

**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><u>5/12/2017</u></p> <p><u>Coram</u> Mr. B.P. Patil, Member (J)</p> <p><u>Appearance</u> Mr. B.A. Bandiwadekar Adv. for the Respondts (Ori. Applicant) Mr. A.J. Chougule (P.O) for the Applicants (Ori. Respondents) M.A. is disposed of accordingly.</p> <p style="text-align: right;">(B.P.)</p>	<p style="text-align: center;"><u>M.A.269/2017 in O.A.No.35/2017</u></p> <p>The State of Mah. & ors. ... Applicants (Ori. Respondents)</p> <p style="text-align: center;">Vs.</p> <p>Mr. S.A. Adake ... Respondent (Ori. Applicant)</p> <ol style="list-style-type: none"> 1. Heard Mr. A.J. Chougule, the learned P.O. for the Applicants (Ori. Respondents) and Mr. B.A. Bandiwadekar, the learned Advocate for the Respondent (Ori. Applicant). 2. The learned P.O. has submitted that the present Applicants in the M.A. do not want to proceed with the M.A. since the present Respondent has filed the application for condonation of delay, and therefore, he prayed to dispose of the M.A. 3. Since the present Applicants do not want to proceed with the M.A, M.A. is disposed of accordingly with no order as to costs. <p style="text-align: right;">Sd/- (B.P. Patil) Member-J 05.12.2017</p> <p style="text-align: left;">skw</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION 1127 OF 2017

DISTRICT : NASIK

Dr S.S Wakchaure

)...**Applicant**

Versus

The State of Maharashtra & Others

)...**Respondents**

Ms Smita Gaidhani with Shri Ranjit Hatkar i/b for Pol Legal Juris,
learned advocate for the Applicant.

Ms Swati Manchekar, learned Chief Presenting Officer for the
Respondents.

CORAM : Shri Justice A.H Joshi (Chairman)

DATE : 05.12.2017

ORDER

1. Heard Ms Smita Gaidhani with Shri Ranjit Hatkar i/b for Pol Legal Juris, learned advocate for the Applicant and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice returnable on 07.02.2018.
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 3 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.
8. Heard on Interim relief.
9. Admittedly applicant is not relieved. Transfer order does not disclose special reasons or exceptional circumstances.
10. Hence applicant has made out a case for grant of interim relief.
11. Therefore, ad-interim relief in terms of prayer 11(a) is granted with show cause and liberty to apply for vacating the interim relief.

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

13. S.O to 7.2.2018.



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

Place : Mumbai
Date : 05.12.2017
Dictation taken by : A.K. Nair.

H:\Anil Nair\Judgments\2017\Dec 2017\O.A 1127.17 Transfer order challenged, SB. Int order 5.12.17,
Chairman.doc

(Presenting Officer.....)

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

Tribunal's orders

05.12.2017**O.A No 665/2017**

Shri R.A Chougule ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

1. Heard Shri A.V Bandiwadekar, learned advocate for the applicant and Ms Swati Manchekar, learned Chief Presenting Officer for the Respondents.
2. Learned Advocate for applicant prays for leave to substitute the memo, add annexures, index and synopsis.
3. Leave to substitute is granted.
4. In view that leave to substitute is granted, affidavit in reply already on record, be struck off and be kept in second part (along with old paper book).
5. S.O to 19.12.2017.

DATE : 5/12/2017

CORAM :

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

APPEARANCE:

Shri A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. Ms. S.P. Manchekar Lt.
C.P.O./P.O. for the Respondent/sAdj./S.O. to 19/12/2017.*A.H. Joshi*

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

Akn

C.P.O.

[P.T.O.]