| Original Application No.  | of 20                     | DISTRICT                                 |
|---|---------------------------|--|
|   |                           | Applicant/s                              |
| (Advocate   | )                         |  |
|   | versus                    |  |
| The State   | of Maharashtra and other  |  |
| The State   | of Manarasitra and otner  | `S                                       |
| (Progenting Officer   |                           | Respondent/s                             |
| (Presenting Officer   | )<br>All'e                |  |
| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders | Tribu<br>MA.330/16 in     | nal's orders<br>C.A.41/16 in O.A.1225/10 |
|   | Smt. Sujata Saunik<br>Vs. | Applicant                                |
|   | Dr. S.C. Gupta            | Respondent                               |
|   | Heard Shri M.D            | . Lonkar, learned Special Couns          |
|   | for the Applicant-Cont    | emnor and Miss S.P. Mancheka             |
|   | learned Advocate for the  | ne Respondent-original Applicant         |
|   | 2. Shri Lonkar,           | Ld. Special Counsel for the              |
|   | Applicant-Contemnor p     | prays for time.                          |
|   |                           |  |
|   | 3. Time granted.          |  |
|   | 4. S.O. to 24.11.20       | 16                                       |
| PATE: 8 11 6  | 3.0. to 24.11.20          | Sd/-                                     |
| lon'ble Justice Shri A. H. Joshi (Chairman)   |                           | (A.H. Joshi, J.)                         |
| on ble Shri M. Rameshkumar (Member) A   |                           | Chairman <b>V</b> 8.11.2016              |
| PPEARANCE:  | (sgj)                     | 8.11.2010                                |
| trocate for the Applicant   |                           |  |
| P.O. P.O. for the Respondent/s Coog. April  |                           |  |
| 1 To 24 11/16.  |                           |  |
| #te   |                           |  |
| <b>7.</b> ~   |                           |  |
|   |                           |  |

| Original Application No. of   | 20   | DISTRICT  |                  |
|---|--|---|------------------|
|   |  | Applica   | int/s            |
| (Advocate   |  |   |                  |
|   |  |   |                  |
|   | versus   |   |                  |
| The State   | of Maharashtra and o   | thers   |                  |
|   |  | Respond   | ent/s            |
|   |  |   |                  |
| (Presenting Officer   | )  |   |                  |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | 7  | Tribunal's orders   |                  |
|   | O.A.   | .105 to 107/2016  |                  |
|   | Shri R.K. Potle  | & Ors Applicants  |                  |
|   | The state of the s | h. & ors Responden  | ts               |
|   |  |   |                  |
|   | Heard Shri M<br>Applicants and Smt<br>Officer for the Respo  | M.D. Giri, the learned Advocate in K.S. Gaikwad, the learned Presondents. | for the          |
|   | Affidavits-in-   | Rejoinder having been filed, the same are appointed for final h           | e OAs<br>learing |
|   | S.O. to 6th D  | ecember, 2016.  |                  |
| DATE: 8 11 16   |  | <b>1</b>  |                  |
| don'the lastice Shrift H. Joshi (Chairman)  | 8.4  | Sd/-  | 6                |
| Hon'h. Sai M. Rameshkumar (Member) A  |  | (Ř.B. Malik)  |                  |
| APPEARANCE:   |  | Member (J)  |                  |
| Shri Sont: M.D. GiYI  | (skw)  | 08.11.2016  |                  |
| Advocate for the Applicant  | (GRW)  |   |                  |
| Shrifsmi K.S. Galwad  |  | 0   |                  |
| C.P.O / P.O. for the Respondent/s   |  |   |                  |
| Adj. To. 6/12/16.   |  |   |                  |
| ,,  |  |   |                  |
|   |  |   |                  |

| Original Application No. of   | DISTRICT  |
|---|---|
|   | Applicant/s   |
|   |   |
| (Advocate   | ·······)  |
|   | versus  |
| The State o   | f 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.1024/2016  |
|   |   |
|   | Shri P.P. Sakpal Applicant  |
|   | Vs. The State of Mah. & ors Respondents   |
|   |   |
|   | Heard Shri B.A. Bandiwadekarkar, the learned  |
|   | Advocate for the Applicant and Smt. A.B. Kololgi, the learned Presenting Officer for the Respondents.   |
|   | The learned PO seeks an adjournment for reply. It appears to me that on the identical set of facts earlier a few OAs have been decided, and therefore, last chance is being granted and regardless of whether the reply is filed or not, this OA shall move on the next stage on the next date. |
| DATE: 8/11/2016   | S.O. to 22 <sup>nd</sup> November, 2016.  |
| Hon'lyle Justice Shri A. H. Joshi (Chairman)  |   |
|   | Sd/-  |
| Hon'ble Shri M. Rameshkumar (Member) A  | (R.B. Malik) 8 111/6  |
| Shri/Smt: B.A. Bandi Wadever  | Member (J)  |
| Advocate for the Applicant  Shri /Smt.: A. B. Kololo.  C.P.O / P.O. for the Respondent/s                    | (skw)   |
| Adj. To. 22/11/16.  |   |
|   |   |

| (Advocate   | DISTRICT Applicant/s)  versus  f Maharashtra and others   |
|---|---|
| (Presenting Officer   | Respondent/s  |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders   | Tribunal' s orders  |
|   | M.A.438/2016 in O.A.1052/2016  Shri D.P. Kathale & Ors Applicants Vs.  The State of Mah. & ors Respondents  Heard Shri M.D. Lonkar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned 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 11 1 CORAM: Shall R.B. Mark (Manuar) Hon by spice Silvi A. H. Osshi (Claiman) Hon by M. Rameshkumar (Member) A  APPRAA NCE: Shel/See Mr. D. Low Yor  Advocate for the Applicant | (R.B. Malik) & 11116<br>Member (J) 08.11.2016   |
| Shri/Sint K.S. Falkwed C.P.O. P.O. for the Respondent/s  Adj. To MA is allowed.   |   |

| Original Application No. of   | DISTRICT   |
|---|--|
|   | Appli <b>c</b> ant/s   |
| (Advocate   | )  |
|   |  |
|   | versus   |
| The State of  | 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  |
|   | R.A.29/2016 in O.A.266/2016  |
|   | Shri R.K. Kunjir Applicant   |
| 경기 등에 다 하는 하다를 했다.  | Shri R.K. Kunjir Applicant Vs.   |
|   | The State of Mah. & ors Respondents  |
|   |  |
|   | Heard Shri D.B. Khaire, the learned Advocate for<br>the Applicant and Smt. K.S. Gaikwad holding for Shri K.B.<br>Bhise, the learned Presenting Officer for the Respondents<br>Shri Bharat D. Thorat, the Respondent No.1 is present. |
|   | The Affidavit of service is taken on record.   |
|   | S.O. to 24th November, 2016.   |
| DATE: 8/11/16   |  |
| CORAM: Shori R.B. Malik (M) Hon'ble Instice Shri A. H. Joshi (Chairman)                                     | 541-   |
|   | (R.B. Malik)   |
| Hon'ble Shri M. Rameshkumar (Member) A  | Member (J)   |
| Shrish D.B. Khaire  | (sky)  |
| Advocate for the Applicant  | (SKW)  |
| Shri/Smt.: K.S. Egikwed<br>C.P.O / P.O. for the Respondent/s  |  |
|   |  |
| Adj. To. 24/11/2016   |  |
| the   |  |
|   |  |

Original Application No.

DISTRICT

## IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

of 20

|   | Applicant/s   |
|---|---|
| (Advocate   |   |
|   |   |
|   | versus  |
| The State   | of Maharashtra and others   |
|   | Respondent/s  |
| (Presenting Officer   |   |
| (1 resenting Officer  |   |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders   |
|   | M.A.439/2016 in O.A.1052/2016   |
|   |   |
|   | Shri D.P. Kathale & Ors Applicants Vs.  |
|   | The State of Mah. & ors Respondents   |
|   |   |
|   | Heard Shri M.D. Lonkar, the learned Advocate for<br>the Applicants and Smt. K.S. Gaikwad, the learned<br>Presenting Officer for the Respondents.  |
| DATE 8/11/16  |   |
| CORMI alm' & A Michie & miles   | Issue notice returnable on 22.11.2016.  |
| How bite Last Les Shire A. H. Joshi (Challense)   | Tribunal may take the case for final disposal at  |
| Hon'ble Shir M. Kameshkumar (Member) A  | this stage and separate notice for final disposal shall not be issued.  |
| APPEARANCE:   | Applicant is such as a district of  |
| Shrift M.D. Lower   | Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly  |
| Advocas in the Applicant  | authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would   |
| C.P. In Section Respondent/s  | be taken up for final disposal at the stage of admission  |
| Esucnative returnable on 1  | hearing.  |
| Adj. To 22 11/16.   | 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. |

S.O. to 22nd November, 2016.

compliance and notice.

(R.B. Malik) Member (J)

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

(Presenting Officer.....

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

Pribunal's orders C.A.37 of 2013 in O.A.632 of 2011

Dr. Anjali S. Warke

.. Applicant

The State of Maharashtra & Ors.

..Respondents

Heard Shri S.K. Warke, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

- Shri Sanjay Jadhav, Administrative Officer from the office of Commissioner, ESIS, Mumbai and Shri S.R. More, Deputy Secretary, Public Health Department, Mantralaya, are present in the Court.
- Shri Sanjay Jadhav, Administrative Officer states 3. that he shall come with a properly drafted apology.
- Shri S.R. More, Dy. Secretary appropriate orders will be issued tomorrow.
- S.O. to 9.11.2016. 5.

Sd/-

(A.H. Joshi, J.) Chairman 8.11.2016

(sgj)

Adj. To. 9/11/16

Heat Me Justice Shri A. H. Joshi (Chairman) H. & M. Pameshkumar (Member) A

SK WEEK R

Shri San L. K.B. Bhise

A Typicale for the Applicant .

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

DATE: 8/11/6

- ANCE:

CORAM:

| Original Application No. of S   | 20 DISTRICT  |
|---|--|
|   | Applicant/s  |
| (Advocate   |  |
| (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: 08.11.2016                                     |
|   | O.A.No.602 of 2016                                   |
|   | D.S. Kandekar Applicant.                             |
|   | Versus   |
|   | The State of Maharashtra & OrsRespondents.           |
|   | 1 C + Ausbana P. V. Jearned Presenting               |
|   | Officer for the Respondents. None for the Applicant. |
|   | [2] 그 아이에 가다가 있다고 하네트를 했다니까?                         |
|   | 2. Learned P.O. for the Respondents Smt.             |
| 1.1.0   | Archana B.K. states that though the amendment was    |
| DATE: 8/11/16   | allowed on 22.10.2016, however, it has not yet been  |
| CORAM: Hon'ble Shri. RAJIV AGARWAL  | carried out.   |
| Hen'ble Shri R. B. MALIK (Member)   | 3. This O.A. may be kept for disposal after four     |
| APPEARANCE:   | weeks.   |
| shows the foce the Applicant.   | 0.000  |
| to the Contro Applicant   | 4. S.O. to 06.12.2016.                               |
| Shri /3mt :: A sa chama B:K.  C.P.O / P.O. for the Respondents  | Sd/-   |
|   | (Rajiv Agarwal)<br>Vice-Chairman                     |
| Adj. To 6/12/16   | prk Vice-Chairman                                    |
| W/aq  |  |
|   |  |

| Original Application No. of 2   | DISTRICT Applicant/s   |
|---|--|
| (AdvocateThe State of   | versus<br>Maharashtra and others   |
| (Presenting Officer   | Respondent/s   |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders  Date: 08.11.2016  |
|   | O.A.No.863 of 2016  M.S. Divekar Applicant.  |
|   | Versus   |
|   | The State of Maharashtra & OrsRespondents.  1. Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents. |
| DATE: 8/11/16   | 2. Learned Advocate for the Applicant Shri A.V. Bandiwadekar files affidavit-in-rejoinder. The same is taken on record.  |
| CORAM: Hon'ble Shri, RAJIV AGAR-WAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)                     | 3. O.A. is admitted. Respondents may file sur-<br>rejoinder, if need be. To come up for Final Hearing<br>after three weeks. Interim relief to continue.                              |
| Sprie A. V. Boendicoro Lodece   |  |
| Advocate for the Applicant Shiri Shirt R. B. Bluse  | Sd/- (Rajiv Agalwal)   |
| Applicant.  Applicant.  O. A. es admitted.  | Vice-Chairman<br>prk   |

(G.C.P.) J 2260 (A) (50,000—2-2015)

## IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

| Original Application No. of  |   |
|--|---|
|  | Applicant/s   |
| (Advocate  |   |
|  | 현지 ( ) 회사는 내용 보고 함께 함께 되었다.   |
|  | versus  |
| The State of   | f 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: 08.11.2016.   |
|  | O.A.No.592 of 2016 with O.A.No.593 of 2016                                  |
|  | N.G. Phadtare (O.A.No.592/2016)<br>V.B. Barge (O.A.No.593/2016) Applicants. |
|  | Versus  |
|  | The State of Maharashtra & OrsRespondents.                                  |
|  | 1. Heard Shri A.V. Bandiwadekar, learned                                    |
|  | Advocate for the Applicants and Smt. K.S. Gaikwad,                          |
|  | learned Presenting Officer for the Respondents.                             |
|  | 2. Learned Advocate for the Applicants Shri A.V.                            |
| 11.0   | Bandiwadekar sought for leave to amend the title of                         |
| DATE: 8/11/16  | O.A. to include Principal Secretary, Planning as the                        |
| CORAM: Hon'ble Shri. RAJIV AGARWAL Chairman  | Respondent No.5.  |
| (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)  | 3. Leave to amend the Original Applications is                              |
|  | Olai A.V. Bondiwadekar  |
| 3hri/Sur A. V. Bandiwadekar  | undertakes to carry out the said amendment within                           |
| Advocate for the Applicant   | one week and serve the added Respondent and                                 |
| Shirt on the Apphoent Shirt on the Respondents Only 1120 (09 8.3 (0A 592))   | request to keep the matter after two weeks.                                 |
| Debu 5 1   |   |
| Adl Deanson of the second of t |   |
| 5.0.+0 29/11/16.   | Sd/- (Rajiv Agarwal)  |
| Control of the contro | Vice-Chairman   |

prk

| Original Application No.   | of 20                        | DISTRICT                         |
|--|------------------------------|----------------------------------|
|  |                              | Applicant/s                      |
| (Advocate  | )                            |                                  |
| (Autocale  |                              |                                  |
|  | versus                       |                                  |
| The Sta  | te of Maharashtra and others |                                  |
|  |                              | Respondent/s                     |
| (Presenting Officer  | )                            |                                  |
| (Fresenting Officer  |                              |                                  |
| Office Notes, Office Memoranda of Corum<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders   | Tribuns                      | ıl's orders                      |
|  | Date: 08.11.2016             |                                  |
|  | O.A.No                       | .886 of 2016                     |
|  | J.C. Shaikh                  | Applicant.                       |
|  | Versus                       |                                  |
|  | The State of Maharash        | ntra & OrsRespondents.           |
|  |                              | Lonkar, learned Advocate for     |
|  |                              | D.B. Khaire, learned Advocate    |
|  |                              | nd Smt. Archana B.K., learned    |
|  | Presenting Officer for th    | ne Respondents.                  |
| DATE: 8/11/16  | 2. O.A. is admitted          | l. However, Respondent No.4      |
| Married and the Contract of th | will be allowed to file a    | ffidavit-in-reply on the date of |
| CORAM: Hon'ble Shri. RAJIV AGAFWAL   | Final Hearing which ma       | ay be kept on 15.11.2016.        |
| (Vice - Chairman)  Hon'ble Shri R. B. MALIK (Meraber)  |                              |                                  |
| APPPARANCE:  | 3. S.O. to 15.11.20          | 16.                              |
| Singer M. D. Lonker  |                              |                                  |
| A demander for the Averlicent  |                              | Sd/-                             |
| Star Ball D. B. Kharise  |                              | (Rajiv Agarwal)                  |
| Ascheena B. K. Roters Re   | ots.                         | Vice-Chairman                    |
| 50. +0 51116   | FH prk                       |                                  |
| O. A isadeiitted. Que  |                              |                                  |
|  |                              |                                  |

(G.C.P.) J 2260 (A) (50,000—2-2015)

| Original Application No.   | DISTRICT Applicant/s  |
|--|---|
| (Advocate  |   |
|  | versus  |
| The State  | of Maharashtra and others   |
|  | Respondent/s  |
| (Presenting Officer  | )   |
| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or<br>directions and Registrar's orders  | Tribunal's orders   |
|  |   |
|  | Date: 08.11.2016  |
|  | O.A.No.899 of 2016  |
|  | H.R. Das Applicant.   |
|  | Versus  |
|  | The State of Maharashtra & OrsRespondents.  |
|  | 1. Heard Shri H.R. Das, Applicant in person and   |
|  | Ms. N.G. Gohad, learned Presenting Officer for the  |
|  | Respondents.  |
|  | 2. Learned P.O. for the Respondents Ms. N.G.  |
|  | 2. Learned P.O. for the Respondents Ms. N.G. Gohad seeks time to file affidavit-in-reply. |
| DATE: 8/11/16  |   |
| CORAM:   | 3. Last chance is granted. If reply is not filed on                                       |
| Hon'ble Shri. RAJIV AGAFWAL<br>(Vice - Chairman)   | the next occasion, it will be presumed that   |
| Hon'ble Shri R. B. MALIK (Member)  | Respondents do not wish to file any reply and the   |
| APPEARANCE: H. R. Des  | matter will be heard finally after four weeks.  |
| Court Prof. (closistian)   | 4. S.O. to 06.12.2016. Hamdast.   |
| ocate for the Applicant . Gohad  |   |
| - Cotto O. for the Respondents   | SAI   |
| 5.0. to 6 1/2/16   | Sd/-  |
| Handast. @ud   | (Rajiv Agarwal)<br>Vice-Chairman  |
| The market the state of the sta | prk   |
| 그는 그 그들이 내용하는 병원에 맞면 모르다.  |   |

## (G.C.P.) J 2260 (A) (50,000—2-2015) [Spl. MAIN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

| Original Application No. of   | 20  | DISTRICT   |
|---|---|--|
|   |   | Applicant/s  |
| (Advocate   | ) .   |  |
|   | versus  |  |
|   |   |  |
| The State o   | f Maharashtra and others  | N I W  |
|   |   | Respondent/s   |
| (Presenting Officer   |   |  |
|   |   |  |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal'   |  |
|   | C.A.87/2016   | 5 in O.A.44/2016   |
|   | Shri T.P. Rathod<br>Vs.   | Applicant  |
|   | The State of Mah. &   | ors Respondents  |
|   | Heard Shri A.V. Advocate for the Applican learned Presenting Officer  | Bandiwadekar, the learned<br>t and Smt. K.S. Gaikwad, the<br>for the Respondents.  |
| DATE: 8/11/16   | been mentioned by the lead<br>heard the rival submission<br>make any detailed comment<br>Respondent wants to sub-<br>explaining his position in | p on Board today after having arned P.O. yesterday. We have us. It is not necessary for us to this as of now. Whatever the 1s mit, he has to file an Affidavithat behalf. That Affidavit mus date which is 16th November |
| CORAM:  | S.O. to 16th  | November, 2016. Hamdast.   |
| Hon'ble Shri. RAJIV AGARWAL<br>(Vice - Chairman)  |   |  |
| Ben'ble Shri R. B. MALIK (Member)   | ~   | <b>2</b> 1/  |
| APPEARANCE: Bondicoodoka  | Sd/-  | Sd/-   |
| Advocate for the Applicant Socilies as  | (R.B. Malik)<br>Member (J)<br>08.11.2016  | (Rajiv Agarwal)<br>Vice-Chairman<br>08.11.2016   |
| CROTEO for the Respondents  | (skw)   |  |
| Que,  |   |  |
|   |   |  |

Ad 15.0 to 22/11/16

Tribunal's orders

Date: 08.11.2016

#### O.A.No.880 of 2016

M.M. Surve

.... Applicant.

#### Versus

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

- 1. Heard Ms. S.P. Manchekar, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.
- 2. Applicant was transferred by order dated 30.05.2016 from Baramati to Patan (District Satara). Applicant challenged order by filing this O.A. on 24.08.2016, before that he has made representation that as his daughter is studying in Class 12th and he should be retained in Pune till the end of academic session.
  - this O.A. was filed. On 26.08.2016, this Tribunal directed Respondents to file affidavit till 26.09.2016. However, no reply is coming. Applicant is also not been relieved. Learned Advocate reviewed her request of interim relief stating that now if the applicant is relied it will cause even more hardship to him and therefore interim relief of staying the order may be granted till the disposal of this O.A.
  - 4. It is seen that the Respondents have not followed their own order for last more than 5 months nor any affidavit-in-reply is forthcoming. The request of the applicant for grant of interim relief at this stage appears to be reasonable. Interim relief that the applicant will not be relied from the post till the disposal of this O.A. is granted.
  - Learned P.O. seeks time to file affidavit-inreply for two weeks.
  - 6. S.O. to 22.11.2016. Hamdast.

Sd/-(Rajiv Agarwal) Vice-Chairman Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders

Tribunal's orders

Date: 08.11.2016

O.A.No.1051 of 2016

P.G. Kadam

.... Applicant.

Versus

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

- 1. Heard Shri V. Kulkarni, learned Counsel holding for Shri P.S. Pathak, learned Counsel for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.
- 2. Issue notice returnable on 06.12.2016.
- Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
- 7. S.O. to 06.12.2016.

Sd/-

(Rajiv Agarwal) Vice-Chairman

DATE: 8/1/6

CORAM:
Hon'ble Shri. RAJIV AGAFWAL
(Vice - Chairman)
Hon ble Shri. R. B. MALIK (Momber)

APPEARANCE:
Shri. S. Cethol

Advocate for the Applicant
Shri Sant M. R. Respondents
Afficient of Scanica files

Afficient of Scanica files

Afficient of Scanica files

· s.o. to 6 | 12 | 16.

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

Tribunal's orders

Date: 08.11.2016

O.A.No.1021 of 2016

J.L. Kshirsagar

.... Applicant.

Versus

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

- 1. Heard Shri A.V. Bandiwadekar, learned Counsel for the Applicant, Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents and Shri M.D. Lonkar, the learned Advocate for Respondent no.3.
- 2. Learned Advocate Shri M.D. Lonkar states that he will file vakalatnama on behalf of Respondent No.3 during the course of the day.
- 3. The position as epted today is that Respondent No.3 has joined as Additional Superintendent of Police at Mumbai on promotion on 20.10.2016. Applicant's claim is that she should have been posted to the post which is occupied by Respondent No.3 as per recommendations of the Police Establishment Board-I (P.E.B.-I).
- 4. Applicant continues to remain in the lower post at Pune by virtue of interim relief granted by this Tribunal.
- be made available to the learned Advocate for Respondent No.3 Shri M.D. Lonkar as well as to the learned Advocate for the Applicant Shri A.V. Bandiwadekar and the copy may be placed on record by included in the affidavit-in-reply during that period. In the meanwhile, the copies of the relevant record i.e. minutes of the P.E.B, notings of the file by the Government should be made available to the learned Advocate for Respondent No.3 Shri M.D. Lonkar as well as to the learned Advocate for the Applicant Shri A.V. Bandiwadekar and the copy may be placed on record by included in the affidavit-in-reply.
- 6. Interim relief to the Applicant will be continued till the disposal of the O.A. Hamdast.
- 7. S.O. to 22.11.2016.

Sd/-(Rajiv Agarwal) Vice-Chairman

DATE: -8 | 11 | 6

CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
Hon'ble Shri. R. A. W. A. Grander)

APPEAKANCE:
Shri/Som. A. W. Boundkoocedoker

Advocate for the Applicant
Shri/Som.: Lat. S. Gail Leonad
C. P.O. P.O. for the Respondents
C. P.O. P.O. for the Respondents
C. V. P. (Aled)

Adj. To.

Hounday

Hounday

Adj. To.

Hounday

Bud

| Original Application No. of 2  | O DISTRICT Applicant/s   |  |
|--|--|--|
| (Advocate  | wersus  Maharashtra and others   |  |
| Respondent/s   |  |  |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders  | Tribunal's orders  |  |
|  | O.A.No.1105 of 2015  N.M. Dhumal Applicant.  Versus  The State of Maharashtra & OrsRespondents.  1. Heard Ms. S.P. Manchekar, learned Counsel for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.  2. Learned Advocate for the Applicant Ms. S.P. |  |
| DATE: 8 11 16  CORAM: Hon'ble Shri. RAHV AGAFWAL (Vice - Chairman) Hen'ble Shri R. B. MALIK (Member)  APPEARANCE: Shri/Shot. 1. Mg. S. P. Manehokan      | Manchekar expresses regret that on last occasion she was not able to remain present in this O.A. Learned P.O. files affidavit-in-reply. The same is taken on record. Learned Advocate seeks time to consider freply, whether to file rejoinder or not.  3. S.O. to 22.11.2016.       |  |
| Advocate for in Applicant  Shri /Smt - 12. B. Bluse  C. O. T.O. for the Respondents p. 160. 1.  Reply Giled C. S. 22/11/16.  Adj. To. S. O. to 22/11/16. | Sd/- (Rajiv Agarwal) Vice-Chairman prk   |  |

| Original Application No.  | of 20 District  |
|---|---|
| Original Application 110.   | Applicant/s   |
| (Advocate   | )<br>versus   |
| The State   | of Maharashtra and others   |
|   | Respondent/s  |
| (Presenting Officer   |   |
| Office Notes, Office Memoranda of Coram,  Appearance, Tribanal's orders or  directions and Registrar's orders | Date: 08.11.2016  |
|   | O.A.No.980 of 2015 with O.A.No.981 of 2015                            |
|   | G.P. Patil (O.A.No.980/2015) M.B. Patil (O.A.No.981/2015) Applicants. |
|   | Versus  |
|   | The State of Maharashtra & OrsRespondents.                            |
|   | 1. Heard Shri R.M. Kolge, learned Counsel for the                     |
|   | Applicants and Shri K.B. Bhise, learned Presenting                    |
|   | Officer for the Respondents.  |
|   | 2. Learned P.O. for the Respondents Shri K.B.                         |
|   | Bhise files affidavit-in-reply. The same is taken on                  |
| DATE: 8/11/16   | record. Learned Advocate for the Applicants Shri                      |
| CORAM:  | R.M. Kolge does not wish to file any rejoinder.                       |
| Hon'ble Shri. RAJIV AGAEWAL<br>(Vice - Chairman)  | 3. Both the Original Applications are admitted                        |
| APTHARALES  | and kept for Final Hearing on 17.11.2016.                             |
| Sing R.M. Kolgo   |   |
| Advocate for the Applicant  | Sd/-  |
| Shri Smith La B. Blus C.  | (Rajiv Agarwal)<br>Vice-Chairman                                      |
| CROTED for the Respondents R. NO. 2   | prk   |
| Adj To O. As are admitted   | 20  |
| 5.0. +0 17/11/16. F   |   |
|   |   |

## (G.C.P.) J 2260 (A) (50,000—2-2015) IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAL

| Original Application No. of S  | DISTRICT Applicant/s  |
|--|---|
|  | Applicano   |
| (Advocate  | )   |
|  | versus  |
|  |   |
| The State of   | Maharashtra and others  |
|  | Respondent/s  |
| (Presenting Officer  |   |
| 1 1 5  |   |
| Office Notes, Office Memoranda of Coram,<br>Appearance, Tribunal's orders or | Date: 08.11.2016  |
| directions and Registrar's orders  | O.A.No.833 of 2016  |
|  |   |
|  | S.R. Ahire Applicant.   |
|  | Versus  |
| No.  | The State of Maharashtra & OrsRespondents.  |
|  | - d : A.V. Bondiwodeker learned   |
|  | 1. Heard Shri A.v. Ballulwadekar, Redakted Advocate for the Applicant and Smt. Archana B.K. |
|  | learned Presenting Officer for the Respondents.   |
|  |   |
|  | 2. Learned Advocate for the Applicant Shri A.V  |
|  | Bandiwadekar files affidavit-in-rejoinder. The sam  |
|  | is taken on record.   |
|  | 3. O.A. is admitted. Respondents may file sur   |
| DATE: 8/11/16  | rejoinder, if need be. To come up for Final Hearin  |
| CORAM: Hon'ble Shri, RAJIV AGARWAL   | after three weeks. Interim relief to continue.  |
| (Vico - Chairman)  Hon'ble Stri R. B. MALIK (Member)                         |   |
| ADDE LO ANCE.  | 4. S.O. to 29.11.2016.  |
| Shi Bandico coloko   | Sd/- !  |
| 0 4 3 455  | (Rajiv Agarwal)   |
| ShirtSmt. As chana B.K.  | Vice-Chairman   |
| COOTED for the Respondents by Appli-   | prk   |
|  |   |
| D.A. is admitted.  |   |
| 5.0. to 29/11/16. F  |   |
| Mount  |   |

| of 20 District  |   |
|---|---|
| iginal Application N $\epsilon$ . of                                  | Applicant/s                                       |
|   |   |
| lvocate   |   |
|   | versus  |
|   |   |
| The State of  | of Maharashtra and others                         |
|   | Respondent/s                                      |
| resenting Officer   |   |
| resenting ( meer  |   |
| Office Notes, Office Memoranda of Coram,                              | Tribunal's orders                                 |
| Appeara ce, Tribunal's orders or<br>directions and Registrar's orders | CA. No.59 of 2015 in O.A. No.101 of 2014          |
| unrections and respectively   |   |
|   | Shri R.S. MahaleApplicant                         |
|   | Vs. The State of Maharashtra & Ors Respondents    |
|   | The State of Wanta assert                         |
|   | Heard Shri J.N. Kamble, learned Advocate for t    |
|   | Applicant and Shri K.B. Bhise, learned Presenti   |
|   | Officer for the Respondents.                      |
|   | Officer for the Respondents.                      |
|   | 2. By consent adjourned to 17.4.2017 with liberty |
|   |   |
|   | circulate before due date, if occasion arises.    |
|   |   |
|   | 39/   |
|   | (A.H. Joshi,(J))                                  |
|   | Chairman 8.11.2016                                |
|   | (sgj)   |
|   | (Sg)  |
| DATE: 8 n 20  |   |
| DATE: 211 20 2000   |   |
| Hear the Just a Shri A. H. Joshi (Chamman) & to                       | Shi Chairman                                      |
| See ale Shee A Romestikinhar (Member) A thurs                         | ar (Mention) A                                    |
| APPEARAN B: APPEARANCE  |   |
| shi J. H. Karble & appl.  |   |
| Advisors for the Applicant to the the Applicant                       |   |
| Shri K. B. Bhise  | ***************************************           |
| C.P.O./P.O. for the Rospondent/s 1. Responsi                          | cut/s   |
| ARISA 12/4/12 mith libert +   |   |
| culate before diedate.  | Here dre so cars                                  |
| cycle refore due date.  |   |

DATE: 8/11/2-016 CORAM:

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

#### APPEARANCE:

Shri/Sput M. D. Lorkay.

Advocate for the Ap licant

Shri/Smt : K.S. Galkwod C.P.O / P.O. for the Respondent/s

Sten cop & Hamdest is allowed.

86

C.A. No.25 of 2015 in O.A. No.558 of 2013
Shri S.T. Marakwad
Vs.

The State of Maharashtra & Ors.

..Respondents

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

- 2. Ld. PO states that communication is received from the office of Accountant General addressed to Joint Commissioner, Sales Tax (Professional Tax) which is dated 28.9.2016 informing that since "judicial proceedings are pending" final pension cannot be sanctioned.
- 3. It is seen that observation of the office of AG is contrary to law and record inasmuch as that judicial proceedings as defined by Section 27(6)(b)(i) of the MCS (Pension) Rules, 1982 cannot be said to be pending.
- 4. Ld. PO states that she will take instructions as to the basis on which the office of AG has observed that judicial proceedings are pending.
- 5. S.O. to 10.11.2016.
- 6. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.

(A.H. Joshi, 1.) Chairman 8.11.2016

(sgj)

| Original Application No. of   | 20   | Dist  | PRICT Applicant/s                   |            |
|---|--|---|-------------------------------------|------------|
| (Advocate   | )  versus  of Maharashtra  | a and others  | Respondent/s                        |            |
| (Presenting Office r  | 4<br>  | )   |                                     |            |
| Office Note, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders  |  | Tribunal's or<br>O.A. No.75   |                                     |            |
|   | App learned Pre  2. Afte applicant's pay scale of the matter and the second sec | of Maharashtra & Colicant not present. esenting Officer for er perusal of the claim is that he is on the ground of war. | Heard Smt. K.S. Gaikv               | tha<br>ghe |
| DATE: SINIZOLO CORAM Hon : San A. H. Joshi (Chairman Horam Shrining Appl. Not. Ovegent. Adv. Applicant Shrining K.S. Gakwad C.P.O. th Respondent/s  Adj. To. 1011115: | statement o  | PO is directed to to the next date.  to 10.11.2016.   | (A.H. Joshi, J.) Chairman 8.11.2016 | ke ·       |

5

r

f

Adj. Ta 9 111 4 16

'IN

Original Application No.

of 20

### FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or Tribunal's orders directions and Registrar's orders MA.330/16 in C.A.41/16 in O.A Smt. Sujata Saunik .. Applicant Vs. Dr. S.C. Gupta ..Respondent Heard Shri M.D. Lonkar, learned Special Counsel for the Applicant-Contemnor and Miss S.P. Manchekar, learned Advocate for the Respondent-original Applicant. Shri Lonkar, Ld. Special Counsel for 2. Applicant-Contemnor prays for time to consider wnether this MA should be pursued and if necessary to address. 3. S.O. to 9.11.2016. Sd/-(A.H. Joshi, J.) Chairman 8 11/20/6 DATE: 8.11.2016 (sgj) Hon The Antice Shri A. H. Joshi (Chairman) M. Rameshkumar (Member) A M.D. Lower spl. counsel Adversion to Applicant - Contempor Shring P. Manchaker Id. Adv. G.P.C. For the Respondent/s - 079. Appl.

|   | The state of the second |
|---|--|
| Original Application No. of                 | 20 DISTRICT  |
| 내가 되어서 없다면 생각 회사가다                          | Applicant/s  |
|   |  |
| (Advocate                                   | )  |
|   | versus   |
|   | versus   |
| The State of                                | of Maharashtra and others  |
|   | Respondent/s   |
| (Properties of Const                        |  |
| (Presenting Officer                         |  |
| Office Notes, Office Memoranda of Coram,    |  |
| Appearance, Tribunal's orders or            | Tribunal's orders  |
| directions and Registrar's orders           | C.A. No.84 of 2015 in O.A. No.781 of 2013 with   |
|   | CA. No.88 of 2015 in O.A. No.150 of 2015   |
|   | G . DN W 1   |
|   | Smt. P.M. Waghmare & Ors. (CA.84/15)   |
|   | Dr. F.H.R.H. Haidry (CA.88/15)Applicants Vs.   |
|   | The State of Maharashtra & Ors Respondents   |
|   |  |
|   | Heard Shri V.P. Potbhare, learned Advocate for   |
| 내리 나라고 어떻게 하는 아니까?                          | the Applicant and Shri K.B. Bhise, learned Presenting  |
|   |  |
|   | Officer for the Respondents.   |
|   |  |
|   | 2. Ld. PO states that the order passed by this   |
|   | Tribunal is carried before the Hon'ble High Court and in   |
|   | view thereof the hearing of this CA be adjourned.  |
|   | The mercer are nearing of this error adjourned.  |
|   | 이 일이 보고 있는 사람들은 사람들이 되었다.  |
| DATE: 3/1/16                                | 3. By consent adjourned to 17.4.2017 with liberty to   |
| CORAM:                                      | circulate before due date, if occasion arises.   |
| Hon'ble Justice Shri A. H. Joshi (Chairman) | 0  |
| Hearbie Shri M. Rameshkumar (Member) A      | Sd/-   |
| APPEARANCE:                                 |  |
| Saison: V. P. Pathtove                      | A.H. Joshi, J  |
| Advocate for the Applicant                  | Chairman 8.11.2016   |
| Shils K.B. Bhue                             | (sgj)  |
| C.P.O / P.O. for the Respondent/s           |  |
|   |  |
| Adj. To 12/4/17 WIN 119974 to               |  |
| FireWate before due date.                   |  |
| 11.10                                       |  |
| ta  | 이어지 그는 학생 이 있는 것이다. 그렇게 하는 바로 없는데 되었다.   |
|   |  |

|   | Appurants  |
|---|--|
| (Advocate   | )  |
|   | versus   |
| The State   | of Maharashtra and others  |
| (Presenting Officer   | Respondent/s   |
| Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders | Tribunal's orders  MA.142/16 in C.A.33/16 in O.A.796/12 with  C.A.33/16 in O.A.796/12  |
|   | Shri R.P. Bansod & Ors.  Vs.  The State of Maharashtra & Ors.  Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicants and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.  2. At the request of Ld. PO adjourned to 9.11.2016. |
| CORAM: Hon the design Shri A. H. Joshi (Chairman) Hos M. Rameshkumar (Member) A                             | (A.H. Joshi, Y.) Chairman 8.11.2016  |

B.A. Bandiwaderar

Shrift on K.S. GalkWc d. C.P.O. 123 for the Respondent/s

Adj. To 9/11/2016.