

(Advocate M.R.G. Panchal)

M.A. 437/17 2
O.A. 537/17

versus

The State of Maharashtra and others

..... Respc

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>6/10/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p>APPEARANCE: Shri/Smt. <u>V.U. Sherkhane</u> holding Advocate <u>R.G. Panchal</u> Advocate for the Applicant Shri/Smt. <u>Aruna B.K.</u> C.P.O / P.O. for the Respondent/s</p> <p>Ad. To..... <u>M.A. is disposed.</u></p> <p><i>[Signature]</i></p>	<p>Heard..</p> <p>Interview of compliance which was delayed by one day, by condoning the delay, this MA is allowed and SA 537/2017 is restored.</p> <p>M.A. is disposed.</p> <p><i>[Signature]</i> Sd/- <u>[Signature]</u> 6/10/2017</p>

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

Tribunal's orders

Date : 06.10.2017.

O.A.No.929 of 2017
(Subject : Recovery)

P.Z. Girnar

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Shri K.B. Bhise, the learned Presenting Officer for the Respondents tendered copy of order dated 05.10.2017 issued by the Deputy Collector and S.D.O. Malegaon. The recovery ordered through impugned order is now revoked in view of charge-sheet.

3. In view of the foregoing, now the purpose of O.A. is accomplished, hence, O.A. is accordingly allowed in terms of prayer clause 9(a). Prayer clause 9(a) reads as follows :-

9(a) "The Hon. Tribunal be pleased to call for record and proceedings of the impugned order dated 04.01.2017 and after examining the legality and validity of the order, so far as ordering a recovery of an amount of Rs.90,000/- is concern, the Hon. Tribunal be pleased to hold and declared that, said part of the order is arbitrary and by further suitable order the same may please be quashed and set aside."

(Quoted prayer clause 9(a) from
page 6 of O.A. paper book.)

4. No costs.



Sd/-

(A.H. Joshi J.K.
Chairman

prk

DATE: 01/10/2017

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt: C.T. Chandratre

Advocate for the Applicant

Shri/Smt: K.B. Bhise

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

Att. To: O.A. is allowed.



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

Tribunal's orders

Date : 06.10.2017.

C.A.No.1 of 2017 in O.A.No.591 of 2015

B.R. Sangle

....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. None appeared for Respondent No.3.

3. In view of compliance and apology present Contempt Application has to be disposed.

4. Heard Applicant in person, he wants to have the Contempt continued.

5. Government has refused to pay arrears by relying on Rule 70 of the Maharashtra Civil Services (Joining Time, Foreign Service, and Payments during Suspension, Dismissal and Removal) Rules, 1981.

6. It appears that Applicant has a grievance against Rule 70(4) of the said Rules. The said grievance cannot be a subject matter of a Contempt case.

7. Hence, with liberty to the Applicant to take remedy as may be advised, present C.A. is disposed.

8. Steno copy and Hamdast is allowed.

DATE: 6/10/2017

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member)

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. Archana B.K.

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

Adj. To..... C.A. is disposed.
Steno copy and Hamdast
is allowed.

prk

Sd/-

(A.H. Joshi)
Chairman

prk


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>DATE:</u> <u>06/10/2017</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. : <u>K.B. Jadhav</u> Ld. Advocate for the Applicant <u>absent</u> Shri/Smt. : <u>A.J. Chougule</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>Removed from board.</u></p> <p>Applicant shall take the orders for notice from Registry and serve the Respondents.</p> <p style="text-align: right;"><u>BHE</u></p>	<p>Date : 06.10.2017.</p> <p style="text-align: center;">O.A.No.833 of 2017</p> <p>E.B. ChavanApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Shri K.B. Jadhav, the learned Advocate for the Applicant is absent.</p> <p>3. Removed from Board.</p> <p>4. Applicant shall take order for notice from Registry and serve the Respondents.</p> <div style="text-align: right; margin-top: 20px;">  Sd/- (A.H. Joshi J.) Chairman </div> <p style="text-align: left; margin-top: 20px;">prk</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

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<p><u>DATE:</u> 6/10/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. K.R. Jagdale Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. 11/10/2017</p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 06.10.2017.</p> <p style="text-align: center;">O.A.No.740 of 2017</p> <p>S.H. Bhagwat ...Applicant.</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 Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Shri A.J. Chougule, the learned Presenting Officer for the Respondents has tendered affidavit-in-reply. The said affidavit is affirmed by Shri Ravindra Kadam, Joint Commissioner of Police, Office of Commissioner of Police, Pune. It is taken on record.</p> <p>3. Shri K.R. Jagdale, the learned Advocate for the Applicant states that he would like to make submission on the basis of statement of witnesses recorded before the Enquiry Officer, and prays for time till, Tuesday, 10.10.2017.</p> <p>4. S.O. to 11.10.2017.</p> <p style="text-align: right;">  Sd/- (A.H. Joshi J) Chairman </p> <p>prk</p>


**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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<p><u>DATE:</u> 11/10/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)-A</p> <p><u>APPEARANCE:</u> Shri/Smt.: V.P. Patbhare Advocate for the Applicant Shri/Smt.: S. Suryawanshi C.P.O. / P.O. for the Respondent/s</p> <p>Adj. To: Remove from board. Applicant shall take order for notice from Registry and serve the Respondents.</p> <p>14/10</p>	<p>Date : 06.10.2017.</p> <p>O.A.No.745 of 2017</p> <p>U.T. SarodeApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Removed from Board.</p> <p>3. Applicant shall take order for notice from Registry and serve the Respondents.</p> <p style="text-align: right;">  Sd/- (A.H. Joshi J) Chairman </p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Date : 06.10.2017.

O.A.No.259 of 2016

Udyog Sanchanalay Kshetra Sahayak Sanghathana

....Applicant.

Versus

The Principle Secretary & Ors.

.....Respondents.

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

2. Prayer in O.A. is akin to prayer for substitution of conditions of service.

3. Shri D.B. Khaire, the learned Advocate for the Applicant prays for time to consider all the aspects involved and address on the next date.

4. Time as prayer is granted.

5. S.O. to 24.11.2017.

DATE : 6/10/2017

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member)

APPEARANCE :

Shri/Smt. D.B. Khaire

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

Adj. To. 24/11/2017

prk

Sd/-

(A.H. Joshi) Jy
Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>6/10/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)-A</p> <p>APPEARANCE: Shri/Smt. : <u>None appears for the</u> <u>Advocate for the Applicants -</u> Shri /Smt. : <u>K.B. Bhise</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>22/11/2017.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p><u>O.A. No.334 of 2017</u></p> <p>Shri G.N. Peherkar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>None for the Applicants. Heard Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. None appears for the applicants.</p> <p>3. Ld. PO states on instructions that the OA is to be opposed and prays four weeks time for filing affidavit.</p> <p>4. Time as prayed is granted.</p> <p>5. S.O. to 22.11.2017.</p> <p style="text-align: right;">Sd/- (A.H. Joshi) <i>[Signature]</i> Chairman 6.10.2017</p> <p>(sgj)</p>


IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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I N

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> <u>6/10/2017</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt.: <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt.: <u>R.M. Kolge</u> C.P.O / P.O. for the Respondent/s</p> <p>Ad. To. <u>Removed from board.</u> Applicant shall take order for notice from Registry and serve the Respondents.</p> <p style="text-align: right;"><u>prk</u></p>	<p>Date : 06.10.2017.</p> <p>O.A.No.755 of 2017</p> <p>S.R. GutalApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri K.R. Jagdale, the learned Advocate holding for Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. Removed from Board. 3. Applicant shall take order for notice from Registry and serve the Respondents. <p style="text-align: right;">  Sd/- (A.H. Joshi J) Chairman </p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

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<p><u>DATE:</u> <u>6/10/2017</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>B. A. Bandiwadker</u> Advocate for the Applicant Shri/Smt. <u>S. SURYAWANSHI</u> C.P.O./ P.O. for the Respondent/s</p> <p>Adj. To. <u>22/11/2017</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p><u>O.A. No.176 of 2017 with M.A. No.95 of 2017</u></p> <p>Shri B.N. Wakchaure ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri B.A. Bandiwadkar, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that fresh proposal is sent to the Government for permitting applicant to withdraw the resignation and for grant of benefits under Section 47 of The Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995.</p> <p>3. It is hoped that the Government would take the decision expeditiously.</p> <p>4. For reporting progress or outcome, S.O. to 22.11.2017.</p> <p style="text-align: right;">  Sd/- (A.H. Joshi, J) Chairman 6.10.2017 </p> <p>(sgj)</p>

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

Tribunal's orders
Date : 06.10.2017.

O.A.No.936 of 2017

M.Y. Gosavi

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Smt. Punam Mahajan, 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 13.10.2017.
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 13.10.2017.

DATE: 6/10/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. Punam Mahajan

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj. To: S.O. to 13/10/17

prk

Sd/-

(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>6/10/17</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>S.S. Dere</u> Advocate for the Applicant Shri/Smt. <u>A.T. Chougule</u> C.P.O./P.O. for the Respondent/s <u>Adj. To. Removed from Board.</u></p>	<p>Date : 06.10.2017.</p> <p>O.A.No.919 of 2017</p> <p>N.D. KambleApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri S.S. Dere, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Removed from Board.</p> <p>prk</p> <p>Sd/- (A.H. Joshi J.) Chairman</p>