

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
MUMBAI**

**MISC. APPLICATION NO.291 OF 2017  
IN  
ORIGINAL APPLICATION NO.1010 OF 2017**

**DISTRICT : Mumbai**

State of Maharashtra, )  
Through the Secretary, )  
Tribal Development Dept. )  
Mantralaya, Mumbai 32. )..Applicant  
(Ori. Respondent 1)

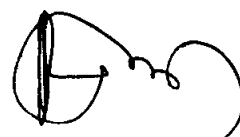
**VERSUS**

1. Smt. Manda V. Deshmukh, )  
Retired Joint Commissioner, )  
Tribal Development Dept., Mantralaya, )  
Mantralaya, Mumbai, R/at.D-401, )  
Archit Royal Apartment, Mahatma )  
Nagar, Nashik - 422007. )...Respondent  
(Ori. Applicant)
2. Principal Secretary, General Admn.Dept. )  
(Services), Mantralaya, Mumbai 32. )..Applicant  
(Ori.Respt. No. 2)
3. Principal Secretary, Finance Dept., )  
Mantralaya, Mumbai 32. )..Applicant  
(Ori. Respt. No.3)

Shri N.K. Rajpurohit, the learned C.P.O. for the Applicant  
(Ori. Respondent)  
Shri M.D. Lonkar, the learned Advocate for the Respondent  
(Ori. Applicant).

**CORAM : Shri R.B. Malik, Member (J)**

**DATE : 8<sup>th</sup> August, 2017**



4. If, I have correctly understood the case of the Applicant (Ori. Respondent) they want to challenge the order disposing of the OA. Three months time was considered appropriate and whatever steps had to be taken ought to have been taken by them in good time. As far as the request of the learned C.P.O. for deferring the passing of the order, I find granting all attitude to the Misc. Applicant even if the W.P. has been filed further steps are to be taken before the Hon'ble High Court. I find no justification in granting further time.

5. Misc. Application is accordingly rejected with no order as to costs.

Sd/-

(R.B. MALIK)  
MEMBER (J)  
08.08.2017

8/8/17

**Date : 08.08.2017**  
**Place : Mumbai**  
**Dictation taken by : VSM**  
*E:\VSO\2017\August 2017\M.A.291 of 2017.doc*

O.A 575/16

2

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

Tribunal's orders

O A 575/17

Learned P.O prays for  
Two weeks time for  
filing reply.

SO TO 23/8/2017

DATE: 8/8/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Srri/Smt. : S.P. Manchekar

Advocate for the Applicant

Srri/Smt. : K.S. G. Srikwed

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

Adj. To 23/8/2017

BE

Sd/-

8/8/2017

8/8/2017

172/17

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

Tribunal's orders

O.A. 172/17

DATE: 15/6/2017

CORAM:

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

APPEARANCE:

Shri/Smt: K.R. Jagdale

Advocate for the Applicant

Shri/Smt: Arunima B.K.

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

Bogged discharged

Adj. To: 8/8/2017 at the  
request of adv.

RJT

DATE: 8/8/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt: K.R. Jagdale

Advocate for the Applicant

Shri/Smt: Arunima B.K.

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

Adj. To: F.R. shall continue  
till final disposal.

S.O. to 23/8/17 at the  
request of adv. for the appl.

F.R shall continue till  
final disposal.

Sd/-

AT/Prasanna

8/8/2017

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

Tribunal's orders

O.A. 392/17

Learned P.O. prays for  
four weeks time for filing  
reply.

So to 20/9/2017

DATE: 8/8/17

CORAM:

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

APPEARANCE:

Shri/Smt. : D. B. Khairi

Advocate for the Applicant

Shri/Smt. : N. S. Sahad  
C.P.O / P.O. for the Respondent/s

Adj. To. 20/9/2017

*BT*

0

Sd/-

*[Signature]*  
8/8/2017

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

O.A. 304/17

Admit.

No. interim relief.

0

DATE: 8/8/17

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri U. R. Manjapure

Advocate for the Applicant

Shri K. B. Phise

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

Heard.

Adj. To: Admit

No interim relief.

BYE

Sd/-

*[Signature]*

8/8/2017

**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><u>DATE:</u> <u>8/8/17</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>A.V. Sakolkar</u> Advocate for the Applicant Shri/Smt. <u>Archana B.K.</u> C.P.O./P.O. for the Respondent/s</p> <p><u>Ad. To</u> <u>Admit.</u></p> <p align="right"><i>File</i></p>	<p align="center"><u>O.A. No.254 of 2017</u></p> <p>Shri R.R. Aher .....Applicant Vs. The State of Maharashtra &amp; Ors. ....Respondents</p> <p>Heard Shri A.V. Sakolkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO has tendered reply. It is taken on record.</p> <p>3. Admit.</p> <p align="right">Sd/- (A.H. Joshi, J.) Chairman 8.8.2017</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>8/8/17</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt. : <u>A.V. Sakolkar</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. : <u>Archana B.K.</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p>Adj. To.....<u>MA f. disposed off</u> <u>accordingly.</u></p> <p style="text-align: right;"><i>W.E</i></p>	<p><u>M.A. No.132 of 2017 in O.A. No.254 of 2017</u></p> <p>Shri R.R. Aher ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri A.V. Sakolkar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO has tendered reply. It is taken on record.</p> <p>3. Accepting the reasons and grounds explaining the delay, 32 days' delay caused in filing OA is condoned.</p> <p>4. MA disposed off accordingly. <i>λ</i></p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman 8.8.2017</p> <p>(sgl)</p>




**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

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

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> <u>8/8/17</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramoshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. : <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. : <u>Archana B.K.</u> C.F.O./P.O. for the Respondent/s</p> <p>Adj. To.....<u>10/8/2017</u>.....</p> <p align="right"><i>prk</i></p>	<p>Date : 08.08.2017.</p> <p align="center">O.A.No.382 of 2017</p> <p>A.N. Gaikwad .....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.</p> <p>2. Smt. Archana B.K., the learned Presenting Officer for the Respondents has tendered the affidavit-in-reply on behalf of Respondent No.2, affirmed by Shri Manoj P. Wavikar, Joint District Registrar, Class-1 &amp; Collector of Stamps, Nashik. It is taken on record.</p> <p>3. S.O. to 10.08.2017 for admission hearing. Interim relief shall continue till next date.</p> <p align="right">             Sd/-            (A.H. Joshi J.)            Chairman         </p> <p align="left">prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 8/8/2017</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.: A.V. Bandiwadker Advocate for the Applicant Shri/Smt.: S. Suryawanshi C.P.O./P.O. for the Respondent/s</p> <p><u>dt. To:</u> 18/8/2017</p> <p style="text-align: right;">BZ</p>	<p>Date : 08.08.2017.</p> <p>M.A.No.95 of 2017 in O.A.No.176 of 2017</p> <p>B.N. Wakchaure ....Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>2. Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents prays for time to file affidavit-in-reply to M.A..</p> <p>3. Time as prayed is granted.</p> <p>4. S.O. to 18.08.2017.</p> <p style="text-align: right;">Sd/- (A.H. Joshi) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

of 20

IN

Original Application No.

of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 8/8/2017</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.: C.T. Chandratre Advocate for the Applicant Shri/Smt.: N. S. Gohad C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: 31/8/2017</p> <p align="right">HJE</p>	<p align="center"><u>C.A. No.39 of 2017 in O.A. No.354 of 2016</u></p> <p>Shri T.A. Jankar ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states as follows:</p> <p>(i) Affidavit of the Respondent No.3 is received however its further scrutiny is necessary.</p> <p>(ii) 2 weeks time may be granted for filing reply.</p> <p>3. In view of the request of Ld. PO, S.O. to 31.8.2017.</p> <p align="right">Sd/- (A.H. Joshi, V.) Chairman 8.8.2017</p> <p>(sg)</p>

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

IN

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

## FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>8/8/17</u></p> <p><b>CORAM:</b> Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ↓</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>S.S. Dere</u></p> <p>Advocate for the Applicant Shri/Smt. <u>Ms. S. Suryawanshi</u></p> <p>P.O./P.O. for the Respondents <u>Reply filed by R. Malik</u></p> <p>Adj. To <u>S.O. to 11/8/17</u> <u>For Rejoinder.</u></p>	<p style="text-align: center;"><b><u>O.A. No.631 of 2017</u></b></p> <p><b>Shri S.P. Kumavat</b> ... Applicant</p> <p style="text-align: center;"><b>V/s.</b></p> <p><b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>Heard Shri S.S. Dere, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned P.O. for the Respondents.</p> <p>The learned P.O. undertakes to file Affidavit-in-Reply during the course of the day. On this statement, the Original Application is adjourned to 11.08.2017 for Rejoinder.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 8/08/17 Member (J) 08.08.2017</p> <p style="text-align: center;">(vsm)</p>

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

Tribunal's orders  
**O.A. No.919 of 2017**

**Shri H.R. Jadhav**

... Applicant

V/s.

**The State of Mah. & ors.** ... Respondents

Heard the Applicant with Shri Ajay Sharma holding for Shri R.D. Soni, the learned Advocate for the Applicant and Shri M.D. Lonkar, the learned Special Counsel for the Respondents.

This matter was once closed for orders and thereafter in view of certain developments that took place an Affidavit came to be filed by the Applicant to which Reply was filed by the State.

The matter was appointed today for Rejoinder. The learned Advocate makes a statement at the bar that the Applicant does not want to file Rejoinder. That takes care of one aspect of the matter, another aspect of the matter is that another proceeding in O.A. No.115/2017 was pending before the first bench of this Tribunal and there some interim orders were made, net result whereof was that while inquiry could proceed but outcome be not communicated to the disciplinary authority. In the meanwhile that OA came to be dismissed and the matter is carried to the Hon'ble High Court by way of W.P.No.8080/2017. There, an interim <sup>major</sup> ~~major~~ <sup>measure</sup> ~~major~~ this interim order has been continued and the matter is now <sup>to appear</sup> ~~stayed~~ before the Hon'ble High Court tomorrow i.e. 09.08.2017. At the moment it will be difficult to categorically mention as to what could be the effect of the stay but as of today, this O.A. stands adjourned to be shown in the same column next time to 14.08.2017. Hamdast.

DATE: 8/8/17

CORAM:

Hon'ble Shri. RAJIV AGARWAL  
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member)

APPEARANCE:

Shri Ajay Sharma  
holding for R.D. Soni  
Advocate for the Applicant with Applicant

Shri M.D. Lonkar

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

Sp. Counsel

S.O. to 14/8/17

Adj. To

Hamdast

PH  
@/cej

Sd/-

(R.B. Malik)

Member (J)

08.08.2017

**FARAD CONTINUATION SHEET NO.**

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

Tribunal's orders

**O.A. No.643 of 2017**

**Shri C.T. Patil**

... Applicant

V/s.

**The State of Mah. & ors.**

... Respondents

Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Hearing the submission, it <sup>does not</sup> appear <sup>any</sup> that why the representation made by the Applicant before transfer came to be rejected. The Applicant has made a few representations thereafter as well. The Respondents are directed to submit the record to indicate <sup>the</sup> as to reason why the representations came to be rejected.

S.O. to 14.08.2017. Hamdast.

Sd/-

(R.B. Malik)  
Member (J)  
08.08.2017

8/8/17

(vsm)

**DATE:** 8/8/17

**CORAM:**

~~Hon'ble Shri. RAJIV AGARWAL~~  
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member)

**APPEARANCE:**

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

**Adj. To**

S.O. to 14/8/17.

Hamdast.

*(Signature)*

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>8/8/17</u></p> <p>CORAM:</p> <p><del>Hon'ble Shri. RAJIV AGARWAL</del> (Vice-Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>A.A. Gharte</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>S. S. Suryawanshi</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To: <u>S.O. to 14/8/17</u></p> <p><i>[Signature]</i></p>	<p style="text-align: center;"><b><u>O.A. No.743 of 2017</u></b></p> <p><b>Shri A.S. Sonkusare</b> ... Applicant</p> <p style="text-align: center;"><b>V/s.</b></p> <p><b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>Heard Shri A.A. Gharte, the learned Advocate for the Applicant and Ms S.S. Suryawanshi, the learned P.O. for the Respondents.</p> <p>Issue notice returnable on 14.08.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>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 four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 14.08.2017. Learned P.O. do waive service.</p> <p style="text-align: right;">Sd/- (R.B. Malik) <u>8/8/17</u> Member (J) 08.08.2017</p> <p>(vsm)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> 8/8/17</p> <p><b>CORAM:</b>  <del>Shri. RAJIV AGARWAL</del>  (Vice-Chairman)  Shri R. B. MALIK (Member)</p> <p><b>APPEARANCE:</b>  Shri/Smt. Ms. S. P. Manchekar</p> <p><b>Advocates for the Applicant</b>  Shri/Smt. Ms. S. Suryawanshi</p> <p><b>C.P.O./P.O. for the Respondents</b>  holding for Archana B.K.</p> <p>Adj. to  O.A. is admitted.  S.O. to 4/9/17.</p> <p>FH  @ced</p>	<p align="center"><b><u>O.A. No.495 of 2017</u></b></p> <p><b>Smt. A.M. Malge</b> ... Applicant</p> <p align="center">V/s.</p> <p><b>The State of Mah. &amp; ors.</b> ... Respondents</p> <p>Heard Ms S. P. Manchekar, the learned Advocate for the Applicant and Ms S.S. Suryawanshi holding for Smt. Archana B.K., the learned P.O. for the Respondents.</p> <p>The learned Advocate submits that the Rejoinder will be filed during the course of the day. Relying on this statement, the Original Application is admitted and appointed for final hearing on 04.09.2017.</p> <p>Sur-Rejoinder, if any, must be filed on that day and not thereafter.</p> <p>S.O. to 04.09.2017.</p> <p align="right">Sd/-  (R.B. Malik) 8/8/17  Member (J)  08.08.2017</p> <p align="center">(vsm)</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

I N

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**O.A. No.85 of 2017**

**Shri A.K. Randive ... Applicant**

**V/s.**

**The State of Mah. & ors. ... Respondents**

Heard Shri V.V. Joshi, the learned Advocate for the Applicant and Ms S. Suryawanshi holding for Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Affidavit-in-Rejoinder is taken on record. The Original Application is admitted and appointed for final hearing on 06.09.2017.

Sur-Rejoinder, if any, must be filed on that day and not thereafter.

S.O. to 06.09.2017.

Sd/-

(R.B. Malik)  
Member (J)  
08.08.2017

8/8/17

(vsm)

DATE: 8/8/17

**CORAM:**

~~Shri. RAHVAGARWAL~~  
(Vice-Chairman)

Shri R. B. MALIK (Member) J

**APPEARANCE:**

Shri/Smt. V.V. Joshi

**Advocate for the Applicant**

Shri/Smt. Ms. S. Suryawanshi

**P.O./P.O. for the Respondents**

holding for S. Gaikwad.

**Adj. To**

Rejoinder filed by Applicant.

D.A. is admitted.

S.O. to 6/9/17.

FH  
[Signature]

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

**Tribunal's orders**

M.A. No.336 of 2017 in O.A. No.509 of 2015

The State of Maharashtra & Ors. ..Applicants  
Vs.  
Shri P.G. Kolapte ..Respondent

Heard Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Applicants-original Respondents and Shri D.B. Khaire, learned Special Counsel for the Respondent-original Applicant.

2. Administrative Member of this Tribunal shall not be available after 18.8.2017. Therefore, it is not possible to fix the OA for hearing.

3. This Tribunal expects from the Applicant Shri Samir D. Sahai, who has filed this MA and who is Additional Resident Commissioner officiating at Maharashtra Sadan, New Delhi, to follow and pursue the matters of appointment of Administrative Members and Judicial Members of this Tribunal with the Department of Personnel & Training.

4. MA disposed off.

Sd/-

(A.H. Joshi, P.S.)  
Chairman  
8.8.2017

DATE: 8/8/2017

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. : N.K. Rajpurohit Ld.  
C.P.O.

Advocate for the Applicant (Org. Reps.)

Shri/Smt. : D.B. Khaire Ld. Spl. Counsel

C.P.O./P.O. for the Respondent/s (Org. Appl.)

Adj. To: MA disposed off.

*eye*

(sgj)

**FARAD CONTINUATION SHEET NO.**

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

Tribunal's orders

M.A. No.338 of 2017 in O.A. No.1136 of 2016

The Secretary,  
Minority Development Dept. ..Applicant  
Vs.  
Nasim A.A. Khan ..Respondent

Heard Shri A.J. Chougule, learned Presenting  
Officer for the Applicant-original Respondent and Shri  
M.D. Lonkar, learned Advocate for the Respondent-  
original Applicant.

2. Due to non-availability of Administrative  
Member after 18.8.2017, it is not possible to fix the OA  
for hearing.

3. MA disposed off.

  
Sd/-

(A.H. Joshi,  
Chairman  
8.8.2017)

(sgj)

DATE: 8/8/2017

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. A.J. Chougule Ld. P.O.

Advocate for the Applicant Corg. Resp.

Shri/Smt. M.D. Lonkar Ld. Adv.

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

Adj. To MA disposed off.



IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL,  
MUMBAI

ORIGINAL APPLICATION NO.413 OF 2017

DISTRICT: MUMBAI

S.B. Shinde

... Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri A.V. Bandiwadekar, the learned Advocate for the Applicant.

Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Shri V.V. Londhe, the learned Advocate for Respondents No.2 and 3.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 08.08.2017.

**ORDER**

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant, Shri K.B. Bhise, the learned Presenting Officer for the Respondents and Shri V.V. Londhe, the learned Advocate for Respondents No.2 and 3.
2. Shri K.B. Bhise, the learned P.O. for the Respondents states as follows :-
  - (a) Instructions are still awaited from Respondents No.1 and 4.
  - (b) Time may be granted for filing affidavit-in-reply.
3. Learned P.O. for the Respondents was called to state as to whether the concerned officers are informed.
4. Learned P.O. for the Respondents answers in affirmative.
5. Record shows that Respondents No.1 and 4 are served on 30.06.2017 and 04.07.2017 respectively.



6. It is very sad and shocking that the Government officers are callously neglecting to the proceedings despite serving of summons which not only shows lack of respect towards judicial fora, but also shows neglect to the interest of the State.

7. In this background learned P.O. was called to furnish the names of the two officers holding the post of Respondent No.1, the Director of Medical Education and Research, Mumbai and Respondent No.4, the State of Maharashtra, through Principal Secretary, Medical Education and Drugs Department, Mumbai.

8. Learned P.O. has furnished the following names :-

- (a) Dr. Pravin H. Shingare, Director of Medical Education and Research, Mumbai.
- (b) Shri Sanjay Deshmukh, Secretary, Medical Education and Drugs Department, Mumbai.

9. Respondent No.1, Dr. Pravin H. Shingare, Director of Medical Education and Research, Mumbai and Respondent No.4, Shri Sanjay Deshmukh, Secretary, Medical Education and Drugs Department, Mumbai are directed as follows :-

- (a) They shall call for all papers pertaining to present O.A. and all files concerned.
- (b) They shall personally read all papers including present O.A..
- (c) Find out the date on which notice of O.A. and letters from learned P.O. were received, and the date on which the O.A. was brought to their notice.
- (d) Find out reasons due to which affidavit-in-reply was not filed in present O.A. despite service of notice and grant of adequate time.
- (e) Place on record what modalities they would adopt to ensure punctual attendance to notices of this Tribunal and letters of learned P.O..
- (f) Show cause and reasons due to which each amongst them should not be ordered to pay costs personally in a sum of Rs.10,000/- each, towards negligence in attending to the O.A. and failure in filing affidavit-in-reply to the O.A..

10. Affidavit on the above points be filed on or before 12.09.2017. Apart from the aforesaid affidavit, affidavit answering each and every point, paragraph and averment also be filed on or before 12.09.2017.

11. Steno copy and Hamdast is allowed to learned P.O. to communicate for enabling learned P.O. to communicate this order to the Respondents.

12. S.O. to 12.09.2017.



Sd/-

←  
(A.H. Joshi (J.))  
Chairman

prk