

**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>DATE : <u>6/12/2018</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) <u>Hon'ble Shri P. N. Dixit (M.A.)</u></p> <p>APPEARANCE: Shri/Smt. <u>M. D. Lonkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>MA is allowed.</u></p> <p align="right"><u>P.N. Dixit</u></p>	<p>06.12.2018</p> <p align="center"><u>M.A 623/2018 in O.A No 1064/2018</u></p> <p>Shri R.S Jadhav & Ors ... Applicants Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present M.A is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A is allowed.</p> <p align="center">Sd/- (P.N Dixit) Member (A)</p> <p align="center">Sd/- (A.H Joshi, J.) Chairman</p> <p align="center">Akn</p>

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

06.12.2018

Tribunal's orders

O.A No 1064/2018

Shri R.S Jadhav & Ors ... Applicants
Vs.

The State of Maharashtra & Ors ... Respondents

1. Heard Shri M.D Lonkar, learned advocate for the applicant and Ms Archana B.K, learned P.O for the Respondents.
2. Issue Notice returnable on 17.1.2019.
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. Respondent no. 1 is directed to file affidavit as to whether there is any legal impediment to adhering to the rule of quota of which prayer (a) is the foundation and if there be any difficulty what is legal impediment in following it.
9. Affidavit be filed one week before returnable date.
10. S.O to 17.1.2019.

DATE : 6/1/19

CORAM :

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

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

APPEARANCE:

Shri/Smt. M.D. Lonkar

As/for applicant

Shri/Smt. Archana B.K.

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

Adj./S.O. to Issue notice

Returnable on 17/1/2019.

Sd/-

(P.N. Dixit)
Member (A)

Akn

Sd/-

(A.H. Joshi (J.))
Chairman

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>6/12/18</u> CORAM Honble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S.D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>20/12/18</u></p>	<p>Date : 06.12.2018 O.A.No.978 of 2018</p> <p>B.L. YeleApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. R.M. Kolge, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. In present Original Application challenge is to the suspension order dated 24.4.2017 whereby the Applicant is kept under suspension in view of offense registered against him under the prevention of the corruption Act u/s 7,13(1)(d)(1)(1) read with section 15 of the same. 3. As such, the Applicant is under suspension for more than 18 months. In criminal case charge sheet is filed. 4. It seems that departmental action is also simultaneously taken as seen from the representations made by the Applicant dated 07.08.2018 at page no.18 and dated 21.8.2018 which is at page no.58. 5. Insofar as review is concerned, there is nothing on record to show whether matter was placed before review committee as mandated by Government Resolution. 6. As the Applicant is under suspension for near about 18 months, it needs to be considered by review committee about continuation or revocation of suspension. 7. Learned P.O. for the Respondents is directed to take instructions about the review as well as file affidavit-in-reply on the next date. Two weeks time is granted. 8. S.O. to 20.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>gba</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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Date : 06.12.2018

O.A.No.427 of 2018

R.J. SawantApplicant

Versus

The State of Maharashtra & Ors.Respondents.

1. Applicant and her Advocate both are absent. Heard Shri A.K. Chougule, the learned Presenting Officer for the Respondents.

2. Affidavit-in-reply on behalf of the Respondents is already on record.

3. As the pleadings are completed, the matter is admitted and adjourned for final hearing.


4. S.O. to 10.1.2019.


DATE : 6/12/18

CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
~~Shri. Sawant Applicant and~~
~~Advocate absent.~~
Advocate for the Applicant

Shri. ~~Smt. A.K. Chougule~~
C.P.O./P.O. for the Respondents

Adj./S.O. to 10/1/19.
OA is admitted. 

Sd/-

(A.P. Kurhekar)
Member (J)

sba

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>R.M. Kolge</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> G.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>20/12/18</u></p>	<p>Date : 06.12.2018</p> <p>O.A.No.977 of 2018</p> <p>B.B. PawarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. R.M. Kolge, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. In present Original Application challenge is to the suspension order dated 24.4.2017 whereby the Applicant is kept under suspension in view of offense registered against him under the prevention of the corruption Act u/s 7,13(1)(d)(1)(1) read with section 15 of the same. 3. As such, the Applicant is under suspension for more than 18 months. In criminal case charge sheet is filed. 4. It seems that departmental action is also simultaneously taken as seen from the representation made by the Applicant dated 21.8.2018 which is at page no.22. 5. Insofar as review is concerned, there is nothing on record to show whether matter was placed before review committee as mandated by Government Resolution. 6. As the Applicant is under suspension for near about 18 months, it needs to be considered by review committee about continuation or revocation of suspension. 7. Learned P.O. for the Respondents is directed to take instructions about the review as well as file affidavit-in-reply on the next date. Two weeks time is granted. 8. S.O. to 20.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sb</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>6/12/18</u> CORAM Honble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>K.R. Jagdale</u> Advocate for the Applicant</p> <p>Shri. <u>Ms. S.P. Manchekar</u> C.P.O./S.O. for the Respondent/s</p> <p>Adj./S.O. to <u>4/1/18</u></p>	<p>Date : 06.12.2018</p> <p>O.A.No.1025 of 2018 with O.A.No.1026 of 2018 with O.A.No.1027 of 2018 with O.A.No.1028 of 2018 with O.A.No.1029 of 2018 with O.A.No.1030 of 2018 with O.A.No.1031 of 2018 with O.A.No.1032 of 2018 with M.A.No.608 of 2018 with O.A.No.1033 of 2018 with O.A.No.1034 of 2018</p> <p>P.B. Nannaware & Ors.Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the Chief Presenting Officer with Shri S.D. Dole, Ms. N.G. Gohad, Smt. Archana B.K., and Shri A.J. Chougule, the learned Presenting Officers for the Respondents.</p> <p>2. At the request of the learned Advocate for the Applicant, Original Applications are adjourned to 4.1.2018 without passing any further order.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>sb</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 : 06.12.2018

**O.A.No.340 of 2018 with O.A.No.343 of 2018
with
O.A.No.344 of 2018**

**R.M. Shivsharan & Ors. (O.A.No.340 of 2018)
L.S. Kamble & Ors. (O.A.No.343 of 2018)
L.V. Babar & Ors. (O.A.No.344 of 2018)**

....Applicants

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicants and Ms. S.P. Manchekar, the learned Chief Presenting Officer with Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned C.P.O. has filed affidavit-in-reply on behalf of the Respondent Nos.1 to 3 in O.A.No.340 of 2018 and on behalf of the Respondent No.3 in O.A.No.343 of 2018 and O.A.No.344 of 2018. Affidavits are taken on record.

3. She further submitted that same reply is being adopted on behalf of the Respondent Nos.1 & 2 in O.A.No.343 of 2018 and O.A.No.344 of 2018.

4. Learned Advocate for the Applicants seeks two weeks' time to file affidavit-in-rejoinder.

5. S.O. to 20.12.2018 for filing affidavit-in-rejoinder.

Sd/-

(A.P. Kurhekar)
Member (J)

LPTO

DATE : 6/12/18
CORAM

Honible Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. R.V. Bandiwadekar

Advocate for the Applicant

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

Adj./S.O. to 20/12/18.

Reply filed by R.No. 1 to 3.

[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 Council, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>6/12/18</u> C.O.M Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri. <u>Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p><u>Adj. S.O. to M.A. is allowed</u></p>	<p>Date : 06.12.2018</p> <p>M.A.No.619 of 2018 in O.A.No.1061 of 2018</p> <p>S.R. Jagtap & Ors.Applicants Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. This is an application for leave to sue jointly.</p> <p>3. Considering the cause of action pursued by the Applicants is common, concurrent and usual, the cases are not required to be decided separately.</p> <p>4. In this view of the matter, the present Misc. Application is allowed subject to Applicants paying requisite court fees, if not already paid.</p> <p>5. M.A. is allowed.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>gba</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Smt./Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p><u>Smt. Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>20/12/18</u></p> <p style="text-align: right;"><i>(Signature)</i></p>	<p>Date : 06.12.2018</p> <p style="text-align: center;">O.A.No.1061 of 2018</p> <p>S.R. Jagtap & Ors.Applicants Versus</p> <p>The State of Maharashtra & Ors.Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents. 2. In the present matter challenge is to the suspension order dated 5.5.2018. 3. Learned Advocate for the Applicant sought interim stay to the suspension order dated 5.5.2018 on the ground that authority who has placed the Applicant under suspension has no authority in according to law and therefore suspension order is prima-facie unsustainable. 4. Whereas, learned P.O. for the Respondents sought time to file reply and to find out as to whether the authority has delegated the power to the person who has passed the suspension order. He wants to file reply on merit. 5. At the stage, I am not inclined to pass interim relief as the suspension is already effect for six months. 6. Issue notice before admission made returnable on 20.12.2018. 7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 8. 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. 9. 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. 10. 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. 11. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record. 12. S.O. to 20.12.2018. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

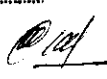
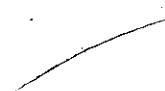
(Advocate

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>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>Ms. S. Suryawanshi</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>9/1/19</u> Reply filed by R.No.1 </p>	<p>Date : 06.12.2018 O.A.No.469 of 2018</p> <p>N.P. SonarApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.1 and same is being adopted on behalf of the Respondent No.3.</p> <p>3. As the pleadings are completed, the matter is admitted and adjourned for final hearing.</p> <p>4. In the meantime, liberty is granted to Applicant to file affidavit-in-rejoinder, if desire.</p> <p>5. S.O. to 9.1.2019.</p> <p style="text-align: right;">Sd/-  (A.P. Kurhekar) Member (J)</p> <p>sba</p>

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<p>DATE : <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>U. M. Gurkhe</u> Advocate for the Applicant</p> <p>Shri/Smt. Ms. S. Suryawanshi P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>20/12/18</u></p>	<p>Date : 06.12.2018 O.A.No.489 of 2018</p> <p>U.M. GurkheApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. In this matter challenge is to the impugned order dated 31.5.2016 whereby the compulsory waiting period of the Applicant has treated as earned leave and commuted leave. 3. Learned Advocate for the Applicant submitted that the Applicant was promoted but did not get communication of his promotion order and therefore, there is no delay and negligence on his part to join on promotional post. 4. If it is really so, then the Respondents needs to take remedial majors, so that the matter can be disposed of within short time. 5. Learned P.O. for the Respondents sought two weeks time to file affidavit-in-reply as well as to take instructions from the department as to whether point raised by the Applicant in the application is acceptable. 6. S.O. to 20.12.2018. 7. Steno copy and Hamdast is allowed. <p style="text-align: right;">Sd/- (A.P. Kurhekar) 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
<p>DATE : <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>Ms. S.P. Manchekar</u> C.P.O. for the Respondent/s Reply filed by A. Kurhekar <u>AM/S.O. to O.A. is disposed</u> OK</p>	<p>Date : 06.12.2018</p> <p>O.A.No.996 of 2018</p> <p>S.S. GundApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondent Nos.1 & 2 and Shri M.D. Lonkar, the learned Advocate for the Respondent No.3.</p> <p>2. Today, learned C.P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.1 and it is also adopted on behalf of the Respondent No.2. It is taken on record. Respondent No.3 has already filed reply.</p> <p>3. However, at this stage, learned Advocate for the Applicant submitted that his client does not want to continue this O.A. and wants to withdraw the same. He has tendered the letter written by the Applicant to that effect. It is taken on record.</p> <p>4. The Applicant is also present in person. He also fairly stated that he does not want to continue the O.A.</p> <p>5. In view of the above, the Original Application stands disposed of for want of prosecution.</p> <p>6. Interim relief granted by order dated 14.11.2018 stands vacated. No order as to costs.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</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 Register's orders	Tribunal's orders
<p>DATE : <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri. <u>A.V. Bandiwadekar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K.S. Gaikwad</u> C.H.O.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>3/1/19</u></p>	<p>Date : 06.12.2018</p> <p>O.A.No.916 of 2018</p> <p>Dr. S.V. GanuApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. The matter pertains to release of retiral benefits of the Applicant involving the benefit of section 47 of Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation), Act, 1995.</p> <p>3. Learned P.O. for the Respondents submitted that the matter is under consideration at Government level to release the retiral dues. She has tendered letter dated 6.12.2018.</p> <p>4. However, in present matter the question would still remain about the question of entitlement of the Applicant under provision of Section 47 of Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation), Act 1995. For this purpose, learned P.O. seeks three weeks time to file affidavit-in-reply. Time granted.</p> <p>5. S.O. to 3.1.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>gba</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE : <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondents</p> <p>Adj./S.O. to <u>4/1/19</u></p>	<p>Date : 06.12.2018</p> <p>O.A.No.453 of 2018</p> <p>P.S. WalkeApplicant Versus The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. In the present matter challenge is to the suspension order dated 31.3.2018.</p> <p>3. However, during the pendency of application, there are certain developments in the matter as the suspension of the Applicant has been revoked and she has been reinstated in service.</p> <p>4. Today, learned Advocate for the Applicant states that his client has been given posting at Pune and accordingly she joined there.</p> <p>5. However, learned Advocate for the Applicant further submitted that the challenge is to the suspension order itself and therefore he wants to continue the proceeding on merit.</p> <p>6. He emphasis that suspension itself is not justified and therefore he wants to continue this Original Application.</p> <p>7. In the matter, reply as well as rejoinder is already filed and taken on record.</p> <p>8. It may be noted that the suspension order is in contemplation of departmental enquiry. Whether suspension is justified or not it depends upon the outcome of departmental enquiry.</p> <p>9. Learned P.O. for the Respondents stated that he will take instruction on the steps taken in departmental enquiry and inform the Tribunal on next date.</p> <p>10. In view of above, matter is adjourned for hearing.</p> <p>11. S.O. to 4.1.2019.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p>

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

Tribunal's orders

Date : 06.12.2018

O.A.No.462 of 2018

S.D. Joshi

....Applicant

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Smt. P. Mahajan, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Today, learned P.O. for the Respondents submitted that as per the directions given by this Tribunal on 23.10.2018 necessary orders have been issued and all pensionary benefits have been released.

3. Applicant in person is present and admitted that he has received all retiral benefits.

4. In view of above, as the grievance of the Applicant is redressed, O.A. needs to be disposed of.

5. However, learned Advocate for the Applicant submitted that her client made application to the department on 29.11.2018 for interest on delayed payment and it needs to be decided by the concerned department.

6. So far as the question of interest on delayed payment is concerned, that may be dealt with separately after decision of the department on the representation filed by the Applicant on 29.11.2018.

7. In view of the above, Original Application is disposed of. No order as to costs.

Sd/-

(A.P. Kurhekar)
Member (J)

sba

DATE : 6/12/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. P. Mahajan

Advocate for the Applicant

Shri/Smt. Ms. S. Suryawanshi

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

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

DP

(Signature)

**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>DATE : <u>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri/Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> C.P.O./P.O. for the Respondent/s Reply filed by P.No.1. Adj./S.O. to <u>13/12/18</u></p> <p><u>01/12/18</u></p>	<p align="center"><u>O.A.998/2018</u></p> <p>Shri V.B. Pawar ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Mr. A.V. Bandiwadkar, learned Advocate for the Applicant and Mr. A.J. Chougule, learned Presenting Officer for the Respondents. 2. The learned P.O. has filed Affidavit-in-reply on behalf of Respondent No.1. It is taken on record. 3. The learned P.O. has stated that there is no need to file Affidavit-in-reply of Respondent Nos.2 & 3. 4. In this matter, some interim protection has been granted by order dated 14.11.2018. Therefore, the matter needs to be expedited. 5. In view of above, the matter is adjourned for hearing. Liberty is granted to file Rejoinder, if any. 6. S.O. to 13th December, 2018 along with O.A.948/2018. <p align="right">Sd/- (A.P. Kurhekar) Member-J 06.12.2018</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.1070/2018

Shri V.D. Kakade ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Mrs. Punam Mahajan, learned Advocate for the Applicant and Mrs. A.B. Kololgi, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 11.12.2018.

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 11th December, 2018.

Sd/-

(A.P. Kurhekar)
Member-J
06.12.2018

DATE: 6/12/18

CORAM

Honible Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. Punam Mahajan

Advocate for the Applicant

Shri/Smt. A.B. Kololgi

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

Adj./S.O. to 11/12/18

**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>6/12/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>A.V. Bandiwadkar</u> Advocate for the Applicant</p> <p><u>Shri./Smt. Ms. S.P. Manchekar</u> C.P.O./P.O. for the Respondent/s</p> <p><u>App. & O. to O.A. are disposed of</u> <u>Hamdast and stenocopy</u> <u>is allowed.</u></p>	<p>Date : 06.12.2018 O.A.No.997 of 2018</p> <p>S.S. GundApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant, Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondent Nos.1 & 2 and Smt. P. Mahajan, the learned Advocate for the Respondent No.3.</p> <p>2. At this stage, learned Advocate for the Applicant submitted that his client does not want to continue this O.A. and wants to withdraw the same. He has tendered letter dated 6.12.2018 written by the Applicant to that effect. It is taken on record.</p> <p>4. The Applicant is also present in person. He also fairly stated that he does not want to continue the O.A.</p> <p>5. In view of the above, the Original Application stands disposed of for want of prosecution. No cost.</p> <p>6. Steno copy and Hamdast is allowed.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</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>6/12/18</u> Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>Puneem Mahajan</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>A.T. Chougule</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>29/1/19</u> <u>O.A. is admitted.</u></p> <p style="text-align: right;"><i>FH</i> <i>(A.P. Kurhekar)</i></p>	<p>Date : 06.12.2018</p> <p>O.A.No.293 of 2018 with O.A.No.294 of 2018</p> <p>U.S. Gawandi (O.A.No.293 of 2018) J.D. Kshirsagar (O.A.No.294 of 2018) Applicants</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Smt. P. Mahajan, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. 2. Today, matter is fixed for filing affidavit-in-rejoinder of the Applicant. 3. Learned Advocate for the Applicant seeks time to file affidavit-in-rejoinder. 4. As the pleadings are competed, the matter is admitted and adjourned for final hearing. 5. In the meantime, learned Advocate for the applicant may file affidavit-in-rejoinder, if desire. 6. S.O. to 29.1.2019. <p style="text-align: right;">Sd/- <i>WV</i> (A.P. Kurhekar) 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 : 06.12.2018

O.A.No.1067 of 2018

M.V. Sonawane
Versus

....Applicant

The State of Maharashtra & Ors.

.....Respondents.

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

2. issue notice before admission made returnable on 10.01.2019.

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 seven days and if service report on affidavit is not filed three days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 10.01.2019.

Sd/-
(A.P. Kurhekar)
Member (J)

gba

DATE : 6/12/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. S.D. Dole

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

Adj./S.O. to 10/1/19

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

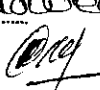
(Advocate

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>6/2/18</u> CORAM Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p>APPEARANCE Shri./Smt. <u>H. P. Damania</u> Advocate for the Applicant</p> <p>Shri./Smt. <u>S. D. Dole</u> C.P.O./P.O. for the Respondent/s</p> <p><u>Adj. S.O. to M.A. is allowed.</u> </p>	<p>Date : 06.12.2018</p> <p>M.A.No.610 of 2018 in O.A.No.840 of 2018</p> <p>N.P. SonarApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <ol style="list-style-type: none"> 1. Heard Shri H.P. Damania, the learned Advocate for the Applicant and Shri S.D. Dole, the learned Presenting Officer for the Respondents. 2. This Misc. Application No.610 of 2018 is filed for restoration of O.A.No.840 of 2018 as it was dismissed in default for non-compliance of conditional order passed by this Tribunal on 19.11.2018. 3. As notices were not completed within three days, Original Application was dismissed in default. 4. Learned Advocate for the Applicant submits that as he was out of Mumbai for urgent work, notices could not be collected within time. 5. For the reasons stated, Misc. Application is allowed. Original Application No.840 of 2018 is restored to file. <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member (J)</p> <p>sb</p>

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

Tribunal's orders

Date : 06.12.2018

O.A.No.840 of 2018

N.P. SonarApplicant
Versus

The State of Maharashtra & Ors.Respondents.

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

2. In view of the order passed in M.A.No.610 of 2018, Original Application No.840 of 2018 is restored to the original file.

3. Issue notice before admission made returnable on 10.01.2019.

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

5. 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.

6. 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.

7. 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.

8. In case notice is not collected within seven days and if service report on affidavit is not filed three days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. S.O. to 10.01.2019.

Sd/-

(A.P. Kurhekar)
Member (J)

DATE : 6/12/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri/Smt. H. P. Damania

Advocate for the Applicant

Shri/Smt. S. D. Dole

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

Adj./S.O. to 10/1/19

**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>6/12/18</u></p> <p><u>CORAM</u> Hon'ble Shri. A. P. Kurhekar, Member (J)</p> <p><u>APPEARANCE</u> Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant Shri/Smt. : <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondent/s Adj. to : <u>9/1/19.</u> O.A. is admitted. <u>[Signature]</u> FH</p>	<p>Date : 06.12.2018</p> <p>O.A.No.797 of 2018</p> <p>J.K. BhosleApplicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents submitted that reply is under typing and it will be filed during the course of the day. The statement is accepted.</p> <p>3. As the pleadings are completed, the matter is admitted and kept for final hearing.</p> <p>4. S.O. to 9.1.2019.</p> <p>Sd/- (A.P. Kurhekar) Member (J)</p> <p>sba</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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Date : 06.12.2018

O.A.No.798 of 2018

A.D. SawantApplicant

Versus

The State of Maharashtra & Ors.Respondents.

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

2. Today, learned P.O. for the Respondents has filed affidavit-in-reply on behalf of the Respondent No.2 as well as Respondent No.4 separately. It is taken on record.

3. Learned P.O. for the Respondents seeks short time to ascertain whether separate reply is needed on behalf of the Respondent Nos.1 and 3.

4. As the contesting parties ^{have} filed affidavit-in-reply, the matter is admitted and adjourned for final hearing.

5. In the meantime, Respondent Nos. 1 & 3 may file reply, if desire.

DATE: 6/12/18
CORAM
Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE
Shri. M.D. Lonkar
Advocate for the Applicant

Smt. Archana B.K.
C.P.O./P.O. for the Respondent/s

Ad/S.O to D.A. is admitted
Reply filed by A.No.224.
S.O. to 10/11/19.

FH
[Signature]

Sd/-
(A.P. Kurhekar)
Member (J)

sba

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

Tribunal's orders

M.A.46/2018 in O.A.82/2018

Shri N.K. Shinde ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

1. Heard Mr. M.B. Kadam, learned Advocate for the Applicant and Ms. N.G. Gohad, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 10.01.2019.

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.

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, Miscellaneous Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. S.O. to 10th January, 2019.

Sd/-

(A.P. Kurhekar)
Member-J
06.12.2018

DATE: 6/12/18

CORAM

Hon'ble Shri. A. P. Kurhekar, Member (J)

APPEARANCE

Shri. ~~Smt.~~ M. B. Kadam

Advocate for the Applicant

~~Shri. Smt.~~ Ms. N. G. Gohad

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

Adj./S.O. to 10/1/19

M.A./R.A./O.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 : 06.12.2018.

C.A.No.37 of 2018 in O.A.No.907 of 2018

U.A. Sonawale & Ors.

....Applicants.

Versus

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 Respondents.

2. Learned Advocate Shri M.D. Lonkar for the Applicant prays for leave to amend and add annexures.

3. Leave as prayed is granted. Amendment be carried out forthwith.

4. S.O. to 07.12.2018.

DATE : 6/12/2018

CORAM :

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

~~Hon'ble Shri M. D. Lonkar (Member) A~~

APPEARANCE :

Shri M.D. Lonkar

Advocate for the Applicant

Shri/Smt. S. Suryawanshi

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

Adj. To 7/12/2018*prk*

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>6/12/2018</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit (M.A.)</p> <p>APPEARANCE: Shri <u>B. A. Bandiwadker</u> Applicant</p> <p>Shri/Smt. <u>Swati Manchekar</u> C.P.O. for the Respondent/s</p> <p>Adj./S.O. to <u>7/12/2018</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>06.12.2018</p> <p><u>O.A No 1059/2018</u></p> <p>Shri S.M Suryawanshi ... Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard Shri B.A Bandiwadker, learned advocate for the applicant and Ms Swati Manchekar, learned C.P.O for the Respondents.</p> <p>2. Learned C.P.O is directed to take instructions from Res. No.1 as to whether there exists legal impediment in taking decision on the representation of the applicant at page 14, Exh. C, and make statement tomorrow.</p> <p>3. S.O to 7.12.2018.</p> <p>4. Steno copy and Hamdast is granted. Learned C.P.O is directed to communicate this order to the Respondents.</p> <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: center;">Sd/- (A.H Joshi, J.) Chairman</p> <p style="text-align: left;">Akn</p>