

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

Original Application No.319 of 2016 with

M.A.No.161 of 2016

Shri N.D. Patil

...Applicant

Vs.

The State of Maharashtra & Ors.

...Respondents

Shri R.M. Kolge, the learned Advocate holding for Shri A.D. Sugdare, the learned Advocate for the Applicant.

Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

**CORAM : JUSTICE SHRI A.H. JOSHI, CHAIRMAN**

**DATE : 08.09.2016.**

**ORDER**

1. Heard Shri R.M. Kolge, the learned Advocate holding for Shri A.D. Sugdare, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents Ms. N.G. Gohad states as follows :-  
Instructions are received by letter dated 3.09.2016 to the effect that it would not be necessary to file an affidavit because the copy of order dated 21.7.2016 was not received by the Additional Chief Secretary concerned.
3. Learned P.O. for the Respondents was called to state as to whether notice of Tribunal which was ordered on 6.4.2016 was received by Respondent No.1, Principal Secretary.
4. Learned P.O. for the Respondents states that it is not possible for her to make any positive statement.
5. Learned Advocate for the Applicant was called to show copy of acknowledgement of notice of Tribunal served on Respondent No.1.
6. Learned Advocate for Applicant has shown to learned P.O. as well to the officer, Smt. Sanjana Khopade, Under Secretary and the Desk Officer who is present and also to this Tribunal, the acknowledgement.

7. The officer, Smt. Sanjana Khopade, Under Secretary does not dispute that the notice dated 6.4.2016 issued from this office taken by the Applicant was delivered in the office.
8. Learned P.O. states that copy of order dated 21.07.2016 was not forwarded by the P.O.'s office to the office of Principal Secretary.
9. In the aforesaid background that despite service of notice of this Tribunal, the plea that a reply to the questions framed in order dated 21.07.2016 need not be given, can come, prima facie only because the Additional Chief Secretary concerned has not exerted to verify the fact as to whether the notice of Tribunal was received in the office.
10. In view that the affidavit is not filed and a gravely irresponsible and absurd reply is sent to learned P.O.. The officer concerned i.e. Additional Chief Secretary, may have to be saddled with costs.
11. Hence, Smt. Medha Gadgil, I.A.S., Additional Chief Secretary is directed to show cause as to how could she or her office could take a stand thereby, denying / refusing to file affidavit. She should also show cause as to why costs should not be saddled against her personally for neglect in attending cases, and sending an irresponsible response.
12. Affidavit answering show as indicated in paragraph no.11, hereinbefore, if the concerned desires, be filed on or before next date.
13. Steno copy and Hamdast is allowed to learned P.O. who is directed to communicate this order to the Respondents.
14. For filing affidavit in response to order dated 21.07.2016 and today's order S.O. to 10.11.2016.

  
(A.H. Joshi, J.)  
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI  
CONTEMPT APPLICATION NO.66 OF 2015  
IN  
ORIGINAL APPLICATION NO.499 OF 2014**

Shri A.V. Joshi ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Shri C.T. Chandrarte – Advocate for the Applicant

Shri K.B. Bhise – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 8<sup>th</sup> September, 2016

**ORDER**

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

2. Ld. PO states as follows:

- (a) The compliance required to be done namely fixing the applicant's pay similar to the scale granted to Shri Badar is done.
- (b) The revision of pension has not been done. This could not be completed because correction of entries with regard to revised pay scale has become necessary and this work is not done by Pay Verification Unit.



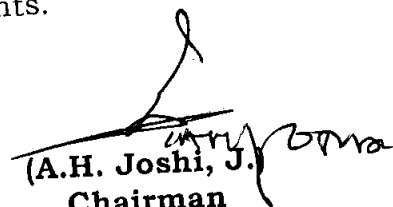
(c) It would be impossible to comply with remaining part of the order until Pay Verification Unit accords sanction of refixation of pay.

3. The affidavit showing steps completed so far and steps which are not completed and reasons thereof be filed. The affidavit should also name the person who has objected to authentication of revision of pay scale.

4. Ld. PO prays for one week's time for filing affidavit.

5. Time is granted for filing reply till 19.10.2016.

6. Steno copy and hamdast is granted. Ld. PO is directed to communicate this order to the respondents.

  
(A.H. Joshi, J.)  
Chairman  
8.9.2016

Dictation taken by: S.G. Jawalkar.

D:\JAWALKAR\Judgements\2016\9 September 2016\CA.66.15 in OA.499.14.J.9.2016-AVJoshi-SO.19.10.16.doc

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ District \_\_\_\_\_ Applicant/s

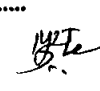
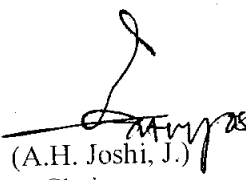
(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders <u>C.A. No.58 of 2016 in O.A. No.422 of 2014</u></p>
<p>DATE: <u>2/9/16</u>  CORAM:  ..... (Chairman)  ..... A    <u>G.A. Bandiwadkar</u>    <u>M. F Gohad</u>    Adj. To: <u>2/10/2016</u>    </p>	<p>Shri S.B. Pawaskar ..Applicant  Vs.  The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadkar, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO states that affidavit is received. It is not properly drafted and time may be granted for filing proper affidavit.</p> <p>3. Ld. PO prays for two weeks time for filing proper affidavit.</p> <p>4. S.O. to 5.10.2016.</p> <p>(sgj)</p> <p style="text-align: right;">   (A.H. Joshi, J.)  Chairman  8.9.2016</p> <p style="text-align: right;">[PTO]</p>

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

Tribunal's orders

O.A. No.756 of 2015

Shri R.S. Pawar ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

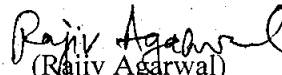
Heard Shri R.S. Pawar, Applicant in person and  
Shri N.K. Rajpurohit, learned Chief Presenting Officer  
for the Respondents.

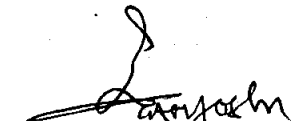
2. Ld. CPO has tendered a copy of letter dated  
7.9.2016 and states that in anticipation of further action  
the meeting of the DPC is scheduled to be held on  
17.9.2016.

3. Ld. CPO on instructions from Smt. Sangita A.  
Shinde, Section Officer, Skill Development and  
Entrepreneurship Department, states that the process of  
upgradation of ACR of the applicant for the year 2004-05  
is expected to be completed within one week.

4. It is hoped that appropriate decision would be  
taken and a statement would be made on the next date.

5. S.O. to 23.9.2016.

  
(Rajiv Aggarwal)  
Vice-Chairman  
8.9.2016

  
(A.H. Joshi, J)  
Chairman  
8.9.2016

(sgj)

819/16

Coram - Hon' Justice A.H.  
Joshi (Chairman)  
Hon' Shri Rajiv Aggarwal (V/C)  
Shri R.S. Pawar Applicant  
in Person Present  
Shri N.K. Rajpurohit CPO  
for the Respondents.

Heard.  
order passed in  
tribunal column  
s.o. 23/9/16.

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>8/9/16  Coram - Hon' Justice Sri  A.H. Joshi (Chairman)</p> <p>Sri S. Sdanke holding for  Sri P.V. Patil Adv for the  Applicant.</p> <p>Sri K.B. Bhise Adv for the  Respondents</p> <p>Heard  order passed in Tribunal  Column.</p> <p>S.O to 23/9/16.</p> <p><i>[Signature]</i></p>	<p>Date : 08.09.2016.</p> <p>O.A.No.291 of 2016</p> <p>Shri S.A. Tamboli ...Applicant</p> <p>Vs.  The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Shri S. Sdanke, the learned Advocate holding for Shri P.V. Patil, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states as follows:-</p> <p>(a) Major pensionary benefits are released and have been actually credited in Applicant's account.</p> <p>(b) One Medical bill and Two of Travelling allowance bills are pending and those are being processed.</p> <p>(c) Affidavit of show cause which Secretary was to file is ready and it needs some modification and therefore time is required.</p> <p>3. Learned P.O. for the Respondents prays for two weeks time.</p> <p>4. Time as prayed for is granted.</p> <p>5. S.O. to 23.09.2016.</p> <p><i>[Signature]</i>  (A.H. Joshi, J.)  Chairman [P.T.O.]</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI****ORIGINAL APPLICATION NO.903 OF 2016****DISTRICT : PUNE****S.B. Saste****.... Applicant.****Versus****The State of Maharashtra & Ors.****....Respondents.**

Smt. Punam Mahajan, the learned Advocate for the Applicant.

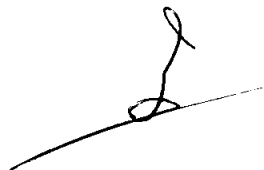
Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

CORAM : JUSTICE SHRI A.H. JOSHI, CHAIRMAN

DATE : 08.09.2016.

**ORDER**

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Learned Advocate Smt. Punam Mahajan for the Applicant states that copy of O.A. is already served along with intimation, therefore, notice to be issued by this Tribunal need not accompany the copy of O.A..
3. Issue notice returnable on 21.11.2016.
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. Learned Advocate Smt. Punam Mahajan argues on the point of interim relief.
9. On perusal of the case following points are summarized :-
  - (a) It is shown from the impugned order (copy whereof is at Annexure A-18, page 100 of O.A.) that recovery of alleged paid in excess pay is ordered against the applicant.
  - (b) It is shown that the recovery being made is towards period commencing from 1986.
  - (c) Applicant has placed reliance on judgment of Hon'ble Supreme Court in the case of **State of Punjab and Others V/s. Raffiq Masih and others (2015) 4 SCC 334** as referred in page 14 of the O.A..
  - (d) Applicant has also pleaded discriminatory treatment.
10. It has transpired after hearing and perusal of O.A. that question involved in the case revolves around the ground taken in paragraph no.6.26.3. It shall suffice if the Respondents file reply showing the case as to how do they come out of the judgment of Hon'ble Supreme Court, which is binding precedent on everybody governed by the said principle, referred to in said paragraph no.6.26.3.
11. Therefore, the Respondents are called to show cause as to the circumstances in which the recovery initiated by them does not fall within the preview of the reported judgment of Hon'ble Supreme Court referred to in foregoing paragraph No.9(c).
12. On what transpired and is recorded in the foregoing paragraph, the applicant has made the case for grant of ex-parte interim relief by way of stay of recovery.

13. In the aforesaid premises, interim relief is granted in terms of paragraph 10(a), which reads as follows :-

"a) That this Hon'ble Tribunal be pleased to stay the effect and operation of the letter / order dated 4/6/2016, 18/6/2016 and 23/6/2016, 12/7/2016 and 20/8/2016 and restrain the Respondents from making any further recovery from the pay or pension of the Petitioner, till the final decision of this original application."

(Quoted from page 17 of the O.A.)

14. Hamdast and steno copy is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.

15. S.O. to 21.11.2016.

Sd/-

(A.H. Joshi, J)  
Chairman

prk

**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>819/16</p> <p>Coram - Hon Justice Sri A.H. Joshi (Chairman)</p> <p>Shri J.N. Kamble Adv for the App. &amp; Law Miss. N.G. Gohad PO for the Respondents.</p> <p>Heard order passed in Tribunal column S.O. to 10/11/16. Handlast and steno copy is allowed.</p> <p style="text-align: right;">&amp;</p>	<p><b>Date : 08.09.2016.</b></p> <p style="text-align: center;"><b>O.A.No.230 of 2016</b></p> <p><b>Shri G.R. Khopkar</b> <span style="float: right;"><b>...Applicant</b></span></p> <p style="text-align: center;"><b>Vs.</b></p> <p><b>The State of Mah. &amp; Ors.</b> <span style="float: right;"><b>...Respondents</b></span></p> <p>1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents Ms. N.G. Gohad states on instructions received from Shri V. B. Bobade, Sub Instector, State Excise, Alibag as follows:-</p> <p>(a) Entire amount payable to the Applicant have been calculated and paid to the Applicant.</p> <p>(b) The statement of calculations and heads etc. total payment made to the Applicant be furnished to him by registered post within 15 days.</p> <p>3. Applicant shall free to verify correctness of amount from the statement which would be furnished to him and decide to the future course of action.</p> <p>4. Steno copy and Hamdast is allowed to learned P.O. to communicate this order to the Respondents.</p> <p>5. S.O. to 10.11.2016.</p> <p style="text-align: right;">Sd/- <b>(A.H. Joshi, J.)</b> Chairman</p> <p style="text-align: right;">1 787</p> <p>sba</p> <p style="text-align: right;">(P.T.O)</p>

(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 : 08.09.2016.

O.A.No.592 of 2016 with O.A.No.593 of 2016

Shri N.G. Phadtare (O.A.No.592 of 2016)

Shri V.B. Barge (O.A.No.593 of 2016) ...Applicants

Vs.

The State of Mah. &amp; Ors.

...Respondents

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri B.A. Bandiwadekar states that he was granted leave to substitute memo of O.A., however substitution is not carried out. He prays for enlargement of time for carrying out substitution.

3. Time as prayed is enlarged by one week.

4. Amended O.A. be served on the Respondents along with fresh notice taken from the Tribunal.

5. Notice of amended O.A. returnable on 08.11.2016.

6. S.O. to 08.11.2016.

Sd/-

(A.H. Joshi, J.)  
Chairman

sba

(P.T.O.)

8/9/16Coram - Hon Justice Shri  
A.H. Joshi (Chairman)Shri B.A. Bandiwadekar  
Adv for the Applicant  
Smt S. Suryawanshi P.O.  
for the Respondents.Heard  
order passed in  
Tribunal column.  
S.O to 8/11/16.

(with O.A.593/16)

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

Tribunal's orders

Date : 08.09.2016.

O.A.No.865 of 2016

B.P. Gaikwad

.... Applicant.

Versus

The State of Maharashtra & Ors.

.... Respondents.

1. Heard Shri Anurag Jain, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. Learned Advocate prays for leave to substitute the memo of O.A..
3. Substitution as prayed for is granted.
4. Issue notice returnable on 05.10.2016.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. 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.
7. 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.
8. 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.
9. S.O. to 05.10.2016.

(A.H. Joshi, J.)  
Chairman

prk

8/9/16

Coram - Hon'ble  
Shri A.H. Joshi (C)

Shri Anurag Jain Adv.  
for the Applicant  
Shri K.B. Bhise PO  
for the Respondents  
Heard.

order passed in  
Tribunal Column.

S.O. 5/10/16.


l.

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>8/9/16 Coram - Hon'ble Sri A.H. Joshi (Chairman) Sri B.A. Bandiwadkar Adv for the Applicant. Smt K.S. Gaikwad PO for the respondents no 3. Sri D.B. Khaire Adv for the respondent no 1 &amp; 2. Heard order passed in Tribunal Calcutta S.O to 26/10/16.</p>	<p>Date : 08.09.2016.</p> <p>O.A.No.636 of 2016</p> <p>Shri S.B. Raikar ...Applicant</p> <p>Vs. The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant, Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondent No.3 and Shri D.B. Khaire, the learned Special Counsel for the Respondent No.1 and 2.</p> <p>2. Learned Special Counsel Shri D.B. Khaire appears and states that he has instructed to appear for Respondent Nos.1 and 2.</p> <p>3. Learned Special Counsel and learned P.O. prays for four weeks time for filling affidavit.</p> <p>4. Though four weeks time is prayed longer time is granted with the hope that no further adjournment would be necessary.</p> <p>5. S.O. to 26.10.2016.</p> <p style="text-align: right;"> (A.H. Joshi, J.) Chairman</p> <p style="text-align: center;">sba</p> <p style="text-align: right;">[P.T.O.]</p>


(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><u>8/9/16</u></p> <p>Coram - Hon'ble Justice A.H. Joshi (Chairman)</p> <p>Miss. S.P. Manchekar Adv for the Applicant</p> <p>Smt K.S. Gaikwad P.O. for the Respondents</p> <p>Heard order passed in Tribunal Column SOH 20/9/16.</p> <p><i>[Signature]</i></p>	<p>Date : 08.09.2016.</p> <p>O.A.No.836 of 2016</p> <p>Shri P.M. Patil etc. 2 ...Applicants</p> <p>Vs. The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Ms. S.P. Manchekar, 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 Smt. K.S. Gaikwad prays for time on the ground that office of Director General of Police has sought certain information and it would be furnished to Respondent No.2 today itself.</p> <p>3. Respondents should act without loss of time.</p> <p>4. S.O. to 20.09.2016.</p> <p style="text-align: right;">         (A.H. Joshi, J.)        Chairman     </p> <p>sbh</p> <p style="text-align: right;">[P.T.O.]</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>8/9/16  <i>Justice</i>  <i>Coram - Hon. Mr. A.H. Joshi</i>  <i>(Chairman)</i></p> <p><i>Shri J.N. Kamble for</i>  <i>the applicant -</i>  <i>Shri A.J. Chougule P.O.</i>  <i>for the respondents</i></p> <p><i>Heard</i>  <i>order passed in</i>  <i>Tribunal column.</i>  <i>5020 7/11/16.</i>  <i>Hamdast and</i>  <i>steno copy is</i>  <i>allowed.</i></p> <p style="text-align: right;"><i>2</i></p>	<p>Date: 08.09.2016.</p> <p style="text-align: center;">O.A.No.91 of 2016</p> <p>P.A. Kamble ..... Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. .... Respondents.</p> <ol style="list-style-type: none"> <li>1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</li> <li>2. Learned Advocate Shri J.N. Kamble for the Applicant states as follows :-       <ol style="list-style-type: none"> <li>(a) He has apologies, since that he could not serve the Respondents with Tribunals' notice.</li> <li>(b) He undertakes to serve the notices, and Returnable date be extended.</li> </ol> </li> <li>3. Returnable date is extended to 07.11.2016.</li> <li>4. Respondents are put to notice that this Tribunal expect them to issue appropriate orders if they decide to follow the order passed in O.A.Nos.195, 202, 213, 259, 260 to 265, 276, 305, 306, 312 all of 2014 decided on 12.08.2015 and passed in Writ Petition No.11406/2014 and extend to the applicant appropriate benefit.</li> <li>5. In the event the Respondents decide to be governed by the judgments referred to in foregoing paragraph, and take suitable action, affidavit-in-reply need not be filed, it shall suffice if action is taken.</li> <li>6. In case the Respondents decide to contest this O.A. in that event affidavit-in-reply be filed by answering each and every paragraph, point and averment made in the O.A.</li> <li>7. Hamdast and steno copy is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.</li> <li>8. S.O. to 07.11.2016.</li> </ol> <p style="text-align: right;">         (A.H. Joshi, J.)        Chairman     </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><b>DATE:</b> 8/9/16</p> <p><b>CORAM:</b> Hon'ble Shri RAJIV AGARWAL (Chairman) Hon'ble Shri R.B. MALIK (Member)</p> <p><b>APPEARANCE:</b> Shri/S. M. D. Lonkar Advocate for the Applicant Shri/S. K. B. Bhise C.P.O./P.O. for the Respondents</p> <p>Adj. To: <u>O.A. is Allowed.</u></p>	<p><b>O.A.381/2016</b></p> <p><b>Shri S.M. Jadhav</b> ... Applicant <b>Vs.</b> <b>The State of Mah. &amp; Ors.</b> ... Respondents</p> <p>This OA can be finally disposed of at this stage itself on indisputable facts.</p> <p>We have heard Shri M.D. Lonkar, the learned Advocate for the Applicant and K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>It is an admitted position that in the list, copy whereof is annexed at Page 14 of the Paper Book, Shri V.P. Boralkar whose name appeared at Serial NO.15 from Open category has declined to accept the promotion. We are not going to enter into the details of each name of the personnel but <i>ex-facie</i>, it would appear that his name is at Serial No.12 in the select list of Open category candidates. All that he is asking for in this OA is to give directions to the Respondents to give the promotion to the next eligible person in view of Mr. Boralkar's refusal to accept the direction. We can find nothing objectionable much less even illegal or irregular in giving the necessary directions. It is, therefore, directed that the Respondents shall within a period of eight weeks from today act in the matter arising out of the refusal of Shri Boralkar to accept the promotional post and give it to the next eligible person, who is already been found fit by the DPC and if the next eligible person is the Applicant, so be it. The OA is allowed in these terms with no order as to costs.</p> <p>Sd/- _____ Sd/- _____ (R.B. Malik) (Rajiv Agarwal)</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

**O.A.381/2016**

**Shri S.M. Jadhav**

**... Applicant**

**Vs.**

**The State of Mah. & Ors.**

**... Respondents**

This OA can be finally disposed of at this stage itself on indisputable facts.

We have heard Shri M.D. Lonkar, the learned Advocate for the Applicant and K.B. Bhise, the learned Presenting Officer for the Respondents.

It is an admitted position that in the list, copy whereof is annexed at Page 14 of the Paper Book, Shri V.P. Boralkar whose name appeared at Serial NO.15 from Open category has declined to accept the promotion. We are not going to enter into the details of each name of the personnel but *ex-facie*, it would appear that his name is at Serial No.12 in the select list of Open category candidates. All that he is asking for in this OA is to give directions to the Respondents to give the promotion to the next eligible person in view of Mr. Boralkar's refusal to accept the direction. We can find nothing objectionable much less even illegal or irregular in giving the necessary directions. It is, therefore, directed that the Respondents shall within a period of eight weeks from today act in the matter arising out of the refusal of Shri Boralkar to accept the promotional post and give it to the next eligible person, who is already been found fit by the DPC and if the next eligible person is the Applicant, so be it. The OA is allowed in these terms with no order as to costs.

DATE: 8/9/16

CORAM:

Hon'ble Shri RAJIV AGARWAL  
(Judge - Chairman)

Hon'ble Shri R.B. MALIK (Member) ✓

APPEARANCE:

Shri/S. M.D. Lonkar

Advocate for the Applicant

Shri/S. K.B. Bhise

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

Adj. To O.A. is Allowed.

Sd/-

Sd/-

(R.B. Malik)

(Rajiv Agarwal)

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

Tribunal's orders

**M.A.487/2015 in O.A.422/2016**

**Shri S.M. Jadhav** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

Issue notice returnable on 06.10.2016.

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

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 06<sup>th</sup> October, 2016.

Sd/-

Sd/-

(R.B. Malik)  
Member (J)  
08.09.2016

(Rajiv Agarwal)  
Vice-Chairman  
08.09.2016

(skw)

DATE: 8/9/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To S.O. to 6/10/16.

*[Signature]*

(5)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI  
ORIGINAL APPLICATION NO.884 OF 2016**

Shri M.V. Gurav ..Applicant  
Versus  
The State of Maharashtra & Ors. ..Respondents

Shri G.A. Bandiwadekar – Advocate for the Applicant  
Miss Savita Suryawanshi – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman  
DATE : 8<sup>th</sup> September, 2016

**ORDER**

1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Miss Savita Suryawanshi, learned Presenting Officer for the Respondents.
2. Issue notice returnable on 11.11.2016.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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.




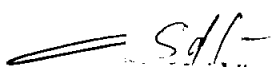
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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. The respondents are further directed as follows:

- (a) Both the respondents should examine the applicant's claim.
- (b) Upon examination, form an opinion as to whether applicant is entitled to the relief sought by him and if there is no legal impediment in granting the same, take appropriate steps in that regard.
- (c) If it is necessary to oppose the OA, in that case only the affidavit be filed.

8. In view of this longer time is hereby granted. No further adjournment should be sought.

  
  
**(A.H. Joshi, J.)**  
**Chairman**  
**8.9.2016**

Dictation taken by: S.G. Jawalkar.

D:\JAWALKAR\Judgements\2016\9 September 2016\OA.884.16.J.9.2016-MVGurav-SO.11.11.16.doc

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

Tribunal's orders

Date : 08.09.2016.

M.A.No.142 of 2016 in C.A.No.33 of 2016 in  
O.A.No.796 of 2012 with C.A.No.33 of 2016 in  
O.A.No.796 of 2012

R.P. Bansod & Ors. .... Applicants.

Versus

The State of Maharashtra & Ors. .... Respondents.

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states as follows :-

- (a) The benefit of A.C.P. is given to all Applicants. (Except Applicants No.2 and 30).
- (b) Grant of benefit to applicant No.2 has to remain in abeyance because decision as regards his suspension is not taken, and his eligibility is yet to be decided.
- (c) In so far as Applicant No.30 is concerned, his claim requires to be re-examined because there are certain procedural snags, in deciding applicant's pay etc. due to his deputation.

3. It is hoped that case of Applicant no.30 would be examined and appropriate decision would be taken without loss of time instead of driving this Tribunal to take recourse to the proceeding of law of Contempt.

4. Decision as regards applicant no.2 as well be expedited.

5. Hamdast and steno copy is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.

6. S.O. to 08.11.2016.

DATE: 8/9/16

CORAM:

Head of the State (Chairman)

Head of the State (Member) A

MEMBER:

Chairman: B.A. Bandiwadekar

Member:

K.S. Gaikwad

C.P.U./P.O. No. 1000/2016

Adj. To: 8/11/16

prk

(A.H. Joshi, J.)  
Chairman

**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>8/9/16</u></p> <p>CHIEF            Hon'ble Justice S.H.A. M. Joshi (Chairman)            ..... (Member) A</p> <p>..... sba</p> <p>..... N.K. Rajpurohit, C.P.O. for            ..... (Coram Resp.)</p> <p>..... None for            ..... (Coram Appl.)</p> <p>Adj. To. <u>27/10/16</u></p> <p><i>YE</i></p>	<p>Date : 08.09.2016.</p> <p>M.A.No.285 of 2016 in O.A.No.359 of 2016 (A'bad)</p> <p>The State of Maha. &amp; Ors. ...Applicants (Or. Respondents)</p> <p>Vs.</p> <p>Shri G.S. Dhale &amp; Ors. ...Respondents (Or. Applicant)</p> <p>1. Heard Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Applicants (Org. Respondents). None for the Respondents (Org. Applicant).</p> <p>2. Record shows that notices are not collected by the C.P.O. He undertakes to serve notice and prays to extend returnable date.</p> <p>3. Returnable date is extended till 27.10.2016.</p> <p style="text-align: right;"> <i>Sd/-</i>            (A.H. Joshi, J.)            Chairman         </p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>8/9/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice (B.A.) Bandiwadkar (Chairman)</p> <p>Hon'ble Justice (K.S.) Gaikwad (Member)</p> <p>ADVOCATE:</p> <p>Shri. <u>B.A. Bandiwadkar</u></p> <p>Advocate for Respondents:</p> <p>Shri. <u>K.S. Gaikwad</u></p> <p>CHIEF CLERK:</p> <p>Adj. To: <u>8/11/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 08.09.2016.</p> <p>M.A.No.142 of 2016 in C.A.No.33 of 2016 in O.A.No.796 of 2012 with C.A.No.33 of 2016 in O.A.No.796 of 2012</p> <p>R.P. Bansod &amp; Ors. .... Applicants.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. .... Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states as follows :-</p> <p>(a) The benefit of A.C.P. is given to all Applicants. (Except Applicants No.2 and 30).</p> <p>(b) Grant of benefit to applicant No.2 has to remain in abeyance because decision as regards his suspension is not taken, and his eligibility is yet to be decided.</p> <p>(c) In so far as Applicant No.30 is concerned, his claim requires to be re-examined because there are certain procedural snags, in deciding applicant's pay etc. due to his deputation.</p> <p>3. It is hoped that case of Applicant no.30 would be examined and appropriate decision would be taken without loss of time instead of driving this Tribunal to take recourse to the proceeding of law of Contempt.</p> <p>4. Decision as regards applicant no.2 as well be expedited.</p> <p>5. Hamdast and steno copy is allowed to learned P.O.. Learned P.O. is directed to communicate this order to the Respondents.</p> <p>6. S.O. to 08.11.2016.</p> <p><i>[Signature]</i> <i>[Signature]</i></p> <p>(A.H. Joshi, J.) Chairman</p> <p>prk</p>



(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

**O.A.905/2016**

**Shri K.P. Patil & 2 ors. ... Applicants**  
**Vs.**

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

Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Smt. Mahajan, the learned Advocate for the Applicants insists on interim orders more or less like the interim orders made by the learned Judicial Member of this Tribunal in OA 538/2015, dated 23<sup>rd</sup> July, 2015. Smt. Mahajan submits that in any case, an order should be made that three posts for DT (A) category should not be filled-up even if promotions to the other category people are given. Liberty is reserved for the Applicants to renew this request on the next date and in the meanwhile, I make it clear that henceforth, if any promotion is effected, the said promotees must be made known about the pending hereof and the further fact that the said promotion shall be subject to the ultimate outcome hereof. The Respondents must keep the relevant record for the perusal of this Bench on the next date.

S.O. to 16<sup>th</sup> September, 2016. Hamdast.

(skw)

For Adv Punam Mahajan  
8/9/16  
5:10 PM

DATE: 8/9/16

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri Punam Mahajan

Advocate for the Applicant

Shri N.K. Rajpurohit

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

Ad. to S.O. to 16/9/16.

Hamdast

*(Signature)*

*(Signature)* 08.09.16

(R.B. Malik)  
Member (J)  
08.09.2016

8.9.16  
For CPO/PAT

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

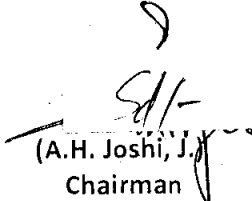
(Advocate .....

*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>8/9/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice Shri M. M. ... (Member) A</p> <p>APPEARANCE: Sd/- <u>B.A. Bandiwadkar</u> Advocate for the Applicant Sd/- <u>H.G. Gohad</u> C.B.P./A.O. for the Respondent/s</p> <p>Adv. To: <u>10/11/16</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 08.09.2016.</p> <p style="text-align: center;">O.A.No.670 of 2016</p> <p>Dr. C.G. Gaikwad ...Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant has tendered apology for failing to collect Tribunal's notice.</p> <p>3. Learned Advocate for the Applicant prays for enlargement of returnable date.</p> <p>4. Returnable date is extended to 10.11.2016.</p> <p>5. S.O. to 10.11.2016.</p> <div style="text-align: right;">         (A.H. Joshi, J.)        Chairman     </div> <p style="text-align: center;">sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ District \_\_\_\_\_ Applicant/s

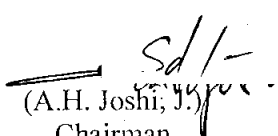
(Advocate .....)

*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 <u>O.A. No.784 of 2016</u>
<p>DATE: <u>8/9/16</u></p> <p>..... (Chairman)</p> <p>..... (Member/A)</p> <p><i>None for the appl.</i></p> <p><i>A.J. Chougule</i></p> <p><i>OA is disposed of</i></p> <p><i>Me</i></p>	<p>Shri S.R. Sapate ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>None for the Applicant. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO has tendered copy of order dated 27.7.2016. It is taken on record.</p> <p>3. With this order the purpose of filing OA is accomplished and the OA has become infructuous and the same is disposed off accordingly. n</p> <p style="text-align: right;">             (A.H. Joshi, J.)            Chairman            8.9.2016         </p> <p>(sgj)</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>2/9/16</u></p> <p>CORAM:</p> <p>Hon. _____ (Chairman)</p> <p>Hon. _____</p> <p>— B.A. Bandiwadker</p> <p>— K.B. Bhise</p> <p>Adj. to: <u>2/11/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 08.09.2016.</p> <p>O.A.No.781 of 2016</p> <p>Smt. M.R. Ghate ...Applicant</p> <p>Vs.</p> <p>The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. It is seen from order dated 28.7.2016 learned P.O. waived service.</p> <p>3. Learned P.O. for the Respondents states that it is not possible to waives service due to deficiency of staff.</p> <p>4. Applicant is to serve fresh notice on the Respondents.</p> <p>5. Applicant is directed to serve Tribunal's notice on the Respondents as per the standing practice.</p> <p>6. S.O. to 8.11.2016.</p>

*[Signature]*  
Sd/-  
A.H. Joshi  
Chairman

sba

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

DISTRICT \_\_\_\_\_

..... Applicant/s

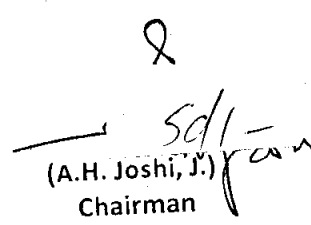
(Advocate .....)

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>8/9/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice Shri M. D. Lonkar (Member) A</p> <p>ADVOCATE: M. D. Lonkar.....</p> <p>ADVOCATE FOR THE RESPONDENT/S: A. H. Joshi.....</p> <p>Adj. To: <u>7/11/16</u>.....</p> <p style="text-align: right;">B/E</p>	<p>Date : 08.09.2016.</p> <p>O.A.No.440 of 2016</p> <p>Shri P.U. Rathod .....Applicant</p> <p>Vs. The State of Mah. &amp; Ors. ....Respondents</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents after receiving instructions states as follows:-</p> <p style="padding-left: 40px;">That the matter of assignment of Deemed Date is pending for the G.A.D.'s approval and the department has to wait till appropriate decision from the G.A.D. and F.D.</p> <p>3. Steps as may be completed from time to time would be reported on the next date.</p> <p>4. Learned P.O. for the Respondents prays for a month's time.</p> <p>5. Time as prayed for is granted.</p> <p>6. S.O. to 7.11.2016.</p> <p style="text-align: right;">         (A.H. Joshi, J.)        Chairman     </p>

sba

**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 : 08.09.2016.

O.A.No.583 of 2015

S.S. Talekar ..... Applicant.

Versus

The State of Maharashtra & Ors. ....Respondents.

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

2. Liberty to move before Division Bench for Final Hearing at the earliest.

*(Signature)*  
(A.H. Joshi, J.)  
Chairman

prk

DATE: 21/9/16

CON:

By \_\_\_\_\_ (man)

*B.A. Bandiwadekar*

*S. Suryawanshi*

Chairman

*Liberty to move before  
Division bench for final  
hearing at the earliest.*

*Before D/B*

*ATC*

# 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

M.A.349/2016 in O.A.905/2016

**Shri K.P. Patil & 2 ors. ... Applicants**  
**Vs.**  
**The State of Mah. & ors. ... Respondents**

Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.

DATE: 8/9/16

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

~~Smt. Punam Mahajan~~

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

*[Handwritten signature]*  
Sd/-  
08.09.16

(R.B. Malik)  
Member (J)  
08.09.2016

(skw)

Adj. To M.A. is Allowed.

TRUE COPY

Asstt. Registrar/Research Officer  
Maharashtra Administrative Tribunal  
Mumbai.

C.P.O

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

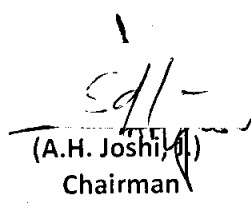
(Advocate .....)

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>8/9/16</u></p> <p>CHAIRMAN: Hon. Justice S.P. Chitambar (Chairman)</p> <p>MEMBERS: A. B. Bandiwadkar N. K. Rajpurohit</p> <p>Adj. To: <u>20/9/16</u></p> <p><i>BT</i></p>	<p>Date : 08.09.2016.</p> <p>C.A.No.130 of 2015 in O.A.No.308 of 2012</p> <p>Shri S.S. Padare ...Applicant</p> <p>Vs: The State of Maharashtra &amp; Ors. ...Respondents</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that officer who is supposed to instruct him is unable to come because his daughter is suffering from serious illness on account of Dengue and therefore he was unable to arrive to instruct the learned C.P.O.</p> <p>3. Learned P.O. for the Respondents prays for weeks time.</p> <p>4. S.O. to 20.9.2016.</p> <p style="text-align: right;">             (A.H. Joshi)            Chairman         </p> <p>gba</p>





**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

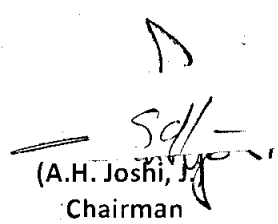
(Advocate .....

*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
<p>DATE: <u>8/9/16</u></p> <p>CORAM:</p> <p>Hon. Mr. Justice (Chairman)</p> <p>Hon. Mr. Justice (Member) A</p> <p>By: <u>M.D. Lonkar</u></p> <p>By: <u>N.G. Gohad</u></p> <p>Adj. To: <u>20/9/16</u></p> <p style="text-align: right;"><i>BTE</i></p>	<p>Date : 08.09.2016.</p> <p>O.A.No.340 of 2016 with O.A.No.341 of 2016</p> <p>Shri K.V. Sawant (O.A.No.340 of 2016) Shri D.G. Pilankar (O.A.No.341 of 2016) ...Applicants</p> <p>Vs.</p> <p>The State of Mah. &amp; Ors. ...Respondents</p> <p>1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents prays for a week's time for enabling her to make a statment furtherance to query framed by this Tribunal in order dated 10.08.2016.</p> <p>3. S.O. to 26.09.2016.</p> <p style="text-align: right;">             (A.H. Joshi, J)            Chairman         </p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

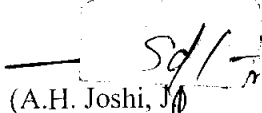
(Advocate .....)

*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 <u>O.A. No.337 of 2016</u>
<p>DATE: <u>8/9/16</u></p> <p>CORAM:</p> <p>Hon'ble Mr. A.H. Joshi (Chairman)</p> <p>Hon'ble Mr. _____ (Member) A</p> <p>None for the app.</p> <p>H.F. Gohad</p> <p>Adj. To: <u>24/10/16</u></p> <p><i>HE</i></p>	<p>Smt. S.A. Chavan ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>None for the Applicant. Heard Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO prays for time for filing reply.</p> <p>3. Hence, adjourned to 24.10.2016.</p> <p style="text-align: right;">             (A.H. Joshi, J)            Chairman            8.9.2016         </p> <p>(sgi)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

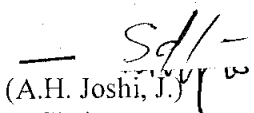
(Advocate .....

*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 <u>O.A. No.840 of 2015</u>
<p>DATE: <u>8/9/16</u></p> <p>..... (Chairman)</p> <p>..... (Member) A</p> <p>— G.A. Bandiwadker</p> <p>— H.F. Gohad</p> <p>Adj. To. <u>6/10/16</u></p> <p><i>HT</i></p>	<p>Shri S.S. Shelke ..Applicant Vs. The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadkar, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO has tendered affidavit affirmed by Dy. Secretary, Home Department. It is taken on record.</p> <p>3. Shri Bandiwadkar, Ld. Advocate prays for time to consider whether he wants to accept the decision communicated to him by the Government through letter dated 19.3.2016 or otherwise.</p> <p>4. Time granted.</p> <p>5. S.O. to 6.10.2016.</p> <p>(sgl)</p> <p style="text-align: right;">         (A.H. Joshi, J.)        Chairman        8.9.2016     </p> <p style="text-align: right;">[P.T.O.]</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>8/9/16</u></p> <p>..... (Chairman)</p> <p>..... (Member)A</p> <p><u>Punam Mahajan</u></p> <p><u>K.S. Gaikwad</u></p> <p>Adj. To: <u>22/9/16</u></p> <p><u>[Signature]</u></p>	<p>Date : 08.09.2016.</p> <p>O.A.No.801 of 2016</p> <p>T.M. Munde ..... Applicant.</p> <p>Versus</p> <p>The State of Maharashtra &amp; Ors. ....Respondents.</p> <p>1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states as follows :-</p> <p>(a) Affidavit-in-reply required to be filed furtherance to the directions given by this Tribunal on 06.09.2016 is ready and would be filed.</p> <p>(b) Learned P.O. on examining its purport would file proper affidavit before next date.</p> <p>3. S.O. to 22.09.2016.</p> <p>prk</p> <p><u>[Signature]</u> (A.H. Joshi, J.) Chairman</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

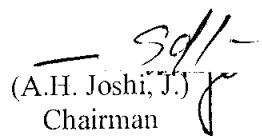
(Advocate .....)

*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 O.A. No.409 of 2016
<p>DATE: <u>8/9/16</u></p> <p>CORAM:</p> <p>Learned Justice Sd/- A. H. Joshi (Chairman)</p> <p>Learned Justice Sd/- M. D. Lonkar (Member) A</p> <p>APPEARANCE:</p> <p>For Applicant: <u>M. D. Lonkar</u></p> <p>For Respondent's: <u>H. F. Gohad</u></p> <p>Adj. To: <u>21/11/16</u></p> <p style="text-align: right;"><i>MT</i></p>	<p>Shri K.G. Sarang ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra &amp; Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Miss Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Shri Lonkar, Ld. Advocate for the applicant prays for two months time to secure copy of representation submitted by him before Govt. due to which order of fresh appointment came to be issued.</p> <p>3. In view of the request of Ld. Advocate for the applicant adjourned to 21.11.2016.      n</p> <p style="text-align: right;">             (A.H. Joshi, J.)            Chairman            8.9.2016         </p> <p>(sgj)</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  
C.A. No.58 of 2016 in O.A. No.422 of 2014

Shri S.B. Pawaskar ..Applicant  
Vs.  
The State of Maharashtra & Ors. ..Respondents

Heard Shri G.A. Bandiwadkar, learned Advocate  
for the Applicant and Miss Neelima Gohad, learned  
Presenting Officer for the Respondents.

2. Ld. PO states that affidavit is received. It is not  
properly drafted and time may be granted for filing  
proper affidavit.

3. Ld. PO prays for two weeks time for filing proper  
affidavit.

4. S.O. to 5.10.2016.

*Sd/-*  
*A.H. Joshi*  
(A.H. Joshi, J.)  
Chairman  
8.9.2016

(sgj)

DATE: 8/9/16

CORAM:

..... (Chairman)  
..... A

*G.A. Bandiwadkar*

*N. G. Gohad*

Adj. To: 5/10/2016

*MT*

**ADMINISTRATIVE TRIBUNAL  
MUMBAI**

of 20

DISTRICT

..... Applicant/s

.....)

*versus*

of Maharashtra and others

..... Respondent/s

.....)

**Tribunal's orders**

**Date: 08.09.2016.**

**O.A.No.998 of 2015**

**K.A. Kedar**

**.... Applicant.**

**Versus**

**The State of Maharashtra & Ors.**

**....Respondents.**

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned P.O. Ms. N.G. Gohad has tendered affidavit-in-reply on behalf of Respondent No.3, Joint Director, Sports & Youth Services Directorate, M.S., Pune. It is taken on record.

3. Learned Advocate Shri K.R. Jagdale for the Applicant prays for time to study and address.

4. In view of the foregoing, Adjourned to 12.09.2016.

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



**ADMINISTRATIVE TRIBUNAL  
MUMBAI**

of 20

DISTRICT

..... Applicant/s

.....)

*versus*

of Maharashtra and others

..... Respondent/s

.....)

**Tribunal's orders**

**Date : 08.09.2016.**

**O.A.No.688 of 2016**

**R.J. Ingawale**

**.... Applicant.**

**Versus**

**The State of Maharashtra & Ors.**

**....Respondents.**

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Learned Advocate Smt. Punam Mahajan for the Applicant prays for time to study and argue.
3. In view of foregoing, adjourned to 12.09.2016.

(A.H. Joshi, J.)

Chairman

prk

**ADMINISTRATIVE TRIBUNAL  
MUMBAI**

of 20

DISTRICT

..... Applicant/s

.....)

*versus*

of Maharashtra and others

..... Respondent/s

.....)

**Tribunal's orders**

**Date : 08.09.2016.**

**C.A.No.70 of 2016 in O.A.No.42 of 2015**

**N.K. More**

**.... Applicant.**

**Versus**

**The State of Maharashtra & Ors.**

**.... Respondents.**

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. Shri N.K. Rajpurohit for the Respondents states as follows :-

Time may be granted till 12.09.2016, for enabling him to make a statement as to the time frame within which remaining compliance of the order would be done.

3. In view of the foregoing, adjourned to 12.09.2016.

(A.H. Joshi, J.)  
Chairman

prk

**ADMINISTRATIVE TRIBUNAL  
MUMBAI**

20

DISTRICT

..... Applicant/s

.....)

*versus*

of Maharashtra and others

..... Respondent/s

.....)

**Tribunal's orders**

**Date : 08.09.2016.**

**O.A.No.683 of 2015**

**A.S. Bhosale**

**.... Applicant.**

**Versus**

**The State of Maharashtra & Ors.**

**.... Respondents.**

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant, Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondent No.1 and Shri M.D. Lonkar, the learned Advocate for Respondent No.2.

2. Due to paucity of time, adjourned to 12.09.2016 at the bottom of board.

  
(A.H. Joshi,  
Chairman

prk

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

Tribunal's orders

**M.A.487/2015 in O.A.422/2016**

**Shri S.M. Jadhav** ... Applicant  
**Vs.**  
**The State of Mah. & Ors.** ... Respondents

Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

Issue notice returnable on 06.10.2016.

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

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 06<sup>th</sup> October, 2016.

DATE: 8/9/16

CCRAM:

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

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

APPEARANCE:

Shri M.D. Lonkar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To

S.O. to 6/10/16.

Sd/-

(R.B. Malik)  
Member (J)  
08.09.2016

(skw)

Sd/-

(Rajiv Agarwal)  
Vice-Chairman  
08.09.2016

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**MISC. APPLICATION NO.345 OF 2016  
IN  
ORIGINAL APPLICATION NO.611 OF 2015**

**DISTRICT : KOLHAPUR**

1. The State of Mah. & Anr. )...Applicants  
(Ori. Respondents)

**Versus**

Shri Abdul A.G. Patel. )...Respondent  
(Ori. Applicant)

**Smt. K.S. Gaikwad, Presenting Officer for Applicants (Ori.  
Respondents)**

**Shri M.D. Lonkar, Advocate for Respondent (Ori.  
Applicant)**

**CORAM : RAJIV AGARWAL (VICE-CHAIRMAN)  
R.B. MALIK (MEMBER-JUDICIAL)**

**DATE : 08.09.2016**

**PER : R.B. MALIK (MEMBER-JUDICIAL)**



**ORDER**

1. This Misc. Application is presented by the State of Maharashtra being the original Respondent No.1 to the disposed of OA seeking extension of time of three months to file Review Application in the above referred order on the OA.
2. The Affidavit-in-reply has not been filed but it is utterly unnecessary to protract the matter in that behalf.
3. We have perused the record and proceedings and heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Applicants (Ori. Respondents) and Shri M.D. Lonkar, the learned Advocate for the Respondent (Ori. Applicant).
4. The order on the OA was made on 28.6.2016. We quashed and set aside the order therein impugned and the Applicant was exonerated from the DE and the punishment awarded to him was quashed and set aside. A direction was given to the original Respondents to restore to the Applicant his full pension and refund arrears of amounts deducted as a result of the impugned order. We further made it clear that his full pension became payable

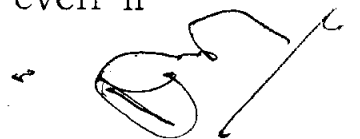


forthwith, which should be paid to him regularly and the arrears were to be paid within a period of four weeks from the date of our order, failing which that amount would carry interest at 12% p.a. from the date of deduction till actual payment. A cost of Rs.5,000/- was imposed to be deposited within four weeks in the Office of this Tribunal to be paid to the Applicant on a proper identification.

5. The MA is made by Shri D.L. Thorat, Joint Secretary in the Office of Revenue and Forest. In the first place, we find that this application is made much after the period of four weeks that was granted to them to comply with our order and that speaks volumes in the matter of sincerity or rather complete lack of it in the manner they have moved in this matter. There is no point in mentioning as to when the copy became available, etc. because the order was pronounced in the open Court and if the concerned Officer was not present, he has to take the consequences. At this stage, it may also be mentioned in fairness to Smt. Gaikwad, the learned P.O. that instead a period of three months, only one month's extension was being sought. We are not prepared to grant the extension of even one day let alone one month. From the tenor of the application read in the light of the submissions at the Bar, it appears that in all probability, it was in the beginning,

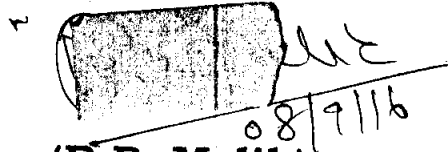
  
\_\_\_\_\_

there was under contemplation to challenge our order before the Hon'ble High Court and thereafter, ultimately, they settled with the option of filing the R.A. We must repeat times out of number that the entire conduct of the Applicants hereof is totally and completely lackadaisical and is also in the manner of speaking disdainful to the Tribunal. There is also no inkling to show that the need to comply with our order was present in their mind. Somehow or the other, there was a move to take the whole thing casually and taken the Tribunal lightly. For how, otherwise, can one explain as to why at least the cost was not deposited in this Tribunal which was to have been deposited within four weeks. We are completely satisfied that there is no satisfactory reason for granting any extension and on the contrary, stern action needs to be taken for the deliberate disregard of this Tribunal at least in so far as the cost was concerned and we are so minded as to impose an additional cost of Rs.10,000/- which we do hereby do. That amount of Rs.10,000/- along with the amount of Rs.5,000/- already ordered to be deposited, be deposited in the Office of this Tribunal within one week from today. The same upon deposit, be paid over to the Applicant on proper identification within four weeks thereafter. If the amount of cost is not deposited as directed just now, the matter be placed before us even if





this MA will no longer be pending on 19<sup>th</sup> September, 2016 for consideration of *suo-motu* contempt action. With this, the Misc. Application stands disposed of. Hamdast.



**(R.B. Malik)**  
**Member-J**  
**08.09.2016**



**(Rajiv Agarwal)**  
**Vice-Chairman**  
**08.09.2016**

Mumbai

Date : 08.09.2016

Dictation taken by :

S.K. Wamanse.

E:\SANJAY WAMANSE\JUDGMENTS\2016\9 September, 2016\M.A.345.16.w.9.2016.doc

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

M.A.349/2016 in O.A.905/2016

**Shri K.P. Patil & 2 ors. ... Applicants**

**Vs.**

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

Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.

DATE: 8/9/16

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

~~Shri/Smt. Punam Mahajan~~

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

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

Sd/-

(R.B. Malik)

Member (J)

08.09.2016

(skw)

Adj. To M.A. is Allowed.

18  
9-16

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

<p>Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders</p>	<p>Tribunal's orders</p>
<p>DATE: <u>8/9/16</u></p> <p>CORAM:  <del>Hon'ble Shri. RAJIV AGARWAL</del>                  (Vice-Chairman)                  Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE:                  Shri Smt. <u>Punam Mahajan</u>                  Advocate for the Applicant                  Shri Smt. <u>N.K. Rajpurohit</u>                  C.P.O./P.O. for the Respondents</p> <p><u>S.O. to 16/9/16.</u>                  Handast ✓</p>	<p><b><u>O.A.905/2016</u></b></p> <p><b>Shri K.P. Patil &amp; 2 ors. ... Applicants</b>  <b>Vs.</b>  <b>The State of Mah. &amp; ors. ... Respondents</b></p> <p>Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>Smt. Mahajan, the learned Advocate for the Applicants insists on interim orders more or less like the interim orders made by the learned Judicial Member of this Tribunal in OA 538/2015, dated 23<sup>rd</sup> July, 2015. Smt. Mahajan submits that in any case, an order should be made that three posts for DT (A) category should not be filled-up even if promotions to the other category people are given. Liberty is reserved for the Applicants to renew this request on the next date and in the meanwhile, I make it clear that henceforth, if any promotion is effected, the said promotees must be made known about the pending hereof and the further fact that the said promotion shall be subject to the ultimate outcome hereof. The Respondents must keep the relevant record for the perusal of this Bench on the next date.</p> <p>S.O. to 16<sup>th</sup> September, 2016. Hamdast.</p> <p>Sd/- <u>09/16</u>                  (R.B. Malik)                  Member (J)                  08.09.2016</p> <p>(skw)</p>