

**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
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Date : 04.05.2018

O.A.No.375 of 2018

C. V. Gangurde .....Applicant

Versus

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

1. Heard Shri S. S. Dere, the learned Advocate for the Applicant and Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Learned Advocate for the applicant has submitted that the applicant does not want to proceed with the matter and wants to withdraw the same.
3. Since the applicant does not want to proceed with the matter and wants to withdraw the same, the Original Application is disposed of as withdrawn with no order as to costs.

DATE: 4/5/2018

CORAM: Shri B. P. Patil (M/J)

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

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

APPEARANCE:

Shri/Smt. S. S. Dere

Advocate for the Applicant

Shri/Smt. S. P. Manchekar

C. P.O. for the Respondent/s

Adj./S.O. to O.A. is disposed of as withdrawn.

*[Handwritten signature]*

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>4/5/2018</u>  CORAM : <u>Shri B.P. Patil (mlj)</u>  Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u>  Hon'ble <u>Shri P. N. Dixit Member (A)</u>  APPEARANCE:  Shri/Smt. : <u>T. P. Patil</u>  Advocate for the Applicant  Shri/Smt. : <u>K.S. Gaikwad</u>  C./ P.O. for the Respondent/s  Adj. S.O. to <u>Leave as prayed for</u>  <u>is granted. The applicant</u>  <u>shall amend the O.A. forthwith.</u>  <i>File</i></p>	<p>Date : 04.05.2018</p> <p>O.A.No.423 of 2018</p> <p>R.D. Mehetre .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri Y. V. Patil , the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the applicant seeks leave of this tribunal to amend the Original Application as the applicant wants to add a person who has been transferred to his place as a party to the petition.</p> <p>3. Leave as prayed for is granted. The applicant shall amend the O.A. forthwith.</p> <p style="text-align: center;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: center;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p style="text-align: center;">VSM</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/5/2018</u></p> <p>BY: <u>Shri B.P. Patil (M)</u></p> <p>Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u></p> <p>Hon'ble Shri <u>P. N. Dixit Member (A)</u></p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>A. A. Tambe</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u></p> <p>C. P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>25/6/2018</u></p> <p><i>P.N. Dixit</i></p>	<p>Date:- <u>04.05.2018</u></p> <p><u>O.A.No.312 of 2018</u></p> <p>T.D. Navgire ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Shri A.A. Tambe, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has submitted that the Applicant wants to substitute the O.A. and therefore he prays for leave to substitute the O.A.</p> <p>3. Leave as prayed for is granted.</p> <p>4. S.O. to 25.06.2018.</p> <p>Sd/- <u>[Signature]</u> (P.N. DIXIT) MEMBER (A)</p> <p>Sd/- <u>[Signature]</u> (B.P. PATIL) MEMBER (J)</p> <p>Sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

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

Tribunal's orders

Date : 04.05.2018

O.A.No.269 of 2018 with O.A. No.80 of 2017

S. B. Dolle (O.A.269/18)

A. G. Shaikh (O.A.80/17)

....Applicants

Versus

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

1. Heard Shri A. V. Bandiwadekar, the learned Advocate for the Applicants and Shri N. K. Rajpurohit with Ms S. Suryawanshi, the learned Presenting Officers for the Respondents.

2. Learned P.O. for the respondents states that she has no instructions from the Respondent No.3 as to whether he has taken the corrective steps in the matter in view of the directions given by this Tribunal in order dated 11.04.2018. Therefore, she prays for time to file short affidavit.

3. Time as prayed for is granted.

4. S.O. to 11.06.2018.

DATE : 4/5/2018

CORAM : Shri B. P. Patil (C.M.J.)

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

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

APPEARANCE:

Shri/Smt. : A. V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. : N. K. Rajpurohit

C. P.O. for the Respondents

Adj./ S.O. to 11/6/2018

RYE  
KTC

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/5/2018</u> CORAM: <u>Shri B.P. Patil (C.M.J.)</u> <u>Hon'ble Justice Shri A. H. Joshi (Chairman)</u> <u>Hon'ble Shri P. N. Dixit Member (A)</u> APPEARANCE: <u>Shri/Smt. S.S. Dere</u> Advocate for the Applicant <u>Shri/Smt. S.P. Manchekar</u> C.I./P.O. for the Respondent/s Adj./S.O. to <u>8/6/2018</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 04.05.2018</p> <p>M.A. No.384 of 2017 in O.A.No.398 of 2017</p> <p>H. B. Desai &amp; Ors. ....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"><li>1. Heard Shri S. S. Dere, the learned Advocate for the Applicants and Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.</li><li>2. Learned Advocate for the applicants seeks time to take instructions from the applicants as to whether they want to amend the prayer clause.</li><li>3. Time as prayed for is granted.</li><li>4. S.O. to 08.06.2018.</li></ol> <p style="text-align: center;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: center;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p style="text-align: center;">VSM</p>

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

Date : 04.05.2018  
Tribunal's orders

O.A.No.420 of 2018

L. S. Mohan

....Applicant

Versus

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

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

2. Issue notice before admission returnable on 14.06.2018.

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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 14.06.2018, the issue of interim relief be kept open.

Sd/-

(P.N. DIXIT)  
MEMBER (A)

Sd/-

(B. P. PATIL)  
MEMBER (J)

DATE : 4/5/2018

CORAM : Shri B. P. Patil (C.M.J.)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

C. P.O. for the Respondent/s

Adj./S.O. to 14/6/2018

*P.N. D.*

**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
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Date : 04.05.2018

O.A.No.388 of 2018

N. B. Khade ....Applicant

Versus

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

1. Heard Shri C. T. Chandratre, the learned Advocate for the Applicant and Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Learned Advocate for the applicant has submitted that the applicant does not want to proceed with the matter and wants to withdraw the same.

3. Since the applicant does not want to proceed with the matter and wants to withdraw the same, the Original Application is disposed of as withdrawn with no order as to costs.

DATE : 4/5/2018

CORAM : Shri B.P. Patil (M/J)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C.F. P.O. for the Respondents

Adj./S.O. to O.A. is disposed of

*ERT*

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : 4/5/2018  CORAM: Shri B.P. Patil (M/J)  Hon'ble Justice Shri A. H. Joshi (Chairman)  Hon'ble Shri P. N. Dixit Member (A)  APPEARANCE:  Shri/Smt. : M. Jadhav</p> <p>4. Advocate for the Applicant  Shri/Smt. : Archana B.K.  C.P.O. for the Respondents  Ad./ S.O. to 11/6/2018</p> <p style="text-align: right;">B.P.T.</p>	<p>Date : 04.05.2018</p> <p style="text-align: center;">O.A.No.397 of 2018</p> <p>A. K. Jagtap .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri M. Jadhav, the learned Advocate for the Applicant and Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the applicant has submitted that he is going to file application for condonation of delay.</p> <p>3. Leave is granted to the applicant to file application for condonation of delay on or before 11.06.2018.</p> <p>4. S. O. 11.06.2018.</p> <p style="text-align: center;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: right;">Sd/- (B. P. PATIL) MEMBER (J)</p> <p>VSM</p>



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

Tribunal's orders

Date:- 04.05.2018

O.A.No.297 of 2018

Dr. K.S. Ubale

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

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

2. Learned P.O. for the Respondents has produced a copy of communication dated 19.04.2018 received from the Under Secretary, Government of Maharashtra stating that Applicant is not eligible for the post of Dental Surgeon. The same is taken on record.

3. Learned Advocate for the Applicant seeks leave to amend the O.A.

4. Leave as prayed for is granted.

5. Learned Advocate for the Applicant undertakes to carry out amendment before 15.06.2018.

6. Learned P.O. for the Respondents prays for time to file affidavit-in-rely.

7. Time as prayed for is granted.

8. S.O. to 15.06.2018.

DATE: 4/5/2018

CORAM: Shri B. P. Patil (C.M.J.)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt. A. A. Desai

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

C. P.O. for the Respondents

Adj./ S.O. to 15/6/2018.

*MT*

Sd/-

(P.N. DIXIT)  
MEMBER (A)

Sd/-

(B.P. PATHY)  
MEMBER (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 4/5/2018  CORAM: Shri B.P. Patil (M.J.)  Hon. Justice Shri A. H. Joshi (Chairman)  Hon. Shri P. N. Dixit Member (A)  APPEARANCE:  Shri A.A. Desai</p> <p>Adv. for the Applicant  Sd/- K.S. Gaikwad  C. for the Respondent/s</p> <p>Adj. S.O. to 15/6/2018</p> <p style="text-align: right;">BTE</p>	<p>Date:- 04.05.2018</p> <p style="text-align: center;"><u>O.A.No.296 of 2018</u></p> <p>Dr. K.S. Ubale ... Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>1. Heard Shri A.A. Desai, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. for the Respondents has produced a copy of order dated 27.04.2018 passed by the Joint Commissioner, GST, Government of Maharashtra, Mumbai by which he declared that Applicant is not eligible for the appointment for the post of Sales Tax Inspector. The same is taken on record.</li> <li>3. Learned Advocate for the Applicant seeks leave to amend the O.A. in view of the order passed on 27.04.2018 recalled from the Joint Commissioner, GST, Government of Maharashtra, Mumbai.</li> <li>4. Leave as prayed for is granted.</li> <li>5. Learned Advocate for the Applicant undertakes to carry out amendment before next date.</li> <li>6. Learned P.O. for the Respondents prays time to file affidavit-in-reply.</li> <li>7. Time as prayed for is granted.</li> <li>8. S.O. to 15.06.2018.</li> </ol> <p style="text-align: center;">Sd/- (P.N DIXIT) MEMBER (A)</p> <p style="text-align: center;">Sd/- (B.P. PATIL) MEMBER (J)</p> <p>Sba</p>

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

Tribunal's orders

Date:- 04.05.2018

O.A.No.1089 of 2017

S. N. Jagtap

... Applicant

Vs.

The State of Maharashtra & Ors

... Respondents

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

2. Learned P.O. for the Respondents on instructions received from Smt. Sarika B. Mendhe, Assistant Desk Officer, E-6 Desk, Revenue and Forest Department, Mantralaya states that Civil Services Board has recommended the name of the Applicant for promotion and posting and the said recommendation is pending before the Hon'ble concerned Minister.

3. Learned P.O. for the Respondents has submitted that within short period the necessary orders will be issued after approval of the concerned Hon'ble Minister.

4. Learned Advocate for the Applicant has submitted that in view of the submission made by the learned P.O., Applicant does not want to proceed with the present O.A. as a relief claimed by him is satisfied and nothing survives in O.A.

5. Learned Advocate for the Applicant states that liberty may be granted to the Applicant to approach the Tribunal if his claim regarding deemed date of promotion is not considered by the Respondents.

6. In view of the submission made by the learned P.O. for the Respondents and learned Advocate for the Applicant, O.A. is disposed of with liberty to the Applicant to approach the Tribunal if his claim regarding deemed date of promotion has not been considered by the Respondents. No order as to costs.

DATE: 4/5/2018

CORAM: Shri B.P. Patil (M/J)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. S. SURYAWANSHI

C.F. P.O. for the Respondents

Adj./S.O. to ..... or is disposed of.

*12/5*

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B.P. PATIL)  
MEMBER (J)

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

Tribunal's orders

Date : 04.05.2018

O.A.No.339 of 2018

U. B. Jarande

....Applicant

Versus

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

1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. has submitted that the respondents have not taken decision on the proposal dated 02.01.2016 sent by the Deputy Director of Education, Pune to the Commissioner (Educational) (M.S.), Pune. In view of this, issue notice before admission returnable on 05.07.2018.

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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 05.07.2018.

DATE : 4/5/2018

CORAM : Shri. B.P. Patil (M/J)

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

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

APPEARANCE:

Shri/Smt. : A.V. Bandiwadkar

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

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

Adj./S.O. to : 5/7/2018

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Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> 4/5/2018</p> <p><b>CORAM :</b> Shri. B. P. Pathi (M/J) Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p><b>APPEARANCE:</b> Shri/Smt. Archana B. K. Ld. P.O.</p> <p>Advocate for the Applicant C. S. R. P.</p> <p>Shri/Smt. A. V. Bandiwadkar Ld. C. S. R. P. for the Respondents (C. S. R. P.)</p> <p>Adj. S.O. to 11/6/2018</p> <p align="right"><i>[Signature]</i></p>	<p><b>Date : 04.05.2018</b></p> <p align="center"><b>M.A. No.250 of 2018 in O.A.No.167 of 2017</b></p> <p><b>The State of Maharashtra &amp; Ors. ....Applicants (Ori. Respondents)</b></p> <p><b>Versus</b></p> <p><b>K. S. Ghongade .....Respondent (Ori. Applicant)</b></p> <ol style="list-style-type: none"> <li>1. Heard Smt. Archana B. K., the learned Presenting Officer for the Applicants (Ori. Respondents) and Shri A.V. Bandiwadkar, the learned Advocate for the Respondent (Ori. Applicant).</li> <li>2. Learned P.O. for the Applicants (Ori. Respondents) seeks leave of this Tribunal to amend the Misc. Application.</li> <li>3. Leave is granted to amend the Misc. Application.</li> <li>4. The learned Advocate for the Respondent (Ori. Applicant) waives the notice. He seeks time to file affidavit-in-reply.</li> <li>5. Time is granted to the learned Advocate for the Respondent (Ori. Applicant).</li> <li>6. S.O. to 11.06.2018</li> </ol> <p align="center">Sd/- <b>(P.N. DIXIT) MEMBER (A)</b></p> <p align="center">Sd/- <b>(B. P. PATHI) MEMBER (J)</b></p> <p align="left">VSM</p>

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

Tribunal's orders

Date : 04.05.2018

O.A.No.421 of 2018

M. Y. Phalke

....Applicant

Versus

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

1. Heard Shri A. V. Bandiwadkar, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.
2. Issue notice before admission returnable on 14.06.2018.
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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. S.O. to 14.06.2018, the issue of interim relief be kept open.

DATE: 4/5/2018

CORAM: Shri B. P. Patil (C.M.J.)

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

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

APPEARANCE:

Shri/Smt. A. V. Bandiwadkar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj. S.O. to 14/6/2018

*[Handwritten signature]*

Sd/-

(P. N. DIXIT)  
MEMBER (A)

Sd/-

(B. P. PATIL)  
MEMBER (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/5/2018</u>  CORAM: <u>Shri B.P. Patil (M/J)</u>  Hon'ble Justice <u>Shri A. H. Joshi (Chairman)</u>  Hon'ble <u>Shri P. N. Dixit</u> Member (A)  APPEARANCE:  Shri/Smt: <u>D. B. Khaire</u>  Advocate for the Applicant  Shri/Smt: <u>S. P. Manchekar smt. K.S.</u>  C.O. for the Respondent's  <u>filed Ms. S. Suryawanshi, P.O.</u>  Adj. S.O. to <u>for R.O.S.</u>  <u>S.O. to 15/6/2018</u></p>	<p>Date : 04.05.2018</p> <p>O.A.No.390, 391 &amp; 392 of 2018</p> <p>S.V. Mane (OA 390/18)  K.R. Gadekar (OA 391/18)  K.R. Pethe (OA 392/18) .....Applicants</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri D. B. Khaire, the learned Advocate for the Applicants. Ms S.P. Manchekar, the learned Chief Presenting Officer (OA 390/18), Smt Kranti Gaikwad, the learned Presenting Officer (OA 391/18) and Ms S. Suryawanshi, the learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 15.06.2018.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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 Original Applications. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Applications shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 15.06.2018.</li> </ol> <p>Sd/-  (P.N. DIXIT)  MEMBER (A)</p> <p>Sd/-  (B. P. PATIL)  MEMBER (J)</p> <p>VSM</p>

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

Tribunal's orders

Date : 04.05.2018

O.A.No.424 of 2018 with M.A. No.252 of 2018

S. R. Mawal

....Applicant

Versus

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

1. Heard Dr. Gunratan Sadavarte, 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 15.06.2018.

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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 15.06.2018.

DATE: 4/5/2018

CORAM: Shri B.P. Patil (M/J)

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

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

APPEARANCE:

Shri/Smt. : Dr. Gunratan Sadavarte

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

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

Adj./ S.O. to 15/6/2018.

*pte*

Sd/-

(P.N. DIXIT)  
MEMBER (A)

Sd/-

(B. P. PATIL)  
MEMBER (J)



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : 4/5/2018  CORAM : Shri B. P. Patil (M/J)  Hon'ble Justice Shri A. H. Joshi (Chairman)  Hon'ble Shri P. N. Dixit Member (A)  APPEARANCE:  Shri/Smt. A. V. Bandiwadker  Advocate for the Applicant  Shri/Smt. N. K. Rajpurohit  C.P.O. for the Respondent/s  Adj/S.O. to 25/6/2018.</p> <p style="text-align: right;">P.N.D. D.</p>	<p>Date : 04.05.2018</p> <p style="text-align: center;">O.A.No.422 of 2018</p> <p><b>B. R. Dhanaskar</b> ...Applicant</p> <p><b>Versus</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> .....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri A. V. Bandiwadkar, the learned Advocate for the Applicant and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 25.06.2018.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 25.06.2018.</li> </ol> <p style="text-align: center;">Sd/- (P.N. DIXIT) MEMBER (A)</p> <p style="text-align: center;">Sd/- (B. P. PATIL) MEMBER (J)</p>

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

Tribunal's orders

Date : 04.05.2018

O.A.No.418 of 2018

N. K. Naik

....Applicant

Versus

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

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

2. Issue notice before admission returnable on 11.06.2018.

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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 11.06.2018.

DATE: 4/5/2018

CORAM: Shri B.P. Patil (MJ)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt. D.B. Khaire

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adv./S.O. to 11/6/2018

14/5/18

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/5/2018</u></p> <p>CORAM: <u>Shri B. P. Patil (Cm/J)</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>D. B. Khaire</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>N. K. Rajpurohit</u> C.I. P.O. for the Respondent/s</p> <p>Adj. S.O. to <u>11/6/2018</u></p> <p><i>M.P.</i></p>	<p>Date : 04.05.2018</p> <p>O.A.No.419 of 2018</p> <p>V. G. Koyande .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri D. B. Khaire, the learned Advocate for the Applicant and Shri N. K. Rajpurohit, the learned Presenting Officer for the Respondents.</li> <li>2. Issue notice before admission returnable on 11.06.2018.</li> <li>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</li> <li>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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</li> <li>5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.</li> <li>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.</li> <li>7. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.</li> <li>8. S.O. to 11.06.2018.</li> </ol> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>Sd/- (B. P. PATIL) MEMBER (J)</p>

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

Tribunal's orders

Date : 04.05.2018

O.A.No.414 of 2018

Dr. P. M. Rathi

....Applicant

Versus

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

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

2. Issue notice before admission returnable on 23.07.2018.

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 Original Application. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. to 23.07.2018.

Sd/-  
(P.N. DIXIT)  
MEMBER (A)

Sd/-  
(B. P. PATIL)  
MEMBER (J)

DATE: 4/5/2018

CORAM: Shri B.P. Patil (MB)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Smt.: Atul Mahajan.....

Advocate for the Applicant

Shri/Smt.: Archana B.K.

C.P.O. for the Respondent/s

Adj./S.O. to 23/7/2018.

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

Tribunal's orders

Date : 04.05.2018

O.A.No.171 of 2018

G.P. Shinde & Ors.

....Applicants

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Ms S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the respondents has produced a communication dated 04.05.2018 received from the Commissioner, Social Welfare, Maharashtra State, Pune stating that he is going to appoint the applicants on the post reserved for primary teacher with payment of Rs.3000/- per month. The same is taken on record.

3. Learned C.P.O. for the respondents has submitted that Shri Milind Shambharkar, Commissioner, Commissionerate of Social Welfare, M.S. Pune is present today and he undertakes to appoint the applicants on the post of teacher for 9<sup>th</sup> and 10<sup>th</sup> standard within a month by taking corrective steps. Learned C.P.O. has also submitted that meanwhile the respondent no.3 is going to appoint the applicants on the post reserved for primary teacher with payment of Rs.3000/-per month.

4. Learned Advocate for the applicants has submitted that the applicants are going to accept this proposal.

5. In view of the submission made by the Commissioner, Commissionerate of Social Welfare, M.S. Pune and learned Advocate for the applicant, the Respondent no.3 is directed to take corrective steps in the matter within a month. Meanwhile the applicants are at liberty to join the post offered by the Respondent No.3. The Respondent No.3 has directed to file the compliance report on the next date.

6. S.O. to 07.06.2018.

DATE: 4/5/2018

CORAM: Shri B. P. Patil (MB)  
Hon'ble Justice Shri A. H. Joshi (Chairman)

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

APPEARANCE:

Shri/Punam Mahajan

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C.P.O. for the Respondent/s

Ad/S.O. to 7/6/2018

MIT  
B.P.

Sd/-

(P.N. DIXIT)  
MEMBER (A)

Sd/-

(B. P. PATIL)  
MEMBER (J)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>4/5/2018</u> CORAM: <u>Shri B. P. Patil (M/J)</u> <u>Hon'ble Justice Shri A. H. Joshi (Chairman)</u> <u>Hon'ble Shri P. N. Dixit Member (A)</u> APPEARANCE: <u>Shri/Smt. R. M. Kolge</u> Advocate for the Applicant <u>Shri/Smt. Archana B. K.</u> C. P.O. for the Respondents Adj./S.O. to <u>M.A. is allowed</u></p>	<p>Date : 04.05.2018</p> <p>M.A. No.248 of 2018 in M.A. No.303 of 2017 in O.A.No.652 of 2017</p> <p>A.P. Patil .....Applicant</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri R. M. Kolge, the learned Advocate for the Applicant and Smt. Archana B. K., the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the respondents has no objection for restoration of the M.A.No.303/17 and O.A.652/17, subject to payment of cost.</p> <p>3. In view of the submission made by the learned P.O. for the respondents, Misc. Application is allowed subject to payment of cost of Rs.2000/- to be deposited with Bar Association, M.A.T. Mumbai. The applicant shall deposit the cost within one week from today and receipt of the same shall be produced to the registry of M.A.T. Mumbai.</p> <p>4. On depositing the cost M.A.No.303/17 and O.A.652/17 be restored to its original number.</p> <p>Sd/- (P.N. DIXIT) MEMBER (A)</p> <p>Sd/- (B. P. PATHI) MEMBER (J)</p>

(G.C.P.) J 2260(B) (50,000—2-2015)

(Spl. MAT-F-2 E.

**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

04.05.2018

O.A No. 306/2018

Smt V.H Kelkar ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Dr Gunratan Sadavarte, learned advocate for the applicant and Shri N.K Rajpurohit, learned P.O for the Respondents.

2. At the request of learned advocate for applicant, S.O to 8.5.2018.

DATE: 4/5/18

CORAM:

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

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

APPEARANCE:

Shri/Smt. Dr. Gunratan Sadavarte

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

G.P.O. for the Respondent's

Adj./ S.O. to 8/5/18

(P.N Dixit)  
Member (A)

Akn

(A.H Joshi, J.)  
Chairman

**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><b>DATE:</b> <u>4/5/18</u></p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>Dr. Gunratan Sadavarte</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./P.O. for the Respondents</p> <p><u>Ad/S.O. to M.A. is allowed and O.A. 306/18 is restored.</u></p>	<p><b>04.05.2018</b></p> <p><b><u>M.A 223/2018 in O.A No. 306/2018</u></b></p> <p>Smt V.H Kelkar ... Applicant</p> <p>Vs. The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Dr Gunratan Sadavarte, learned advocate for applicant and Shri N.K Rajpurohit, learned P.O for Respondents.</p> <p>2. Accepting reasons contained in the application to be good and sufficient, M.A is allowed and O.A 306/2018 is restored.</p> <p><u>(P.N Dixit)</u> Member (A)</p> <p><u>(A.H Joshi, J.)</u> Chairman</p>



(G.C.P.) J 2260(B) (50,000-2-2015)

[Spl. MAT-F-2 E.

**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

**04.05.2018**

**O.A No. 307/2018**

Smt S.J Kamble ... Applicant

Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Dr Gunratan Sadavarte, learned advocate for the applicant and Smt Kranti S. Gaikwad, learned P.O for the Respondents.

2. At the request of learned advocate for applicant, S.O to 8.5.2018.

DATE: 4/5/18

CORAM:

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

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

APPEARANCE:

Shri/Smt. Dr Gunratan Sadavarte

Advocate for the Applicant

Shri/Smt. S. Gaikwad

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

Adj/S.O. to 8/5/18

(P.N Dixit)  
Member (A)

Akn

(A.H Joshi, J.)  
Chairman

**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>4/5/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>Dr. Gunratan Sadavarte</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p><u>Ad/ISO to M.A. is allowed and O.A. is restored.</u></p>	<p><u>04.05.2018</u></p> <p><u>M.A 222/2018 in O.A No. 307/2018</u></p> <p>Smt S.J Kamble ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. Heard Dr Gunratan Sadavarte, learned advocate for applicant and Smt Kranti S. Gaikwad, learned P.O for Respondents.</p> <p>2. Accepting reasons contained in the application to be good and sufficient, M.A is allowed and O.A 307/2018 is restored.</p> <p><u>(P.N Dixit)</u> Member (A)</p> <p><u>(A.H Joshi, J.)</u> Chairman</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

I N

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>4/5/18</u></p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p><b>APPEARANCE:</b> <del>Shri/Smt. .... Name for the applicant.</del></p> <p>Advocate for the Applicant <del>Shri/Smt. Ms. S. Sureshchandra</del></p> <p><del>C. P.O. for the Respondents</del></p> <p>Adj./ S.O. to <u>14/6/18</u></p> <p><i>[Signature]</i></p>	<p><b>04.05.2018</b></p> <p><b><u>C.A 18/2018 in O.A No 834/2017</u></b></p> <p>Shri Rahul T. Kale ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <p>1. None for the applicant. Heard Ms Savita Suryavanshi, learned P.O for the Respondents.</p> <p>2. In view of absence of learned advocate for applicant, adjourned to 14.6.2018.</p> <p><i>[Signature]</i> (P.N Dixit) Member (A)</p> <p><i>[Signature]</i> (A.H Joshi, J.) Chairman</p> <p>Akn</p>

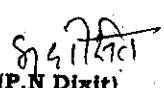

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

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

**- FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>4/5/18</u></p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p><b>APPEARANCE:</b> <del>Shri/Smt. .... None. Does the applicant.</del></p> <p>Advocate for the Applicant <del>Shri/Smt. .... K. S. Gaikwad</del> C.I./P.O. for the Respondents</p> <p>Adt/S.O. to <u>18/6/18</u></p>	<p><b>04.05.2018</b></p> <p><b><u>C.A 142/2014 in O.A No. 27/2003</u></b></p> <p>Shri U.P Paradkar ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors ... Respondents</p> <ol style="list-style-type: none"> <li>None for the applicant. Heard Ms Kranti Gaikwad, learned P.O for the Respondents.</li> <li>Learned P.O states that while adjourning hearing of W.P, Hon. High Court has expressed that let C.A be heard after 11.6.2018</li> <li>In view of the foregoing, let C.A come up for hearing on 18.6.2018.</li> </ol> <p style="text-align: center;">         (P.N Dixit)        Member (A)     </p> <p style="text-align: center;">         (A.H Joshi, J.)        Chairman     </p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.110 OF 2018

DISTRICT: MUMBAI

M.B. Sonawane

.. Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri R. Sorankar, the learned Advocate for the Applicant.

Ms. S. Suryawanshi, the learned P.O. for the Respondents 1 & 2.

Shri M. R. Patil, the learned Advocate for the Respondent No.4.

CORAM : Justice Shri A.H. Joshi, Chairman  
Shri P.N. Dixit, Member(A),

DATE : 04.05.2018.

PER : Justice Shri A.H. Joshi, Chairman

**ORDER**

1. Heard Shri R. Sorankar, the learned Advocate for the Applicant, Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents 1 & 2 and Shri M.R. Patil, the learned Advocate for the Respondent No.4.

2. At the outset, Learned advocate for the applicant states that he withdraws the allegations of unfair conduct attributed by him against learned P.O Ms Savita Suryavanshi, contained in additional affidavit dated 25.4.2018 and affidavit in rejoinder dated 2.5.2018.

3. The O.A. was taken up for final hearing and was heard for considerable time.

4. Today is last working day before vacation. Though we had commenced the hearing for final disposal, it is not possible to complete it.

5. Therefore, we have heard parties on interim relief.

6. In the light of facts which have surfaced during the hearing, applicant deserves opportunity of access to the record for inspection and even for supply of copies.



7. Certain facts have transpired during the hearing, which are as follows :-
- (a) There existed one vacancy.
  - (b) As per the procedure Rules, 5 eligible candidates are required to be called for the interview.
  - (c) Bench-mark was fixed before verification of actual eligibility, barely on candidates' representation.
  - (d) 5 candidates based on their representations as to their eligibility were called for verification of documents, and also for interview, based on their representation as to eligibility.
  - (e) After the process of verification of credentials was done, only three candidates were found to possess the eligibility for interview.
  - (f) All other candidates' candidature was declined, and only three candidates were interviewed.
8. According to the Applicant, the ratio of vacancies to candidates is to be 1:5 is consciously violated. This mandatory requirement is not disputed by the Applicant.
9. It is shown by M.P.S.C. that candidates were called for verification of documents by observing ratio of 1:5. However, the ratio has fallen to 1:3 for interviews, though eligibility of few other candidates was not examined due to prematurely fixed bench-mark.
10. The act of M.P.S.C. is done in conscious breach of the rule and not an eventuality which has occurred despite diligence on the part of M.P.S.C..
11. Thus it is evident that M.P.S.C. has run the risk of inviting the candidates less in number for verification, that resulting in breach of said ratio for interview.
12. Admittedly the bench-mark is always ascertained on the basis of availability of number of eligible candidates arranged in order of merit as prescribed and as assessed by M.P.S.C.. M.P.S.C. could have called large number of candidates for verification of credential, thereafter fixed the Bench-mark after listing all the eligible candidates upon verification, allowed candidates according to merit and ratio of 1:5 for interview.



13. Thus the identification of Bench-mark itself was done in grave erroneous manners.

14. Hence, Applicant has made out the case to show that M.P.S.C has not just erred but has committed the illegality, knowing well fully consequences of its act.

15. It is not shown that any compelling circumstances existed due to which number of candidates of required magnitude were not called for verification of credentials.

16. The eligibility committed by the M.P.S.C. goes to the root of the case.

17. Learned Advocate further prays that in the background of facts what has transpired is that Applicant is entitled for receiving inspection of copies of documents and will have to amend the O.A. and prays for leave.

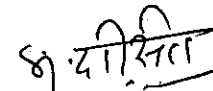
18. In view of the foregoing observations, following order is passed :-

- (a) M.P.S.C. is directed to provide to the Applicant's advocate inspection of original record of M.P.S.C regarding scrutiny, arrival at bench mark etc.
- (b) M.P.S.C. is directed to furnish to the Applicant copies of documents as may be asked for.
- (c) Applicant is granted leave to amend by way of substitution of paper book of O.A upon accepting Applicant's undertaking to carry out the amendment on or before 30.05.2018.
- (d) Applicant shall serve the paper book of amended O.A. on the Respondents.
- (e) Upon substitution affidavits filed by the parties including rejoinder be stuck off and removed from the first part of the court record. If the amendment is not carried out before date O.A. shall stand dismissed without further reference to the Applicant.
- (f) M.P.S.C. is restrained by injunction from declaring the results to process of selection.
- (g) It is clarified that if M.P.S.C. chooses it may call additional candidates for verification of credential of the candidates for securing required number of candidates for interview, re-fix the bench-mark and proceed to hold interview afresh without any express leave of this Tribunal.

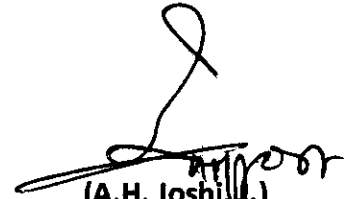


19. Steno copy and Hamdast is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.

20. S.O. to 02.07.2018.

  
(P.N. Dixit)  
Member(A)

Prk

  
(A.H. Joshi.)  
Chairman