(G.C.P.) J 2959(B) (50,000-3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019.	
	C. A. No.26 of 2019 in (D.B	
	P. P. Ramtake & Drs.	Applicants
	Versus	
	The State of Maharashtra & Ors.	Respondents.
	1. The Applicant and his Co N. G. Gohad, learned Presenting C	unsel are absent. Heard Ms Officer for the Respondents.
	2. Today, learned P.O. has Respondent No.1 as well as Respo taken on record.	filed reply on behalf of the ondent No.2 separately. It is
	3. The matter is adjourned fo	or hearing on 03.09.2019.
		Sd/-
		.P. Kurhekar) Member(J)
· · · · ·	1	

(G.C.P.) J 2959(B) (50,000-3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appéarance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.201	9.
	O.A.No.1120 of 2018 (D.B.) S. N. SalveApplicant	
	Versus	
	The State of Mar	arashtra & OrsRespondents.
	Manchekar, lea	icant is present in person. Heard Ms S. P rned Chief Presenting Officer for the 1 to 3. Respondent No.4 is absent.
	2. Applicar that her A dv ocate	nt is seeking adjournment on the ground is not available.
		rtains to Division Bench.
		for hearing in due course.
		Sd/-
	vsm	(A.P. Kurhekar) Member(J)

(G.C.P.) J 2959(B) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram. Appearance. Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
Appéarance. Tribunal's orders or directions and Registrar's orders	Date : 07.08.2019. O.A. No.432 of 2019 P. L. PatilApplicant Versus The State of Maharashtra & OrsRespondents. 1. Heard Shri S. S. Dere, learned Counsel for the Applicant, Ms S. P. Manchekar, learned Presenting Officer for	
	the Respondent Nos.1 to 5. Shri G. Sadavarte, learned Counsel who is appearing for Respondent Nos.19, 23, 27, 28, 30, 32, 34, 35 & 36 is absent. Shri Gugale, learned Counsel holding for Shri Devkar, learned Counsel for the Respondent Nos.15, 29 and 31.	
	 Today, learned C.P.O. has filed reply on behalf of the Respondent No.2 and sought time to verify whether the reply is necessary on behalf of Respondent Nos.1, 3, 4 and 5. One week's time is lastly granted for filing reply. Learned C.P.O. for the Respondents submits that 	
	 matter pertains to selection and, also pointed that interim relief is already granted by this Tribunal. She, therefore, requested to expedite the matter. 5. In view of above, the matter is expedited. 	
	6. S.O. to 16.08.2019.	
	(A.P. Kurhekar) vsm Member(J)	

(G.C.P.: J 2959(B) (50,000–3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram. Appearance. Tribunal's orders or directions and Registrar's orders	Tribunat's orders	
	Date : 07.08.2019. M.A. No.418 of 2019 in O. A. No. 72 of 2018 A. M. Patil Applicant Versus The State of Maharashtra & Ors. Respondents. 1. Heard Shri M. G. Bagkar, learned Counsel for the Applicant and Smt. Archana B. K., learned Presenting Officer for the Respondents. 2. M.A.No.418/2019 is filed for restoration of O.A.No.72/2018 which was dismissed in default on 22.07.2019. 3. Perusal of record reveals that earlier also O.A. was dismissed in default on 02.01.2019 but the same was restored. As such, the Applicant appears not serious to proceed with the matter. Any way, it would be appropriate to decide the O.A. on merit. Therefore, I am inclined to restore the O.A. subject to cost. 4. M.A.No.418/2019 is allowed subject to cost of Bt 2000(to b.c.)	
	Rs.2000/- to be deposited within a week in the office of Tribunal. On depositing of cost, O.A.No.72/2018 be listed for hearing at the stage of admission.	
	- Sd/-	
	لا (A.P. Kurhekar) Member(J)	

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Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019.	
	O. A. No. 246 of 2019	
	P. K. BodakeApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	 Heard Shri A. V. Bandiwadekar, learned Counsel fo the Applicant and Ms S. P. Manchekar, learned Chie Presenting Officer for the Respondents. 	
	 Today, learned Counsel for the Applicant has filed Affidavit-in-Rejoinder. It is taken on record. 	
	 The matter is adjourned hearing at the stage of admission. 	
	4. S.O. to 27.08.2019.	
	Sd/-	
	(A.P. Kurhekar) vsm Member(J)	
	-	

(G.C.P.) J 2959(B) (50,000–3-2017) [Spl. MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	Date : 07.08.2019.
	M.A. No.424 of 2019 in O. A. No.530 of 2019
	R R Dhaktoda
	····Applicant
	Versus
	The State of Maharashtra & OrsRespondents.
	 Heard Shri D. B. Khaire, learned Counsel for the Applicant and Smt. Kranti Gaikwad, learned Presentin Officer for the Respondents.
	2. This matter was dismissed in default on 05.08.2019
	as the Applicant and his Counsel both were absent.
	3. Learned Counsel for the Applicant submits that he
	was unwell and, therefore, could not remain present.
	4. In view of above, M.A.No.424/2019 is allowed.
	5. O.A.No.530/2019 is restored to file. O.A. be fixed for
	hearing at the stage of admission. Interim relief granted in
	O.A. shall continue till next date.
	6. S.O. to 27.08.2019.
	Sd/-
	(A.P. Kurhekar) Member(J)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda af Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019.	
	O.A.No.1123 of 2018	
	A. B. GavariApplicant	
	Versus	
	The State of Maharashtra & OrsRespondents.	
	 Heard Shri K. R. Jagdale, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents. 	
	 The present O.A. is quite old but no reply is filed despite enough chances granted to the Respondents. 	
	3. Hence, the matter to proceed without reply and be	
	kept for hearing at the stage of admission.	
	4. S.O. to 28.08.2019.	
	Sd/-	
	(A.P. Kurhekar) Member(J)	

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Original Application No.	of 20	DISTRICT
		Applicant/s
(Advocate)	•
	versus	
The State	of Maharashtra and	
		Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders
	<u>07.08.2019</u>	
		D.A 543/2019
	Shri D.D Barad	Applicant
	Vs. The Stat e of Mahara	
		R.M Kolge, learned advocate for Smt Kranti S. Gaikwad, learned r the Respondents
	2. At the reque	est of learned P.O, adjourned to
	Sd/-	Sd/
,	(A.P Kurhekar) Member (J)	(P.N Di xit) Vice-Chairman (A)

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram. Appeárance, Tribunal's orders or directions and Registrar's orders		Tribunal's orders	
	Date : 07.08.2	019	
	M.A.M	lo.397 of 2019 in O.,	A.No.733 of 2019
	M.R. Rathod & Versus	Ors.	Applicants
		aharashtra & Ors.	Respondents
			apan, learned Advocate
			arned Advocate for the
		None for Respondent	r, learned C.P.O. for the
	2. By this I jointly. The Ap reasons stated i is granted, subju fees, if not alrea	M.A. the Applicants plicants are similar n the M.A., leave to ect to the Applicant:	are seeking leave to fue ly situated and for the sue jointly as prayed for s paying requisite court-
	Sd		
	_		Sd/-
	(A.P. Kur Memb ^{prk}		(P.N. Dixit) Vice-Chairman

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	<u>O.A. No.1060 of</u>	
	S.S. Char a nkar Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
	Applicant and Advocate for t Heard Shri A.J. Chougule, learned Pr Respondents.	
·	2. This is old matter. After applicant, respondents no.1, 3 & 4 H 28.6.2019. The affidavit also enclos on record at page 209. As per the delay in actions to be taken in respect	ed Exhibit R-1 which is same there has been no
	3. Today during hearing it is no as well as advocate for the applicant a	
	4. Being old matter, for want of is dismissed.	f prosecution the matter
	Vice-	Sd/- P.N. Dixit) Chairman (A) 7.8.2019
	(sgj)	

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's officers or directions and Registrar's orders	Tribunal's orders		
	1		210
		<u>O.A. No.665 of 20</u>	<u>519</u>
	D.D.	Kamble Vs.	Applicant
	The S	tate of Maharashtra & Ors.	Respondents
	Heard Shri R.M. Kolge, learned Advocate for t Applicant and Shri A.J. Chougule. learned Presenti Officer for the Respondents.		
	2.	Ld. PO seeks time to file reply	
	3.	S.O. to 26.8.2019.	
			Sd/-
	 	Vice-0	.N. Dixit) Chairman (A) 7.8.2019
	(sgj)		

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL **MUMBAI**

M.A./R.A./C.A. No.

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FARAD CONTINUATION SHEET No.

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

O.A. No.572 of 2019

A.Y. Shrigiriwar Vs, The State of Maharashtra & Ors. ..Respondents

.. Applicant

Heard Shri B.A. Bandiwadekar, learned Advocate for

the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO files reply on behalf of respondent no.1 and the same is taken on record.

3. Ld. Advocate for the applicant seeks time.

4. S.O. to 26.8.2019.

> Sd/-(P.N.¹Dixit) Vice-Chairman (A) 7.8.2019

(sgj)

(G.C.? J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram, Appearance. Tribunal's orders or directions and Registrar's orders	Tribunal's orde	rs
	<u>O.A. No.314</u>	of 2019
	S.S. Panindre Vs.	Applicant
	The State of Maharashtra & Ors.	Respondents
	Heard Shri M.B. Kadam. Applicant and Smt. Archana Officer for the Respondents.	, learned Advocate for the B.K., learned Presenting
	2. Ld. Advocate for the ap instructions.	plicant seeks time to take
	3. S.O. to 23.8.2019.	
	(sgj)	Sd/- (P.N. Dixit) ice-Chairman (A) 7.8.2019

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Original Application No.

FARAD CONTINUATION SHEET No.

Office Notes. Office Memoranda of Coram,	1
Appearance, Tribunal's orders or	Tribunal's orders
directions and Registrar's orders	

O.A. No.459 of 2019

U.A. Sonawale & Ors. .. Applicants Vs. The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO seeks time to file reply.

3. S.O. to 16.9.2019.

Sd/-

(P.N. Dixit) Vice-Chairman (A) 7.8.2019

(sgj)

(G.C.F.) J 2959(B) (50,000-3-2017) [Spl. MAT-F-2 IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Tribunal's orde	PTS
Date : 07.08.2019 O.A.No.581 of 2019 with M.A.No.324 of 2019	
Y.D. Kale & Ors. Versus The State of Maharashtra & Ors	Applicants
•	learned Advocate for th ekar, learned C.P.O. for th
the Applicants adjourned to 21.0	l Advocate Shri S.S. Dere fo 8.2019. Sd/-
(A.P. Kurhekar) Member(J) prk	(P.N. Dixit) Vice-Chairman
	O.A.No.581 of 2019 with Y.D. Kale & Ors. Versus The State of Maharashtra & Ors 1. Heard Shri S.S. Dere, Applicants and Ms. S.P. Manche Respondents. 2. At the request of learned the Applicants adjourned to 21.0 N Sd/- (A.P. Kurhekar) Member(J)

(G.C.P.) J 2959(B) (50,000---3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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Office Notes, Office Memoranda of Coram. Appedrance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019	
	M.A.No.330 of 2019 in O.A.No.306 of 2015 with O.A.No.306 of 2015	
	R.D. Kamble	Applicant
	Versus The Stat e of Maharashtra & Ors.	
	1. Heard Ms. N.G. Goha Respondents.	ad, learned P.O. for the
	2. Applicant as well as	learned Advocate for the
	Applicant are absent.	
	3. Both M.A. and O.A. a prosecution.	are dismissed for want of
	h	
	Sd/-	Sd/-
	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman
	prk	
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(Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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	Date : 07.08	3.2019	
	R	.A.No.6 of 2019 in (D.A.No.822 of 2016
	V.S. Chaudh Versus	ari	Applicant
		Maharashtra & Or	s Respondents
	1. Hear	d Ms. Tanvi Sangle,	learned Advocate instructe
			d Advocate for the Applican
	and Ms. Respondents	······································	learned C.P.O. for the
		ed C.P.O. Ms. proposes to file rep	S.P. Manchekar for the
	3. Adjou	irned to 18.09.2019	
	r S	d/-	Sd/-
		Kurhekar) mber(J)	(P.N. ['] Dixit) Vice-Chairman

IN THE MAHARASHTRA	ADMI MUMI		RIBUNAL
Original Application No.	of 20	Dist	rrict Applicant/s
(Advocate)		
	versi	LS	•
The Stat	e of Mahar	ashtra and others	
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appeatance, Tribunal's orders or directions and Registrar's orders		Tribunal's orc 08.2019	ders
۷.	<u>.</u>	0.A_551	/2019
	Shi	i C.R Pillay	Applicant
	The	Vs. State of Maharashtra & G	Ors Respondents
*		A p plicant as well as blicant absent. Heard S med Presenting Officer for	
	2.	Keep for dismissal on	22.8.2019.
		N Sd/- A.P Kurhekar) Member (J)	Sd/- (P.N ¹ Dixit) Vice-Chairman (A)
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(G.C.P.) J 2959(B) (50,000---3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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: :			
	D		
	Date : 07.08.2019 M.A.No.416 of 2019 i	n O.A.No.172 of 2016	
	D.S. Katke	Applicant	
	Versus The State of Maharashtra & O	rs Respondents	
	1. Heard Shri S.D. Patil, learned Advocate holding fo Shri M.B. Kolpe, learned Advocate for the Applicants, Shr A.J. Chougule, learned P.O. for the Respondents and Shr		
	B.A. Bandiwadekar, learned Advocate for the Responden		
	No.7.		
	2. M.A.No.416/2019 is	filed for restoration of	
	O.A.No.172/2016. For the re	easons stated therein, O.A. is	
	restored. To be heard in due o	ourse.	
	N Sd/-	Sd/-	
	(A.P. Kurhekar)	(P.N. Dixit)	
	Member(J)	Vice-Chairman	
	prk		

(G.C.P.) - 7 2959(B) (50,000---3-2017) (Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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	Date : 07.08.2019	
	0.A.No.13 W	M.A.No.416 of 2019 in 72 of 2016 ith
	M.A.No.416 of 2019 i	n O.A.No.172 of 2016
	D.S. Katke	Applicant
	Versus The State of Maharashtra & O	rs Respondents
	1. Heard Shri S.D. Patil, learned Advocate holding f	
	Shri M.B. Kolpe, learned Advocate for the Applicants, Sh	
	A.J. Chougule, learned P.O. for the Respondents and Sh	
	B.A. Bandiwadekar, learned Advocate for the Responde	
	No.7.	
	2. M.A.No.417/2019 is fil	led for condonation of delay o
	4 days in filing O.A.No.172/20	
	 For the reasons states allowed. 	d therein, M.A.No.417/2019 i
	allowed.	
	N	
	Sd/-	Sd/-
	(A.P. Kurhekar) Member(J) prk	(P.N. Dixit) Vice-Chairman

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019	
	M.A.No.422 of 2	019 in O.A.No.646 of 2016
	S.P. Sable Versus	Applicant
	The State of Maharashtra	a & Ors Respondents
	1. Heard Shri A.S. De Applicant and Smt. K.S. Respondents.	shpande, learned Advocate for th Gaikwad, learned P.O. for th
	2. Issue notice be 16.08.2019.	fore admission returnable o
	3. Tribunal may take stage and separate notic issued.	the case for final disposal at thi e for final disposal shall not b
	Respondents intimation/r authenticated by Registry, of M.A Respondents are	prized and directed to serve or notice of date of hearing dur- along with complete paper bool put to notice that the case would posal at the stage of admission
	the Maharashtra Administr	ice is ordered under Rule 11 of ative Tribunal (Procedure) Rules, such as limitation and alternate
	post, courier and acknow produced along with affiday	e done by Hand delivery, speed wledgement be obtained and vit of compliance in the Registry at is directed to file Affidavit of
	service report on affidavi returnable date, Miscellar	t collected within three days or t is not filed 3 days before neous Application shall stand se to Tribunal and papers be
	 Respondents are dire the list of seniority from whi pe effected. 	ected to make statement about ich the promotions are likely to
	 At the request of learned Advocate adjourned to 16.08.2019. 	
	Sd/-	Sd/-
	(A. P . Kurhekar) Member(J)	SQ/- (P.N. Dixit) Vice-Chairman

Member(J)

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Vice-Chairman

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	Date : 07.08.2019	
	O.A.No.407 of 2019	
	S.S. Chougule & Ors. Versus	Applicant
	The State of Maharashtra &	Ors Respondents
	1. Heard Shri U.V. Bho	sale, learned Advocate for the
	Applicant and Ms. S.P. Manchekar, learned C.P.O. for th Respondents. 2. Learned C.P.O. Ms. S.P. Manchekar for th	
	Respondents files reply on behalf of Respondents No.1 an	
	3. The same is taken on record.	
	3. Learned Advocate Sh	ri U.V. Bhosale for the Applicant
	seeks adjournment for filing	
		earned Advocate adjourned to
	19.09.20 1 9.	
	Sd/-	Sd/-
	(A.P. Kurhekar)	(P.N. Dixit)
	Member(J) prk	Vice-Chairman

(Spl. MAT-F-2 E

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI en en de la composition en entre composition de la composition d entre composition de la and the second

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Office Notes, Office Memoranda of Coram, Appearan 2, Tribunal's orders or directions and Registrar's orders	Tribur	al's orders
	Date : 07.08.2019	
	0./	A.No.285 of 2019
	S.K. Kalel Versus	Applicant
	The State of Maharashi	tra & Ors Respondents
		Bandiwadekar, learned Advocate for
	the Applicant and Ms. Respondents.	N.G. Gohad, learned P.O. for the
	2. Admitted kept for final hearing in due co	
	Sd/-	Sd/-
	(A.P. Kurhekar) Member(J) prk	(P.N. Dixit) Vice-Chairman

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Date : 07.08.2019 O.A.No.758 of 2019 with M	I.A.No.414 of 2019	
	R.B. Bhosale & Ors Applicants Versus The State of Maharashtra & Ors Respondents		
	1. Heard Ms. S.P. Mancheka	r, learned C.P.O. for the	
	Respondents. None for the Applica		
	2. Issue notice before ad 17.09.2019.	mission returnable on	
	 Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be ssued. 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. 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. 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. In case notice is not collected within seven days or service report on affidavit is not filed 3 days before eturnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record. 		
	8. S.O. to 17.09.2019.		
	Sd/-	Sd/-	
	(A.P. Kurhekar) Member(J) prk	(P.N. Dixit) Vice-Chairman	

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

of 20

 $\mathbf{I} \mathbf{N}$

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's o	rders
	Date : 07.08.2019	
	O.A.No.	626 of 2017
	S.B. Wategaonkar Versus	Applicant
	The State of Maharashtra &	Ors Respondents
	1. Heard Shri A.S. Desho	oande, learned Advocate for th
	Applicant, Smt. Archana	B.K., learned P.O. for th
		Jagdale, learned Advocate fo
	Respondent No.3.	
	2. Learned P.O. Smt. Ard	chana B.K for the Respondent:
	seeks time for filing reply to th	
	3. Adjourned to 22.08.20	
		<i>,</i> ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
	∩ Sd/-	
	v	Sd/-
	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman
	prk	

[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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M.A./R.A./C.A. No.

of 20

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders	
	Date : 07.08.2019	
	O.A.No.725 of	2018
	Dr. B.B. Birajdar & Ors. Versus	Applicants
	The State of Maharashtra & Ors.	Respondents
	1. Heard Ms. S.P. Manchekar	
	Respondents. None for the Applicar	nts.
	2. Learned C.P.O. Ms. S.P.	Manchekar for the
	Respondents files reply. The same is	
	 For hearing before adr 13.08.2019. 	nission adjourned to
	N. Sd/-	Sd/-
	(A.P. Kurhekar) Member(J) ^{prk}	(P.N. Dixit) Vice-Chairman

(G.C.P.) J 2959(B) (50,000–3-2017) ISpl. MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram. Appeadance, Tribunal's orders or directions and Registrar's orders		Tribunal's orde	ers
	Dat	e : 07.08.2019	
	O.A.No.282 of 2019 with O.A.No.283 of 2019 I.B. Mane (O.A.282/2019) V.B. Patil (O.A.283/2019) Applicants Versus		
	The	State of Maharashtra & Ors.	Respondents
	1.	Heard Shri A.V. Bandiwac	lekar, learned Advocate for
	the Applicants and Ms. S.P. Manchekar, learned C.P.O the Respondents.		
	2.	Learned C.P.O. Ms. S	.P. Manchekar for the
	Resp	ondents seeks time for filing	
	3.	Adjourned to 22.08.2019.	
		Sd/-	Sd/-
		(A.P. Kurhekar) Member(J)	(P.Ň. Dixit) Vice-Chairman
	prk		

(G.C.F.) -1 2959(B) (50,000-3-2017) [Spl- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Date : 07.08.2019		
	M.A.No.347 of 2019 in O.A.No.1216 of 2012		
	S.K. Rajput & Ors. Versus	Applicants	
	The State of Maharashtra	a & Ors Respondents	
	1. Heard Shri C.T. Ch	nandratre, learned Advocate for the	
	Applicants and Ms. S.P.	Manchekar, learned C.P.O. for the	
	Respondents		
	2. In this O.A. App	plicant had sought permission to	
		th liberty to approach the Tribunal	
	after completing necessa	ry relevant documents.	
		oove, M.A. is not maintainable and	
	disposed of.		
	4. Liberty to file	afresh is already granted in	
	O.A.No.1216/2012 and C).A.No.1198/2013.	
	<i>c</i>		
	Sd/-	Sd/-	
	(A.P. Kurhekar)	(P.N. Dixit)	
	Member(J) prk	Vice-Chairman	
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[Spl.- MAT-F-2 E.

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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No.	of 20		District
			Applicant/s
(Advocate)		
	vers	us	•
The Stat	e of Mahar	ashtra and o	thers
			Respondent/s
(Presenting Officer)	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		т	ribunal's orders
	07.08.2	019	
	<u>M,A 2</u> 397/20	<u>80/2018 in</u> 18	O.A 397/2018 with O.A
	Shri A.	K Jagtap Vs.	Applicant
	The Sta	te of Maharasi	itra & Ors Respondents
	the ap	plicant and	A Jadhav, learned advocate for Ms Archana B.K, learned the Respondents
	condona submits	tion of delay that he did u	tion 280/2018 is filed for of 2170 days. The applicant of approach the Tribunal due to also public duties.
	3. M delay.	No proper reas	oning is furnished to justify the
		tion of delay	same, Misc Application seeking is not justified and therefore
	delay is	As Misc Appli dismissed, and is dismiss	cation seeking condonation of Original Application does not ed.
		^	
	S	Sd/-	Sd/-
	Men	urhekar) nber (J)	(P.N Dixit) Vice-Chairman (A)
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IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders			
	Date : 07.08.2019			
	O.A.No.1127 of 2018			
	S.B. Kadam Versus	Applicant		
	The State of Maharashtra & (Ors Respondents		
	1. Heard Ms. S.P. Manchekar, learned C.P.O. for t Respondents.			
	2. Learned C.P.O. Ms. Respondents seeks time for fil	. S.P. Manchekar for the ing reply.		
	3. At the request of 14.08.2019.	earned C.P.O. adjourned to		
	Sd/- (A.P. Kurhekar)	Sd/- (P.Ň. Dixit)		
	Member(]) prk	Vice-Chairman		

(GC.P.) J 2959 (A) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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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 Tribunal's orders directions and Registrar's orders 07.08.2019 O.A 552/2019 Shri R.A Bhise ... Applicant Vs. The State of Maharashtra & Ors ... Respondents 1. Heard Ms Madhvi Ayyappan, learned advocate for the applicant and Smt Krant S. Gaikwad, learned Presenting Officer for the Respondents 2. At the request of learned advocate for the applicant adjourned to 22.8.2019. Learned advocate should satisfy how the applicant is covered by the judgment delivered by the Hon'ble High Court in W.P 13627/2016. 2 ---Sd/- \mathbf{v} Sd/-(A.P Kurhekar) (P.N Dixit) Member (J) Vice-Chairman (A) Akn

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[Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No.

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orde	rs
	Date : 07.08.2019	
	O.A.No.245	of 2019
	R.B. Matwandkar Versus The State of Maharashtra & Ors.	Applicant
	 Heard Shri K.R. Jagdale, Applicant and Ms. S.P. Manchel Respondents. 	learned Advocate for the
	 Learned Advocate Shri K.I seeks time for filing rejoinder. 	R. Jagdale for the Applicant
	22.08.2019. N	Advocate ADJORUNED TO
	Sd/- (A.P. Kurhekar) Member(J) prk	Sd/- (P.N. Dixit) Vice-Chairman

(G.C.P.) J 2959(B) (50,000–3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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M.A./R.A./C.A. No.

of 20

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appendance, Tribunal's orders or directions and Registrar's orders	Tribunal's ord	lers
	Date : 07.08.2019	
	O.A.No.58	8 of 2019
	R.C. Indulkar Versus	Applicant
	The 5tate of Maharashtra & Or	rs Respondents
	1. Heard Shri M.D. Lonka	er, learned Advocate for the
	Applicant and Smt. K.S. Gaik	
	Respondents.	
	2. Learned P.O. Smt. K.S. G seeks four weeks time for filing	Gaikwad for the Respondents rejoinder.
	3. At the request of l∉ 17.09.201 <mark>9</mark> .	earned P.O. adjourned to
	⊾ Sd/-	Sd/-
	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman
	prk	

(G.C.P.) J 2959(B) (50,000–3-2017) [Spl. MA IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

[Spl.- MAT-F-2 E.

M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Da	nte : 07.08.2019	
		0.A.No.2	230 of 2019
		M. Thakur	Applicant
	£	rsus e State of Maharashtra & C	
	1.	Heard Shri B.A. Bandiv	wadekar, learned Advocate for
	the Res	Applicant and Smt. K.S. (pondents.	Saikwad, learned P.O. for the
	2.	Learned Advocate Shr	i B.A. Bandiwadekar for the
	App the	licant mentions that he wi course of the day.	ill submit his rejoinder during
	3.	Admitted with liberty to) file sur-rejoinder.
		Šd/-	Sd/-
	prk	(A.P. Kurhekar) Member(J)	(P.N. Dixit) Vice-Chairman

Offide Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders			
	Da	te : 07.08.2019		
		O.A.No.733 of 20	19 with M.A.No.410 of 2019	
	1 1). Giri rsus	Applicant	
		e State of Maharashtr	a & Ors Respondents	
	App	ding for Shri S. Wa	navi Ayyapan, learned Advocate limbe, learned Advocate for the Manchekar, learned C.P.O. for the	
			nukh, learned Advocate for the D/2019 and Respondent No.7 ir nt	
	3. 24.(lssue notice be 09.2019.	fore admission returnable or	
	4. stag issu	e and separate noti-	the case for final disposal at this ce for final disposal shall not be	
	auth of N	oondents intimation/ nenticated by Registry 1.A Respondents are raken up for final dis	prized and directed to serve on notice of date of hearing duly , along with complete paper book put to notice that the case would sposal at the stage of admission	
	1988	Vaharashtra Administ	tice is ordered under Rule 11 of rative Tribunal (Procedure) Rules, such as limitation and alternate	
	prod withi	. c ourier and ackno uced along with affid	e done by Hand delivery, speed owledgement be obtained and avit of compliance in the Registry ant is directed to file Affidavit of	
	retur dismi	ce report on affida nable date, Miscella	et collected within seven days or vit is not filed 3 days before aneous Application shall stand nce to Tribunal and papers be	
	9. tagge	Learned Advocate	requests that the O.A. may be 445/2019.	
	10.	S.O. to 24.09.2019.		
		Sd/-	Sd/-	
		 (A.P. Kurhekar) Member(J) 	(P.N. Dixit) Vice-Chairman	

Member(J)

Vice-Chairman

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(Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL **MUMBAI**

Original Application No.	of 20	Dis	TRICT
			Applicant/s
Advocate)		
*	versus		
The Stat	e of Maharasht	ra and others	•
			Respondent/s
Presenting Officer)	Respondent/s
		······································	
Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders		Tribunal's or	ders
	07.08.2	019	
		<u>O.A_440</u>	/2019
-	Shri R.I	3 Fulpagare Vs.	Applicant
	The Stat	e of Maharashtra & (Drs Respondents
	for the a	leard Ms Madhvi Ay applicant and Smt k ng Officer for the Res	yappan, learned advocate rant S. Gaikwad, learned pondents
	2. I	saue notice returnabl	e on 19.9.2019.
	3. T this stag not be is	e and separate noti	e case for final disposal at ce for final disposal need
	on Resp duly au paper bo the case	ondents intimation/ thenticated by Regis ok of O.A. Responde	ized and directed to serve notice of date of hearing stry, along with complete ents are put to notice that a for final disposal at the
▶ · · · · · · · · · · · · · · · · · · ·	of the (Procedu	Maharashtra A	is ordered under Rule 11 Administrative Tribunal d the questions such as dy are kept open.
	and proc Registry	st/courier and ackn luced along with affic	done by hand delivery/ owledgement be obtained davit of compliance in the applicants are directed to 1 notice.
· •	service r returnab	eport on affidavit is le date, Original d without reference	collected within 7 days or not filed 3 days before Application shall stand and papers be consigned
	8. S	O to 19.9.2019.	
	N Sc	I/ -	
		nrhekar)	Sd/- (P.N Dixit)
-		ber (J)	Vice-Chairman (A)

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(G.C.P.) J 2959(B) (50,000-3-2017) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appendance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders			
	Dat	te : 07.08.2019		
		O.A.No.282 of 2019 v	.A.No.282 of 2019 with O.A.No.283 of 2019	
	V.B Ver	Mane (O.A.282/2019) . Patil (O.A.283/2019) sus State of Maharashtra &	Applicants Ors Respondents	
			•	
	1. Heard Shri A.V. Bandiwadekar, learned Advocate for			
	the Applicants and Ms. S.P. Manchekar, learned C.P.O. for the Respondents.			
	2. Resr	Learned C.P.O. Ms	S.P. Manchekar for the	
		sondenti seeks enne for m	шивтериу.	
	3.	Adjourned to 22.08.20) 19 .	
		Sd/-	Sd/-	
	prk	(A.P. Kurhekar) Member(J)	(P.Ň. Dixit) Vice-Chairman	
		:		
		!		
		: : :		

(G.C.P.) J 2959(B) (50,000-3-2017) [Spl.- MAT-F-2 E. IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

an is a characteristic M.A./R.A./C.A. No.

of 20

IN

Original Application No.

of 20

Office Notes, Office Memoranda of Coram, Appeadance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders		
	Dat	e : 07.08.201 9	
		O.A.No.282 of 2019 w	/ith O.A.No.283 of 2019
	V.B. Vers	Mane (O.A.282/2019) Patil (O.A.283/2019) sus State of Maharashtra & C	Applicants Drs Respondents
	1.	Heard Shri A.V. Bandiy	wadekar, learned Advocate foi
	the Applicants and Ms. S.P. Manchekar, learned C.P.O. for		
		Respondents.	
	2.	Learned C.P.O. Ms.	S.P. Manchekar for the
	Resp	ondents seeks time for fill	
	3.	Adjourned to 22.08.20	19.
		Sd/-	Sd/-
	prk	(A.P. Kurhekar) Member(J)	(P.Ń. Dixit) Vice-Chairman
		:	
		:	
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Date: 07.08.2019.

O. A. No. 728 of 2019

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S. A. Shewale

....Applicant

Versus

The State of Maharashtra & Drs.Respondents.

1. Heard Shri S. S. Dere, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.

2. In the present O.A., the Applicant has challenged the suspension order dated 02.07.2019 mainly on the ground of incompetency of the Respondent No.2 who has passed the order of suspension.

3. The Applicant is working as API and *prima-facie* the Respondent No.2 is not Appointing Authority. Needless to mention that the suspension should be either by Appointing Authority or by other Competent Authority specifically empowered by the Government in this behalf.

4. Learned Counsel for the Applicant has pointed out that Notification dated 12.01.2011 empowers the Superintendent of Police, Wireless only and not the Respondent No.2. He, therefore, submits that impugned order being issued without jurisdiction is liable to be set aside.

5. Whereas learned P.O. for the Respondents seeks time on the ground that because of flood, the officers of the concerned departments were unable to come for giving instructions. The present matter can be decided expeditiously on the point of competency of Respondent No.2.

6. Learned P.O. is, therefore, directed to take instructions on legal aspect and argue the O.A. on next date.

7. S.O. to 13.08.2019.

 \mathcal{D} Sd/-W ~ (A.P. Kurhekar) Member(J)

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MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION No.771 of 2019

A. V. Sontakke

)..... Applicant

Versus

State of Maharashtra & Ors.

)...Respondents

Shri A. V. Bandiwadekar, Counsel for the Applicant Ms N. G. Gohad, Presenting Officer for the Respondents

CORAM : SHRI A. P. KURHEKAR , MEMBER (J)

DATE : 07.08.2019.

<u>ORDER</u>

1. Heard Shri A. V. Bandiwadekar, learned Counsel for the Applicant and Ms N. G. Gohad, learned Presenting Officer for the Respondents.

2. In the present O.A., the Applicant has challenged the order dated 03.08.2019 whereby the private Respondent No.2 has been posted in his place. In transfer order, it is stated that Applicant is not Selection Grade officer and, therefore, he is replaced in view of G.R. dated 06.08.2016 by the Respondent No.2.

3. Learned Counsel for the Applicant submits that the Applicant had hardly completed one year nine months service in the present post as Deputy B.D.O. at Panchayat Samiti, Bhiwandi, Dist. Thane and, therefore, the order dated 03.08.2019 has effect of his transfer in contravention of Section 4(4)(ii) and 4(5) of Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as 'Act 2005). He, therefore, prayed for interim relief.

4. Perusal of order dated 03.08.2019 speaks about posting of Respondent No.2 in place of the Applicant and material to note that consequent transfer positing of the Applicant is not issued. Be that as it may, fact remains that the Applicant is being transferred from his present post mid-term and mid-tenure.

5. Perusal of file produced by the learned P.O. reveals that the matter was placed before the Civil Services Board (CSB) for consideration of request made by the private Respondent No.2 for transfer in Konkan-1 Division. Accordingly, the CSB recommended his transfer in Ratnagiri (Konkan-1) and in that process applicant is displaced.

6. True, Minutes of the CSB was approved by the Hon'ble Minister as well as Hon'ble Chief Minister and consequent to it Applicant has been transferred so as to post the Respondent No.2 in his place. As such, prima-facie, the Applicant has not completed normal tenure is displaced only to accommodate the Respondent No.2 who is also not holding the Selection Grade cadre. Admittedly, there is no approval of CSB for displacement of the Applicant and it is done at the level of Hon'ble Minister and Hon'ble Chief Minister only.

7. In so far as G.R. dated 06.08.2016 is concerned, it only speaks about shifting of officials who are not having Selection Grade. Such G.R. cannot be said to have overriding effect over the provision of 'Act 2005'.

8. In view of above, I am satisfied that prima-facie, impugned order is not sustainable and not in consonance with Section 4(4)(ii) and 4 (5) of 'Act 2005'.

9. For the aforesaid reasons, interim relief as per prayer clause 10(a) is granted.

10. Issue notice before admission returnable on 03.09.2019.

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

12. 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.

13. 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.

14. 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.

15. 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.

16. S.O. to 03.09.2019.

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17. Hamdast granted.

Sd/-(A.P. KURHEKAR) MEMBER (J)

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