

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.598 of 2016

Shri R.D. PawarApplicant
V/s.
State of Mah. & OrsRespondent

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

Affidavit-in-Rejoinder is taken on record. Sur-rejoinder, if any, must be filed on the next date and not thereafter.

Admit, liberty to mention.

DATE: 8/12/2016
 CORAM: shri R.B. Malik (MB)
 Hon'ble Justice Shri A. H. Joshi (Chairman)
 Hon'ble Shri M. Rameshkumar (Member) A
 APPEARANCE:
 Shri/Smt. : B.A. Bandiwadekar
 Advocates for the Applicant
 Shri/Smt. : K.B. Bhise
 C.P.O / P.O. for the Respondent/s
 Adj. To Admit Liberty to
mention.

Sd/-
 (R.B. Malik) 08.12.16
 Member (J)
 08.12.2016

vsm
Lo
(9.12.16)

The above order is modified.
 The applicant does not want to file rejoinder.
 Rest of the order remains

Sd/-
9.12.16

**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><u>DATE:</u> 8/12/16</p> <p><u>CORAM:</u> Shri R.B. Malik (M/J) Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. T.B. Jadhav holding for R.K. Mendadkar Advocate for the Applicant Shri/Smt. H.K. Rajpurohit C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. 12/12/2017.</p> <p style="text-align: right;">B.E</p>	<p style="text-align: center;"><u>O.A. No.767 of 2016</u></p> <p style="text-align: center;">Shri A.B. Toraskar ... Applicant</p> <p style="text-align: center;">V/s.</p> <p style="text-align: center;">The State of Mah. & ors. ... Respondents</p> <p>Heard Shri T.B. Jadhav holding for Shri R.K. Mendadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned P.O. for the Respondents.</p> <p>Shri Jadhav, the learned Advocate for the applicant seeks an adjournment. It is made clear in as much as we are continuing the interim relief till the next date, the applicant must make sure that this O.A. is heard on the next date.</p> <p>S.O. to 12.1.2017.</p> <p style="text-align: center;">Sd/- _____ Sd/- _____</p> <p>(R.B. MALIK) 8.12.16 (RAJIV AGARWAL) MEMBER (J) VICE-CHAIRMAN 08.12.2016 08.12.2016</p> <p>(vsm)</p>

16

**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: 8/12/16</p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p>APPEARANCE: Shri/Smt. A.V. Bandiwadkar Advocates for the Applicant Shri/Smt. K.S. Gaikwad C.P.O./P.O. for the Respondents</p> <p>Adj. to S.O. to 10/11/17.</p> <p>(Group)</p> <p><i>[Signature]</i></p>	<p>O.A.Nos. 321, 323 & 644 of 2016 With O.A. No.822 of 2016 With O.A. No.913 f 2016</p> <p>Shri V.D. Tambe & Ors. Shri V.S. Chaudhari Shri P.V. Tandale ... Applicants</p> <p>V/s.</p> <p>The State of Mah. & ors. ... Respondents</p> <p>Heard Shri A.V. Bandiwadkar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned P.O. for the Respondents.</p> <p>The five Original Applications herein and Original Applications No.620/2015, 289/2015, 406/2016, 312/2016 and 313/2016 apparently can be grouped together for hearing and heard as such. A list submitted by the learned P.O. is admitted on record.</p> <p>All these matters be listed for final hearing on 10.1.2017</p> <div style="display: flex; justify-content: space-around;"> <div data-bbox="702 1848 917 2016"> <p>Sd/- (R.B. MALIK) MEMBER (J) 08.12.2016</p> </div> <div data-bbox="1005 1848 1300 2016"> <p>Sd/- (RAJIV AGARWAL) VICE-CHAIRMAN 08.12.2016</p> </div> </div> <p>(vsm)</p> <p>[PTO.]</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

**Member (J)
08.12.2016**

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer..... vsm)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.373 of 2016

**Shri S.B. PawarApplicant
V/s.
State of Mah. & OrsRespondent**

Heard Shri R.S. Kavle, the learned Advocate for the Applicant and Smt Kranti Gaikwad, the learned Presenting Officer for the Respondents.

The learned P.O. submits a communication to her office from Cultural Affairs Department. A copy thereof be furnished on record. In view thereof, the only direction now necessary to be given as per the learned Advocate for the applicant is that the pay-fixation be completed within three months from today and with that direction Original Application by consent of both the parties stands disposed of with no order as to cost. Hamdast.

DATE: 8/12/2016

Called by Shri R.B. Malik (MB)

Heard by Shri M. Ganeshkumar (Member) A

As per the

Shri R.S. Kavle


Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To OA is disposed of.

MB

Sd/- 

**(R.B. Malik) 8.12.16
Member (J)
08.12.2016**

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No.278 of 2016

Smt A.A. MoreApplicant
V/s.
State of Mah. & OrsRespondent

None for the Applicant. Heard Smt Kranti Gaikwad, the learned Presenting Officer for the Respondents.

The matter to proceed without rejoinder. The Original Application is admitted and appointed for final hearing on 17.1.2017.

S.O. to 17.1.2017.

DATE: 8/12/16
CORAM: Shri R.B. Malik (M/J)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:
Shri/Smt. None for the appl.
Advocate for the Applicant
Shri/Smt. K.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To.....12/1/2017.....

[Signature]
vsm

Sd/-
08.12.16
(R.B. Malik)
Member (J)
08.12.2016

**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.....)

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O.A. No.36 of 2016

Dr. P.W. MahindreApplicant
V/s.
State of Mah. & OrsRespondent

Heard Shri S.P. Saxena, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

The learned P.O. is being instructed by Smt Bharti Dhuri, Desk Officer, Agriculture Dept, Mantralaya, Mumbai. The copies of the communication of 7.12.2016 and details of amount paid (28.11.2016) are taken on record. Even though the matter is Part-Heard but in order to make sure that ^{substantive} subsequently justice was done, I direct the respondents to complete all the aspect of the matter noticeably being pay-fixation and make sure that the matter is concluded in every respect when it comes up before me on 23.1.2017.

S.O. to 23.1.2017. Hamdast.

DATE: 8/12/2016

CORAM: Shri R.B. Malik (M/J)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt: S.P. Saxena

Advocate for the Applicant

Shri/Smt: A.J. Chougule

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

Adj. To: 23/1/2017. Hamdast

[Handwritten signature]

Sd/-
08.12.16

**(R.B. Malik)
Member (J)
08.12.2016**

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
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(Advocate)

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(Presenting Officer.....)

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Date:- 08.12.2016

**O.A.No.907 of 2015
with
O.A.No.1139 of 2016**

**S.M.Sarode (O.A.No.907 of 2015)
D.P. Antapurkar O.A.No.1139 of 2016
.....Applicants**

V/s.

The State of Mah. & OrsRespondents

1. Heard Shri AV Bandiwadekar, the learned Advocate for the Applicant in O.A.No.907 of 2015. None for the Applicant in O.A.No.1139 of 2016. Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. Shri K.R. Jagdale, the learned Advocate for the Respondent No.2 in O.A.No.907 of 2015 and for Respondent No.3 in O.A.No.1139 of 2016.

2. In this Original Application arguments of Mr. M.M. Sudame, the learned Advocate for the Applicant were heard yesterday. At that time Shri D.B. Khaire, the learned Special Counsel was present.

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

Tribunal's orders


3. It now appears that there is a party Respondent No.3 who was represented by Shri K.R. Jagdale, the learned Advocate for the Applicant who has mentioned the matter submits that no notice was given to the 3rd Respondent for yesterday's hearing and he infact wanted to file an affidavit-in-reply. Without getting in to any unnecessary details, we are of the opinion that in the facts and circumstances some time can be given to the 3rd Respondent to file an affidavit-in-reply and make submissions.

4. This O.A. is being heard along with O.A.No.907 of 15 which is High Court time bound matter.

5. Let us make it quite clear that because of the lack of co-operation from the State, it is difficult even to adhere to the time limit set down by the Hon'ble High Court.

6. As of today, the O.A.No.1139 of 2016 is adjourned for filing an affidavit-in-reply of Respondent No.3 and for submission on his behalf on 20.12.2016. O.A.No.907 of 2015 is also adjourned to the same date.

7. S.O. to 20.12.2016.


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


(RAJIV AGARWAL)
(VICE-CHAIRMAN)

sba

DATE: 8/12/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. A.V. Bhandiwadekar
(None for the applicant)
Advocate for the Applicant in O.A.1139/16

Shri/Smt. M.S. N.G. Gohad

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

K.R. Jagdale for R.No.2
in O.A.907/15 and for R.No.3

in O.A.1139/16.

S.O. to 20/12/16.



MUMBAI

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate

versus

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..... Respondent/s

(Presenting Officer.....)

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O.A. No.1078 of 2016
(O.A.443/2014 at Nagpur)

Shri R.D. Wardhande & OrsApplicants

V/s.

State of Mah. & OrsRespondent

Heard Shri S.Y. Deopujari, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

Learned Advocate for the applicants submits a pursis information^{ing} the death of the first applicant Shri Ramesh D. Wardhane on 22.11.2016. The death certificate is perused. The fact of the said demise is noted.

S.O. to 13.1.2017.

Sd/-

(R.B. Malik)
Member (J)
08.12.2016

8.12.16

DATE: 8/12/16

CORAM: Shri R.B. Malik (MB)
Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt: S.Y. DEOPUJARI

Advocate for the Applicant

Shri/Smt: K.B. BHISE

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

Adj. To: 13/1/17

P.H.

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
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(Advocate

versus

The State of Maharashtra and others

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(Presenting Officer.....)

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08.12.2016

O.A No 1015/2016

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

Heard Shri K.R Jagdale, learned advocate for the applicant and Shri A.J Chougule. learned Presenting Officer for the Respondents.

On last occasion, when this O.A was heard on 17.11.2016, last chance was granted to the Respondents to file reply.

However, no reply is forthcoming. Cost of Rs. 1000/- is imposed on Respondent no. 1, which should be deposited in the Registry of this Tribunal by Government cheque.

S.O to 15.12.2016.

DATE: 8/12/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri /Smt. A.J. Chougule

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

~~Adj. To~~ S.O to 15/12/16.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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R.A. No.36/2016
In
O.A.No.294/2012

Shri S. N. Hange ... Applicant
V/s.

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

Heard Shri S. R. Shirsat, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned P.O. for the Respondents.

Issue notice returnable on 5.1.2017.

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 5.1.2017. Learned P.O. do waive service

DATE: 8/12/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member) ✓
APPEARANCE:
Shri/Smt. - S.R. Shirsat
Advocate for the Applicant
Shri/Smt. - K.S. Gaikwad
C.P.O./ P.O. for the Respondents
Adj. To - S.O. to 5/1/17.

[Handwritten signature]

Sd/-	Sd/-
(R.B. MALIK) 11/16 MEMBER (J) 08.12.2016	(RAJIV AGARWAL) VICE-CHAIRMAN 08.12.2016

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ DISTRICT
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(Advocate

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..... Respondent/s

(Presenting Officer.....)

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O.A. No.404 of 2015

Shri Dr. S.V. Patil & Ors ... Applicants

V/s.

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

Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned P.O. for the Respondents.

We have perused our order dated 12.8.2016. The learned P.O. informs that he has handed over a list containing the names and addresses of the selected candidates.

The learned Advocate for the applicant submits that the applicant shall implead them as a party respondents hereto within a period of two weeks from today.

S.O. to 22.12.2016.

Sd/-

Sd/-

(R.B. MALIK)
MEMBER (J)
08.12.2016

(RAJIV AGARWAL)
VICE-CHAIRMAN
08.12.2016

DATE: 8/12/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. K.R. Jagdale
Advocate for the Applicant

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

written arrangement
filed by Adv.

Adj. To

S.O. to 22/12/16.

FH
@adj

(vsm)

**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.....)

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Appearance, Tribunal's orders or
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Tribunal's orders

08.12.2016

O.A No 1140/2016

Shri Prasad V. Adhav ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

1. Heard Ms Swati Manchekar, learned advocate for the applicant and Ms Archana B.K. learned Presenting Officer for the Respondents.

2. Issue notice before admission made returnable on 22.12.2016.

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 Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is 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 22.12.2016.

DATE: 8/12/16

CORAM:

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

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

APPEARANCE:

~~Shri/Smt. Ms. S.P. Manchekar~~

Advocate for the Applicant

~~Shri/Smt. Archana B.K.~~

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

~~Adj. To S.O. + O 22/12/16.~~

~~Adj. To~~

Sd/-

(Rajiv Agarwal)

Vice-Chairman [P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(Presenting Officer.....)

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<p>DATE: <u>8/12/16</u></p> <p>CORAM: <u>shri R.B. Malik (M.J)</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>M.D. Lonkar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> C.P.O. / P.O. for the Respondent/s</p> <p>Adj. To. <u>13/12/16</u></p> <p align="right"><i>[Signature]</i></p>	<p align="center">O.A. No. 1099 of 2016</p> <p>Shri J.S. Phad & OrsApplicants</p> <p align="center">V/s.</p> <p>State of Mah. & OrsRespondent</p> <p>Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>As of today, it ^{is} directed that this O.A. be placed along with the O.A. No.916/2016 and in that regard it is formally admitted making it clear that liberty is reserved for the respondents to file affidavit-in-reply on the next date.</p> <p>The matter to appear on 13.12.2016 before the Second Division Bench.</p> <p>S.O. to 13.12.2016.</p> <p align="center">Sd/-</p> <p align="center">(R.B. Malik) 8-12-16 Member (J) 08.12.2016</p> <p>vsm</p> <p>vsm</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(Presenting Officer.....)

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O.A. No.712 of 2016

Shri D.A. SargeApplicant
V/s.
State of Mah. & OrsRespondent

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

Affidavit-in-Rejoinder is taken on record. Sur-rejoinder, if any, must be filed on the next date and not thereafter.

Admit, liberty to mention.

Sd/-

(R.B. Malik)
Member (J)
08.12.2016

DATE: 8/12/16
CORAM: Shri R.B. Malik (C.M.J.)
Hon'ble ~~Justice~~ Shri A.H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A
APPEARANCE:
Shri/Smt: A.S. Golegaonkar
Advocate for the Applicant
Shri/Smt: K.B. Bhise
C.P.O./ P.O. for the Respondent/s

Adj. To: Admit. Liberty to mention.

[Handwritten initials]

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(Advocate)

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(Presenting Officer.....)

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O.A. No.929 of 2016

Shri D.B. GhanghawApplicant
V/s.
State of Mah. & OrsRespondent

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

Affidavit-in-Rejoinder is taken on record. Sur-rejoinder, if any, must be filed on the next date and not thereafter.

Admit, liberty to mention.

Sd/-

(R.B. Malik)
Member (J)
08.12.2016

DATE: 8/12/16

FORAM: Shri R.B. Malik (M)

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

Hon'ble Shri M. Rameshkumar (Member)-A

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj. To: Admit. Liberty to mention.

M.E.

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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O.A. No.943 of 2016

Dr. C.G. GaikwadApplicant

V/s.

State of Mah. & OrsRespondent

Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

Affidavit-in-Rejoinder is taken on record. Sur-rejoinder, if any, must be filed on the next date and not thereafter.

Admit, liberty to mention.

Sd/-

**(R.B. Malik)
Member (J)
08.12.2016**

DATE: 8/12/16
CORAM: Shri R.B. Malik (M/J)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:
Shri/Smt. B.A. Bandiwadkar
Advocate for the Applicant
Shri/Smt. N.K. Rajpurohit
C.F.O./P.O. for the Respondent/s

Adj. To Admit Liberty to
mention.

vsm

BE

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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O.A. No. 1019 of 2016

Shri A.S. JaiswalApplicant

V/s.

State of Mah. & OrsRespondent

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

Affidavit-in-Rejoinder is taken on record. Sur-rejoinder, if any, must be filed on the next date and not thereafter.

Admit, liberty to mention.

DATE: 8/12/16

CORAM: Shri R.B. Malik (MB)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. B.A. Bandiwadekar

Advocate for the Applicant

Shri /Smt. : K.B. Bhise

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

Adj. To: Admit Liberty to mention

Sd/-

(R.B. Malik)
Member (J)
08.12.2016

vsm

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others
..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders.
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O.A. No.969 of 2016

Shri S.N. KatakdhonApplicant
V/s.
State of Mah. & OrsRespondent

Heard Shri M.D. Lonkar with Shri A.B. Mahajan, the learned Advocate for the Applicant and Shri K.B. Bhise holding for Ms N.G. Gohad, the learned Presenting Officer for the Respondents.

Shri Lonkar, the learned Advocate states that the applicant does not want to file rejoinder.

Admit, liberty to mention.

DATE: 8/12/16

CORAM: Shri R.B. Malik (M/J)
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Rameshkumar (Member) A.

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. K.B. Bhise holding for

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

Ms. N.G. Gohad, P.O. for Res.

Adj. to Admit. Liberty to
mention.

BTE

Sd/-

(R.B. Malik)
Member (J)
08.12.2016

8.12.16

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

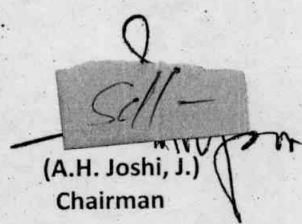
(Advocate)

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>8/12/2016</u></p> <p>CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE : Shri/Smt. <u>B.A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>H.G. Gohad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>16/1/2017</u></p> <p style="text-align: right;"><i>B.A.</i></p>	<p>Date : 08.12.2016.</p> <p style="text-align: center;">O.A. 364 of 2015</p> <p>N.P. TamhankarApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri B.A. Bandiwadkar, the learned Advocate for the Applicant, and Ms. N.G. Gohad holding for Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant prays for two weeks' time for preparing date wise synopsis and charts.</p> <p>3. Time as prayed is granted.</p> <p>4. S.O. to 16.01.2017.</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div> <p style="text-align: center;">nmn</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>8/12/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>P.S. Bhavake</u> Advocate for the Applicant Shri/Smt. <u>N. G. Saha</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: <u>9/1/2017</u></p> <p style="text-align: right;"><i>H.T.</i></p>	<p>Date : 08.12.2016.</p> <p style="text-align: center;">O.A. 444 of 2016</p> <p>Dr. R.V. JadhavApplicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Shri P.S. Bhavake, 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 states that amended copy is served on the Respondents on previous date.</p> <p>3. Learned P.O. for the Respondents prays for three weeks' time for filing reply.</p> <p>4. Time as prayed is granted.</p> <p>5. S.O. 09.01.2017.</p> <div style="text-align: right; margin-top: 20px;"> <p style="font-size: 2em;">0</p> <p style="font-size: 1.5em;">Sd/-</p> <p style="font-size: 1.5em;">(A.H. Joshi, J.)</p> <p>Chairman</p> </div> <p style="text-align: center; margin-top: 20px;">nmn</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

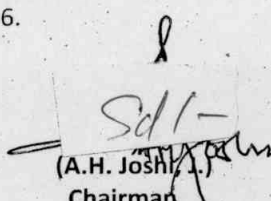
(Advocate

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>8/12/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p>APPEARANCE: Shri/Smt. : <u>S.P. Manchekar</u> Advocate for the Applicant</p> <p>Shri/Smt. : <u>N. G. Gohad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>15.12.2016</u></p> <p align="right"><i>B.T.</i></p>	<p>Date : 08.12.2016.</p> <p align="center">O.A. 628 of 2015 with O.A. 975 to 979 of 2015</p> <p>V.V. Badade & Ors.Applicant.</p> <p>Versus</p> <p>The State of Maharashtra & Ors.Respondents.</p> <p>1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicants, and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. states as follows:- Order granting 2nd Assured Career Progression (A.C.P.) to the Applicants are issued on 07.12.2016 and steps for preparing and furnishing will be taken. Steps taken will be reported on 15.12.2016.</p> <p>3. S.O. to 15.12.2016.</p> <p align="center">  (A.H. Joshi) Chairman </p> <p align="center">nmn</p>

Presenting Officer.....)

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

Tribunal's orders

Date:- 08.12.2016

O.A.No.756 of 2015 with M.A.No.127 of 2016

R.S. Pawar

.....Applicant

V/s.

The State of Mah. & Ors

.....Respondents

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

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

The Hon'ble Minister whose signature was necessary, was not available at Nagpur for approving the file, and it is hoped that it will be complied with today or tomorrow and compliance would be reported tomorrow.

3. In view of the statement of learned C.P.O., adjourned to 14.12.2016.

DATE: 8/12/16

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member)-A

APPEARANCE:

Shri/Smt: R.S. Pawar the App. in person

Advocate for the Applicant

Shri/Smt: N.K. Rajpurohit
C.P.O./P.O. for the Respondent/sAdj. To: 14/12/16

Sd/-
(Rajiv Agarwal)
(Vice-Chairman)

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

sba

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
CONTEMPT APPLICATION NO.120 OF 2015
IN
ORIGINAL APPLICATION NO.313 OF 2015**

Dr. R.S.S.G. Abbas ..Applicant
Versus
The State of Maharashtra & Ors. ..Respondents

Smt. K.S. Gaikwad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 8th December, 2016

ORDER

1. None for the Applicant. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Ld. PO states that order is fully complied with and payment of arrears of Rs.6,97,887/- is deposited in applicant's account.
3. It is seen that judgment of this Tribunal in the above OA No.313 of 2015 was rendered on 5.10.2015. Said judgment was carried before Hon'ble High Court. Hon'ble High Court dismissed the writ petition filed by State by judgment and order dated 22.2.2016. While dismissing the writ petition filed by the State, Hon'ble High Court extended the period which was prescribed by this Tribunal for compliance, by four weeks, as is seen from para 15 of the order of the Hon'ble High Court.
4. The present CA was filed on 7.12.2015. This CA would have become in ructuous had the order been implemented within four weeks time which was granted by the Hon'ble High Court. Today the respondents have reported that the order passed in the OA has been complied with.



However, this compliance is delayed by over seven months. This belated compliance does not in any manner exonerate the contemnor from their act of omission amounting to willful disobedience of the order.

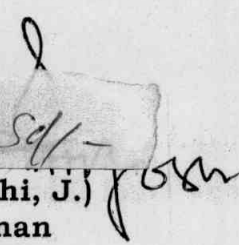
5. Ld. PO was asked to furnish the name of the Principal Secretary of the department. The Ld. PO has furnished the name as "Shri Sitaram Kunte, Principal Secretary, Higher and Technical Education Department".

6. Shri Sitaram Kunte, Principal Secretary, Higher and Technical Education Department is directed to file affidavit explaining the following:

- (a) The date when he joined the post of Principal Secretary, Higher and Technical Education Department.
- (b) The date when he came to know about pendency of present contempt application.
- (c) Names of officers who have contributed to and are responsible for the delay in compliance of the order, after completing any enquiry, if necessary, within six weeks from today along with exact lapse attributable to each officer concerned.
- (d) What steps he would take for compliance of the order at the level of the Government whenever compliance is required to be done by the Government and/or other officer and the manner in which he would channelize handling of the case in order to punctually comply the order.

7. S.O. to 19.1.2017.

8. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.


(A.H. Joshi, J.)
Chairman
8.12.2016

Dictation taken by: S.G. Jawalkar.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
CONTEMPT APPLICATION NO.52 OF 2015
IN
ORIGINAL APPLICATION NO.315 OF 2014**

Shri Subhash E. Pawar

..Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri B.A. Bandiwadekar – Advocate for the Applicant

Smt. K.S. Gaikwad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 8th December, 2016

ORDER

1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Ld. PO states that the amount payable to the applicant has been calculated and arrears of pay as were found due and payable, totaling to Rs.23,53,000/- have been paid to the applicant.
3. According to Shri Bandiwadekar, Ld. Advocate for the applicant, the order passed by this Tribunal is not fully complied with and it is necessary to direct the respondents to show as to the manner in which the arrears are calculated to say that the order is complied with.
4. The respondents are directed to furnish details of calculation and the basis thereof to the applicant within one week from today.



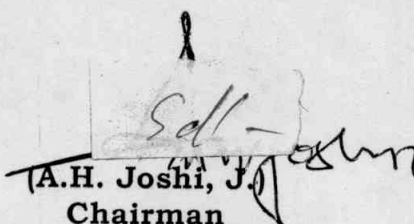
5. It shall be open to the applicant to submit a detailed representation pointing out exact deficiency in compliance, within ten days from the date of receipt of calculation from the respondents.

6. The Principal Secretary, Higher and Technical Education Department is directed to file his own affidavit on following point:

- (i) What is the foundation on which the order passed by this Tribunal in para 16(a) was required to be reckoned and shall furnish the details of calculation, and state as to whether he is satisfied on the point as to whether the payment made to the applicant, confirms to the applicant's entitlement based on the foundation of his eligibility.

7. S.O. to 24.1.2017.

8. Steno copy and hamdast is allowed. Ld. PO is directed to communicate this order to the respondents.


A.H. Joshi, J.
Chairman
8.12.2016

Dictation taken by: S.G. Jawalkar.

D:\JAWALKAR\Judgements\2016\12 December 2016\CA.52.15 in OA.315.14.J.12.2016-SEPawar.SO.24.1.17.doc

(Presenting Officer.....)

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

Tribunal's orders

Date : 08.12.2016.

O.A. 626 of 2015

M.S. Chavan

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant, and Ms. N.G. Gohad, the learned Presenting Officer for the Respondent.

2. Learned P.O. states as follows:-

(a) Today case will be processed for issuing corrigendum for enabling the payment of dues by complying with the order passed by the tribunal in O.A. 626 of 2015.

3. Learned P.O. prays that the hearing may be adjourned to 09.12.2016.

4. S.O. to 09.12.2016.

DATE : 8/12/16

CORAM :

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE :

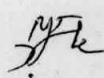
Shri/Smt. : S.P. Manchekar

Advocate for the Applicant

Shri/Smt. : N.G. Gohad

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

Adj. To : 9/12/16



2

Sd/-

(A.H. Joshi, J)

Chairman

nmn

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

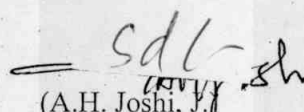
(Advocate

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.37 of 2013 in O.A. No.632 of 2011
<p>DATE: <u>8/12/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member) A</p> <p>APPEARANCE: Shri/Smt. : <u>Dane for affi.</u> Advocate for the Applicant Shri/Smt. : <u>K. B. Bhise</u> C.P.O / P.O. for th Respondent/s</p> <p>Adj. To..... <u>9/12/2016</u></p> <p style="text-align: right;"><i>MTE</i></p>	<p>Dr. A.S. Warke ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO, adjourned to tomorrow.</p> <p>3. S.O. to 9.12.2016.</p> <p style="text-align: right;">  (A.H. Joshi, J.) Chairman 8.12.2016 </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 <u>C.A. No.35 of 2016 in O.A. No.571 of 2015</u>
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Shri S.T. Shinde ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.

- 2. At the request of Ld. PO, adjourned to tomorrow.
- 3. S.O. to 9.12.2016.

sd/-
(A.H. Joshi, J.)
Chairman
8.12.2016

DATE: 8/12/16

CORAM:

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

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To. 9/12/16

(sgj)

Handwritten initials

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. of 20 DISTRICT Applicant/s

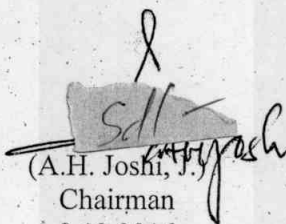
(Advocate

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.11 of 2016 in O.A. No.1053 of 2013
<p>DATE: <u>3/12/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri. A. Rameshikumar (Member)</p> <p>APPEARANCE:</p> <p>Shri/Smt. : <u>Lata Patne</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. : <u>K.S. Gaikwad</u></p> <p>C.P.O./P.O. for the Respondent/s.</p> <p>Adj. To. <u>2/12/16</u></p> <p align="right"><i>BT</i></p>	<p>Shri A.R. Jadhavar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Miss Lata Patne, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. At the request of Ld. PO, adjourned to tomorrow.</p> <p>3. S.O. to 9.12.2016.</p> <p align="right">  (A.H. Joshi, J.) Chairman 8.12.2016 </p> <p>(sgj)</p>