> <u>Av. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>N. G. Gohad</u> C.P.O. for the Respondents</p> <p>Ad/SG to <u>Issue notice returnable</u> <u>on 8/10/2018.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>01.08.2018</p> <p><u>M.A 389/2018 with O.A 580/2018</u></p> <p>Shri R.S Bhore ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri Anand Gugale holding for Shri A.V Bandiwadekar, learned advocate for applicant and Ms Neelima Gohad, learned P.O for the Respondents. 2. Issue notice returnable on 8.10.2018. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicants are directed to file affidavit of compliance and notice. 7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference and papers be consigned to record. 9. S.O to 8.10.2018. <p style="text-align: right;">Sd/- (A.H Joshi, J.) Chairman</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 : <u>2/8/2018</u></p> <p>CORAM : Hon'ble Justice Sri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Smt. <u>G.A. Bandiwadkar</u> Advocate for Applicant</p> <p>Smt. <u>S. Suryawanshi</u> C.P.O./P.O. for the Respondents</p> <p>Adl./S.O. to <u>1/9/2018</u></p>	<p>03.08.2018</p> <p><u>O.A 176/2017 with M.A 95/2017</u></p> <p>Shri B.N Wakchaure ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadkar, learned advocate for applicant and Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. This case is being adjourned from time to time on the ground that the matter is pending before the Government for decision on the point as to whether applicant can be given benefit by granting him reinstatement and continuing him in employment by giving him the benefit of Sec 47 of Disabilities (Equal Opportunities, protection of rights and Full Participation) Act, 1995</p> <p>3. It is shown by learned P.O that the latest communication of the department is dated 16.7.2018 and matter is still pending before the Government.</p> <p>4. It appears that the attention of the Addl. Chief Secretary, Home is required to be drawn to this case.</p> <p>5. Therefore Addl. C.S is directed as follows:- He should call for entire paper, study himself, take legal advice, study judgment of this Tribunal as well as Hon'ble Supreme Court governing this issue and thereafter cause suitable note to be put before him for decision and take decision on the proposal. It is appropriate to give him reasonable time.</p> <p>6. Time is granted till 10.9.2018.</p> <p>7. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.</p> <p style="text-align: right;">Sd/- (A.H Joshi, J) Chairman</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

03.08.2018

O.A 404/2018

Shri V.P Pawar Applicant
Vs.
The State of Maharashtra & Ors Respondents

1. None for the applicant. Heard, learned advocate for applicant and Ms Archana B.K, learned P.O for the Respondents.

2. Learned P.O prays for time for filing reply. Time granted.

3. S.O 4.9.2018.

DATE : 3/9/2018

CORAM :

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

APPEARANCE:

Shri/Smt. : None for the applicant

State for the Applicant

Shri/Smt. : Archana B.K.

C.P.O./P.O. for the Respondents

Admitted on 4/9/2018.

Sd/-

(A.H Joshi J.)
Chairman

BTE

**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
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03.08.2018

O.A 1084/2017

Shri Y.J Medhekar ... Applicant
Vs.
The State of Maharashtra & Ors ... Respondents

1. None for applicant. Heard Smt K.S Gaikwad, learned P.O for the Respondents.
2. Admit. To come for hearing in due course.

DATE: 3/8/2018

CORAM:

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

APPEARANCE:

Shri/Smt: None for the Appl.

for the Applicant

Shri/Smt: K.S. Gaikwad

C.P.O./P.O for the Respondents

A.U.S.O. is Admit.

To come for hearing in due course.

Handwritten initials

Handwritten signature
Sd/-

(A.H. JOSHI, J.)
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>DATE : <u>3/8/2018</u></p> <p>COMAR : Hon'ble Justice <u>Shri A. H. JAIN</u> (Chairman)</p> <p>APPEARANCE : Shri <u>A. H. Ghorate</u> Advocate for the Applicant</p> <p>Shri <u>S. Suryavanshi</u> C.P.O. for the Respondents</p> <p>AK/SO : <u>29/8/2018</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>03.08.2018</p> <p><u>O.A 832/2018</u></p> <p>Shri R.L Borase & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri A.A Gharte, learned advocate for applicant and Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. Learned advocate for applicant states that Applicant no. 2 has been appointed and therefore his name may be deleted from array of application. Request granted.</p> <p>3. Name of applicant no. 2 be deleted from the array of application.</p> <p>4. After hearing it has transpired that the cause of justice would be served, if Respondents no 4 and 5 are directed to perform following exercise.</p> <p>(i) They shall scrutinize the eligibility of candidates for appointment of Health Worker, Male, Group-C for selection in 50% quota of open category, Male, by conducting one more counselling session</p> <p>(ii) If they find that certain eligible candidates are found, they shall proceed in accordance with law without being affected by pendency of O.A</p> <p>5. S.O to 28.8.2018.</p> <p>6. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.</p> <p style="text-align: right;"><i>[Signature]</i> Sd/- (A.H Joshi/J.) Chairman</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
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03.08.2018


O.A 873 /2018

Shri P.J Ingawale ... Applicant
 Vs.
 The State of Maharashtra & Ors ... Respondents

1. Heard Shri R.G Panchal, learned advocate for applicant and Ms Kranti S. Gaikwad, learned P.O for the Respondents.

2. Learned P.O prays for time to ascertain as to whether reply for and on behalf of Respondents no 1 & 2 is necessary.

3. S.O 28.8.2018.



Sd/-

(A.H Joshi J.)
Chairman

DATE : 3/8/2018

CORAM

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

APPEARANCE:

Shri/Smt. R.G Panchal

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

C.I.O/P.O for the Respondents

Adv/S.O. to 28/8/2018

Atm



**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 : <u>3/8/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>APPEARANCE: Shri/Smt: <u>G.A. Bandiwadker</u> Advocate for the Applicant</p> <p>Shri/Smt: <u>S.P. Manchekar</u> C.P.O. for the Respondents</p> <p>AD/ISO D: <u>13/8/2018</u></p> <p style="text-align: right;"><i>etc</i></p>	<p>03.08.2018</p> <p style="text-align: center;"><u>O.A 470 /2018</u></p> <p>Shri M.S Radiye & Others ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri G.A Bandiwadkar, learned advocate for applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O prays for a week's time for filing reply. Time granted.</p> <p>3. S.O 13.8.2018.</p> <p style="text-align: right;">Sd/- <u>(A.H Joshi, J.)</u> Chairman</p> <p>Alm</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Tribunal's orders

Date: 03.08.2018.

O.A.No.872 of 2017

S.P. Kadam

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri M.B. Kadam, the learned Advocate holding for Shri S.S. Dere, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Presenting Officer for the Respondents.

2. Adjourned to 07.08.2018.

DATE 3/8/18

CORAM

Hon'ble Shri P.N. DIXIT (Member) A

Sd/-

(P.N Dixit)
Member(A)

APPEARANCE:

Shri/Smt. M.B. Kadam, holding
Doc S.S. Dere,
Advocate for the Applicant

ork

Shri/Smt. N.K. Rajpurohit
P.P.O. for the Respondent/s

Adj./S.O. to 7/8/18.

(Signature)

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.717 OF 2018

R.M. Shinde

...Applicant.

Versus

The State of Maharashtra & Ors.

....Respondents.

Shri M.B. Kadam, the learned Advocate for the Applicant

Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

CORAM : Shri P.N. Dixit, Hon'ble Member(A)

DATE : 03.08.2018.

ORDER

1. Heard Shri M.B. Kadam, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 27.08.2018.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within three days or service report on affidavit is not filed 3 days before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. Applicant was transferred on 08.06.2018. Respondent No.1 transferred the applicant from Nandurbar to Nashik. Accordingly he joined on the post at Nashik on 28.06.2018. Thereafter on 27.07.2018 impugned order (page 13) was issued extending his stay at Nandurbar and Respondent No.2 was posted in his place at Nashik.

9. Applicant has given representation on 30.07.2018 to the Respondent No.1 stating that he has completed four years at Nandurbar. He is due to retire in another three years. Therefore his transfer at Nandurbar may be cancelled.

10. Learned C.P.O. for the Respondents Ms. S.P. Manchekar produces original record inspected by learned Advocate for the Applicant. According to the same the Hon'ble Minister Shri Jaykumar Rawal has issued the letter on 12.06.2018 requesting for extension of the applicant at Nandurbar.

11. In view of the foregoing Respondents may consider the representation of the Applicant and decide the same in four week's. The decision, if any taken earlier may be communicated to the Advocate and Applicant immediately. Request for interim relief is kept under consideration.

12. Steno copy and Hamdast is allowed

13. S.O.to 27.08.2018.

Sd/-

(P.N. Dixit)
Member(A)

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION NO 103 OF 2018

DISTRICT :

Shri R.S Gaikwad

)...**Applicant**

Versus

The State of Maharashtra & Others

)...**Respondents**

Shri V. Tayade, learned advocate for the Applicant.

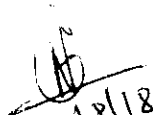
Smt Kranti S. Gaikwad, learned Presenting Officer for the Respondents.

CORAM : **Shri Justice A.H Joshi (Chairman)**

DATE : **03.08.2018**

ORDER

1. Heard Shri V. Tayade, learned advocate for applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.
2. In the midst of hearing Shri Nitin G. Wakekar, Senior Clerk in the office of Director General of Police, Mumbai was to testify on oath
3. Learned P.O is being instructed by Shri Nitin G.Wakekar, Senior Clerk in the office of Director General of Police, Mumbai. He is directed to step into witness box to answer some questions. He is administered oath and his statement is recorded.


3/8/18

4. Learned P.O was called to take instructions on the factual aspect and policy matter on following points:-
- (a) The type writing machines are not actually in use in the office of D.G.P
 - (b) Whether it shall be reasonable to insist upon passing of type writing examination in case the candidate has already passed MSCIT and he actually performs the job of Data Entry of letter transcription, whether insistence on passing of typewriting examination would be just and fair?
5. Learned P.O prays for time for taking instructions.
6. List O.A for final hearing on 9.8.2018.
7. Steno copy and Hamdast is granted.
8. Learned P.O is directed to communicate this order to the Respondents.

3// -
(A.H Joshi, J.)
Chairman

Place : Mumbai
Date : 03.08.2018
Dictation taken by : A.K. Nair.