

**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 style="text-align: center;">Tribunal's orders <u>O.A. No.493 of 2013</u></p>
<p><u>DATE:</u> 15/3/16</p> <p><u>CORAM:</u>  <del>Hon'ble Shri. RAJV AGARWAL</del>  (Vice Chairman)  Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u>  Shri Smt. Punam Mahajan  Advocate for the Applicant  Shri Smt. A.J. Chougule (sgj)  P.O. for the Respondents</p> <p><u>Ad. S.O. to 29/3/16.</u></p>	<p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>This OA was infact closed for orders but on Ld. Advocate Smt. Mahajan's request and in order to enable her to make some submissions based on a judgment of this Tribunal in OA No.930 of 2014 (Smt. Suvarna A. Joshi V/s. The State of Maharashtra &amp; 2 Ors., 8.3.2016) and in order to implead 6 personnel who are likely to be affected, the matter has been removed from the column of orders and has been taken up for submissions restricted to the above extent. The applicant is allowed to implead S/Shri Waychal Arun Vitthal, Raut Anil Laxman, Kulkarni Sanjay Laxman, Deshpande Dhanjay Ramrao, Shirsudhde Sunil Vitthalrao &amp; Mungase Govind Dattu as respondents no.3 to 8. Consequential amendments are also allowed and the facts pertaining to the principles emanating from OA No.930 of 2014 be also impleaded. Copy thereof be furnished to the Ld. PO with liberty to him to file additional affidavit in reply to the limited extent. S.O. to 29.3.2016.</p> <p style="text-align: right;">Sd/-  (R.B. Malik) 15.3.16  Member (J)  15.3.2016</p>

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

Tribunal's orders

M.A. No.122 of 2016 in O.A. No.270 of 2016

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 12.4.2016.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of M.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. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 12.4.2016. Ld. CPO waives service of notice.

Sd/-

(R.B. Malik) 15.3.16  
Member (J)  
15.3.2016

DATE: 15/3/16

CORAM:

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

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

APPEARANCE:

Shri ~~C.T. Chandratre~~

Advocate for the Applicant

Shri ~~N.K. Rajpurohit~~

C.P.O. for the Respondents

(sgj)

Adj. to S.O. to 12/4/16.



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 15/3/16</p> <p><u>QUORAM:</u>  <del>Hon'ble Shri. RAHVAGARWAL</del>  (Vice-Chairman)  Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u>  Shri. S.R. Shirsat  holding for S.S. Jadhavar  Advocate for the Applicant  Shri. A.J. Chougale  P.O. for the Respondents No. 1 &amp; 2.  None for R.No. 3.  S.O. to 29/3/16.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A. No.294 of 2012</u></p> <p>Heard Shri Suhas R. Shirsat, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the Applicant and Shri A.J. Chougale, learned Presenting Officer for Respondents No.1 and 2. None for Respondent No.3.</p> <p>See the order dated 2.2.2016. Shri M.D. Lonkar, learned Advocate for Respondent No.3 has sought discharge. By specific order today he is discharged. Office to issue notice to respondent no.3. S.O. to 29.3.2016</p> <p style="text-align: right;">Sd/-  (R.B. Malik) 15/3/16  Member (J)  15.3.2016</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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>O.A. No.267 of 2015</u></p>
<p><u>DATE:</u> 15/3/16</p> <p><u>GRAM:</u> <del>Hon'ble Shri. RAHV AGARWAL</del> (Vice - Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondents</p> <p><u>Adj. D.</u> S.O. to 29/3/16. Hamdast: <u>[Signature]</u> PH</p>	<p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.</p> <p>In the midst some clarification was offered by the Ld. PO. Although this OA apparently was instituted in the year 2013 but it has really long and chequered history. Therefore, without making any detailed observations, I direct for the present that the respondents shall produce the copies of the orders of promotion of S/Shri Syed Ali Abdul Karim, G.R. Sonawane and B.N. Chavan in the year 1999 in order to show as to whether they were promoted as per DPC of 15.6.1988 or any subsequent DPC after the year 1993. The respondent no.1 shall also produce for perusal the minutes of the DPC of 6.6.2002 and 7.9.2009 to which reference has been made in the first of Exhibit 'A' Collectively dated 10.10.2012. It is possible that these two minutes may indicate as to how the DPC were disposed towards the applicant in the matter of promotion. S.O. to 29.3.2016. Hamdast.</p> <p style="text-align: right;">Sd/- (R.B. Malik) 15.3.16 Member (J) 15.3.2016</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

<sup>Tribunal's orders</sup>  
M.A. No.54 of 2016 in O.A. No.31 of 2015

Heard Shri M.B. Kadam, learned Advocate holding for Shri P.V. Patil, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.

2. Ld. PO files reply on behalf of respondents no.1 and 2. Shri Kadam, Ld. Advocate seeks adjournment for filing rejoinder. On his request adjourned to 22.3.2016.

Sd/-

(R.B. Malik) 15.3.16  
Member (J)  
15.3.2016

DATE: 15/3/16

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri/Smt. ~~M.B. Kadam~~  
holding for P.V. Patil  
Advocate for the Applicant

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

Reply filed by P.No. 122.

Adj. to 22/3/16

for Rejoinder. *[Signature]*

(sgj)

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

Tribunal's orders

O.A. No.267 of 2016

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

2. Issue notice returnable on 12.4.2016.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 12.4.2016. Ld. CPO waives service of notice. Liberty reserved for the applicant to seek interim relief.

Sd/-

(R.B. Malik)  
Member (J)  
15.3.2016

(sg)

DATE: 15/3/16

CORAM:

~~Hon'ble Shri. RAJIV 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./C.O. for the Respondents

Adj. Dy.

S.O. to 12/4/16

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

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

IN

Original Application No. of 20

**FARAD CONTINUATION SHEET NO.**

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 15/3/16</p> <p><u>CORAM:</u>  <del>Hon'ble Shri. RAJIV AGARWAL</del>  <del>(Vice Chairman)</del>  Hon'ble Shri R. B. MALIK (Member) J (sgj)</p> <p><u>APPEARANCE:</u>  Shri/Smt. : <u>Punam Mahajan</u>  Advocate for the Applicant  Shri/Smt. : <u>N.K. Rajpurohit</u>  C.E.O./RO for the Respondents</p> <p><u>Adj. To</u> <u>M.A. disposed of.</u></p>	<p><u>M.A. No.121 of 2016</u>  <u>in</u>  <u>O.A. No.267 of 2016</u></p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicants and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>By this MA, the Applicants are seeking leave to sue jointly. For the reasons stated in the MA, leave to sue jointly as prayed for is granted, subject to the Applicants paying requisite court-fees, if not already paid. MA disposed off accordingly.</p> <p>Sd/-  <del>(R.B. Malik)</del> 10 - 16  Member (J)  15.3.2016</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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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>O.A. No.847 of 2015</u></p>
<p><u>DATE:</u> 15/3/16</p> <p><u>GRAM:</u></p> <p><del>Hon'ble Shri. RAHV AGARWAL</del> (Vice-Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u></p> <p>Shri/Smt. <u>A.V. Bandiwadakar</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>A.J. Chougule</u> P.O. for the Respondents</p> <p><u>Rejoinder filed by Applicant.</u> <u>O.A. is Admit.</u></p> <p><u>Liberty to mention.</u></p>	<p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicant and Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>Affidavit in rejoinder is taken on record. The OA to proceed without affidavit in reply of respondent no.2. Admit. Liberty to mention. Sur-rejoinder, if any, must be filed on the first date it appears before the bench and not thereafter.</p> <p>Sd/- <u>RB</u></p> <p>(R.B. Malik) Member (J) 15/3/16 15.3.2016</p> <p>(sgj)</p>



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

O.A. No.269 of 2016

Heard Shri M.R. Patil, learned Advocate with Miss S.P. Manchekar, learned Advocate for the Applicant, Shri A.J. Chougule, learned Presenting Officer for Respondents No.1 to 3 and Shri A.V. Bandiwadekar, learned Advocate for Respondent No.4.

2. Issue notice returnable on 29.3.2016.

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

4. Applicants are 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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 29.3.2016. Ld. PO waives service of notice.

Sd/-

(R.B. Malik) 11-3-16  
Member (J)  
15.3.2016

(sgj)

DATE: 15/3/16

CORAM:

~~Hon'ble Shri. RAJIV AGARWAL~~

~~(Vice Chairman)~~

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

APPEARANCE:

Shri/Smt. M. R. Patil

Advocate for the Applicant

Shri/Smt. A. J. Chougule

CRO/P.O. for the Respondents No. 1 to 3.

A.V. Bandiwadekar

for R. No. 4.

S.O. to 29/3/16.

(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 : 15.03.2016.

O.A.No.175 of 2016

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. Learned P.O. Shri K.B. Bhise for the Respondents states that para-wise remarks are still awaited.
3. The office endorsement does not show that Applicant has filed service report.
4. In view that the service report is not filed, for filing of service report adjourned to 08.06.2016. If the Applicant has failed to comply with the service, he shall serve the Respondents afresh by taking fresh notice and file service report before due date.
5. Adjourned to 08.06.2016.

DATE: 15/3/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. : M.D. Lonkar

Advocate for the Applicant

Shri/Smt. : K.B. Bhise

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

Adj. To. 8/6/2016.

*[Signature]*

Sd/-

(A.H. Joshi, J.)  
Chairman

prk

## 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 : 15.03.2016.

## O.A.No.243 of 2016

1. Heard Shri G.A. Bandiwadekar, 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 for the Respondents states that para-wise remarks are still awaited.
3. The office endorsement does not show that Applicant has filed service report.
4. In view that the service report is not filed, for filing of service report adjourned to 08.06.2016. If the Applicant has failed to comply with the service, he shall do the same afresh by taking fresh notice and file service report before due date.
5. Adjourned to 08.06.2016.

DATE: 15/3/16

CORAM:

Hon'ble Justice J.H. Joshi (Chairman)

Hon'ble Justice Ramesh Kumar (Member) A

APPEARANCE:

Sd/- G.A. Bandiwadekar

Advocate for the Applicant

Sd/- N.G. Gohad

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

Adj. To 8/6/2016

Sd/-

T.A.H. Joshi, J.J.  
Chairman

prk

Date : 15.03.2016.

O.A.No.169 of 2016

1. Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states that para-wise comments are received.
3. Today is the first date after notice.
4. The contesting Respondent is expected to file affidavit-in-reply after studying the O.A. thoroughly. Thereafter, Respondents should focus on the issue on which relief prayed for by the Applicant can be opposed.
5. If the grounds to oppose do not exist, the Respondents should take affirmation action and if grounds worth contesting the case exist, reply be filed limited to the point on which applicant's claim is to be opposed.
6. Learned P.O. Smt. K.S. Gaikwad prays for four weeks time to file Reply considering the aforesaid pointed.
7. Though four weeks time is prayed, longer time is granted with a caution that no further adjournments would be granted.
8. Affidavit be filed on or before 20.04.2016.
9. Steno copy and Hamdast is allowed to learned P.O..
10. S.O. to 14.06.2016.

Sd/-

(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
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Date : 15.03.2016.

M.A.No.64 of 2016 in O.A.No.154 of 2016

1. Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents prays for two weeks time for filing reply to the M.A.
3. As interest of justice requires filing of reply in O.A. is also necessary therefore though two weeks time is prayed for, six weeks time is granted so that reply to M.A. and O.A. both be filed.
4. Reply be filed on or before 29.04.2016.
5. Rejoinder, if any, be filed within one week.
6. Steno copy and Hamdast is allowed to learned P.O to communicate this order to the Respondents.
7. S.O. to 8.06.2016.

DATE : 15/3/16

CORAM :

Hon'ble Mr. A. H. Joshi (Chairman)

Hon'ble Mr. \_\_\_\_\_ (Member) A

ADVOCATE :

Shri G.A. Bandiwadkar

PRESENTING OFFICER :

Shri K.B. Bhise

CLERK :

Sd/-

(A.H. Joshi, *[Signature]*  
Chairman

(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 : 15.03.2016.

O.A.No.266 of 2016

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 P.O. Ms. N.G. Gohad for the Respondents states as follows :

The impugned order is stayed by the Hon'ble Minister and communication to that effect is issued on 14.03.2016.

3. In view of this statement adjourned to 21.06.2016, with liberty to circulate before due date, if occasion arises.

Sd/-

(A.H. Joshi, J.)  
Chairman

prk

DATE : 15/3/16

CORAM :

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

Hon'ble Mr. M. Kameshkumar (Member) A

APPEARANCE :

For Applicant : Punam Mahajan

Advocate for the Applicant

For Respondent/s : N. G. Gohad

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

Adj To : 2/3/16.

HJK

# 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> <u>15/3/2016</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Navroze Khan (Member) A</p> <p><b>APPEARANCE :</b> Advocate for the Applicant Shri/Smt. <u>A. G. Gohad</u> C.P.O. / T.O. for the Respondent/s</p> <p>Adj. To. <u>4/4/2016</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p><b>Date : 15.03.2016.</b></p> <p style="text-align: center;"><b>O.A.No.93 of 2016</b></p> <ol style="list-style-type: none"> <li>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</li> <li>2. Learned P.O. Ms. N.G. Gohad for the Respondents has tender the reply. It is taken on record and copy of the same is served upon learned Advocate Shri R.M. Kolge.</li> <li>3. Learned Advocate Shri R.M. Kolge for the Applicant prays for two weeks time.</li> <li>4. Time as prayed for is granted.</li> <li>5. Rejoinder, if any, be filed in the meantime, only if it is imperative.</li> <li>6. S.O. to 04.04.2016.</li> </ol> <p style="text-align: right;">Sd/- <i>[Signature]</i> (A.H. Joshi, J.) Chairman</p> <p>prk</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>15/3/16</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Justice Shri M. S. Chitambar (Member) A</p> <p>APPEARANCE:</p> <p>Sd/- <u>Punam Mahajan</u></p> <p>Advocate for the Applicant</p> <p>Sd/- <u>N. G. Gohad</u></p> <p>C.A. for the Respondent's</p> <p>Adj. To: <u>29/3/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 15.03.2016.</p> <p>O.A.No.53 of 2016</p> <p>1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant, Ms. N.G. Gohad, the learned Presenting Officer for the Respondents No.1 to 3 and Shri A.V. Bandiwadekar, the learned for the Respondent No.4.</p> <p>2. Learned P.O. for the Respondents prays for two weeks time for filing reply to the amended O.A.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 29.03.2016.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) <i>JHW</i> Chairman</p> <p>sb</p>



**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
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(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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Date : 15.03.2016.

O.A.No.37 of 2016

1. Heard Shri U.V. Sherkhane, the learned Advocate holding for Shri A.R. Joshi, 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 has tendered reply. It is taken on record.
3. Learned Advocate for the Applicant prays for time to consider the reply.
4. Time as prayed for is granted.
5. S.O. to 21.04.2016.

Sd/-

(A.H. Joshi, *AHJ*  
Chairman

sba

DATE: 15/3/16

CORAM:

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

APPEARANCE:

Shri/Smt. : V.V. Sherkhane holding for  
A.R. Joshi

Advocate for the Applicant

Shri/Smt. : N.G. Gohad

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

Adj. To. 21/4/16.

*AHJ*

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

Tribunal's orders

O.A. No.227 of 2016

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

2. Heard the submissions at the bar. In so far as the present applicant is concerned as per the communication which is at page 34 of this OA he and Shri Kambli were similarly placed even according to the respondents. And in so far as Shri Kambli is concerned in disposed off OA No.1112/2015 necessary orders of promotion have been issued. The Ld. CPO submits that now as per GR dated 15.2.2016 there has been amalgamation of Registration and Stamps Department and therefore whatever has been given to Shri Kambli cannot now be given to present applicant as the department is in the process of preparing combined seniority list. Smt. Mahajan, Ld. Advocate on the other hand submits that the case of the present applicant is exactly identical with that of Shri Kambli and the subsequent decision of amalgamation etc would not affect it. The case will have to be considered from the stand point of the year 2006.

3. At this stage I do not consider it congruous to make any detailed observation. However, one aspect of the matter is very clear that there is a fair degree of justification for the applicant to contend that he is similarly placed as Shri Kambli. The Ld. CPO points out that the difference was Shri Kambli was from reserved category while the applicant is from OBC but without any reservation for that category. As of today I need not make any further comment thereabout save and except that this OA itself will have to be decided expeditiously because I am not as of today satisfied with the stand taken by the respondents which of course is capable of being altered for justifying reasons. On the next date the affidavit in reply must be filed and the OA shall be heard expeditiously. S.O. to 29.3.2016.

Sd/-

(R.B. Malik)  
Member (J)  
15.3.2016

~~DATE:~~ 15/3/16

~~FORAM:~~

~~Hon'ble Smt. RAJIVAGARWAL~~

~~(Vice - Chairman)~~

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

~~APPEARANCE:~~

Smt Punam Mahajan

Advocate for the Applicant

Shri N.K. Rajpurohit

CBQ/PO for the Respondents

(sgj)

~~S.O. to 29/3/16~~

*[Handwritten signature]*

**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>15/3/2016</u>      <u>D/B</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramakrishna (Member)</p> <p>APPEARANCE: Shri <u>V.V. Joshi</u> Advocate for the Applicant Shri/Shri <u>M.G. Gohad</u> C.F.O./P.O. for the Respondent/s</p> <p>Adj. To <u>29/3/16.</u></p>	<p>Date : 15.03.2016.</p> <p>C.A.No.113 of 2015 in O.A.No.154 of 2015 with C.A.No.114 of 2015 in O.A.No.1105 of 2015</p> <p>1. Heard Shri V.V. Joshi, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. At the request of the learned P.O. for the Respondents, adjourned to 29.03.2016.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>sb</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>15/3/16</u> <u>D/B</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Justice <u>.....</u> (Member) A</p> <p><u>C.T. Chandratre</u></p> <p><u>N.G. Gohad</u></p> <p>Adj. To <u>11/2/16. Liberty to mention.</u></p> <p><u>HK</u></p>	<p>Date : 15.03.2016.</p> <p><b>C.A.No.163 of 2014 in O.A.No.307 of 2014 (D.B.)</b></p> <p>1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents states as follows :-</p> <p>Writ Petition filed by the Government challenging the order passed in O.A.No.307 of 2014 is listed for admission / hearing before Hon'ble High Court on tomorrows board.</p> <p>3. In view of this statement of learned P.O. Ms. N.G. Gohad for the Respondents, hearing of this Contempt Application is adjourned to 11.07.2016, with liberty to circulate before due date, if occasion arises.</p> <p style="text-align: right;">Sd/- (A.H. Joshi), J. y prk Chairman</p> <p>prk</p>

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI****ORIGINAL APPLICATION NO.152 OF 2016**

DISTRICT: NASHIK

Shri K.B. Shisav

**.. Applicant**

Versus

The State of Maharashtra &amp; Ors.

**..Respondents**

Shri R.M. Kolge, the learned Advocate for the Applicant.

Shri K.B. Bhise, the learned P.O. for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 15.03.2016

**ORDER**

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.
2. Learned P.O. Shri K.B. Bhise for the Respondents states as follows :-
  - (a) The case is listed on the board first time after the notice.
  - (b) So far no instructions nor any para-wise comments are received from the Respondents.
  - (c) Time may be granted for time to filing reply.
3. Learned Advocate Shri R.M. Kolge for the Applicant states as follows :-
  - (a) According to the Applicant by communication dated 03.06.2015 it has transpired that applicant was given 1<sup>st</sup> Time bound promotion giving effect from 2011, in view of the decision taken in the meeting held in 2013.
  - (b) Applicant was not given 1<sup>st</sup> Annual Career Progression earlier because his Annual Confidential Reports for the period under consideration were not up to the mark.

- (c) Applicant has challenged the delay on grant of benefit of 1<sup>st</sup> A.C.P. by averments contained in O.A. in ground / paragraph (G).
- (d) According to the Applicant it shall suffice if only ground (G) is answered by the Respondent.
4. Respondents-State is directed to file affidavit answering only ground (G) of the O.A. as it shall not be necessary to file a detail reply.
5. Learned P.O. Shri K.B. Bhise prays for four weeks time to prepare and file the reply considering the aforesaid points.
6. Though four weeks time is prayed, longer time is granted in order that no further time is lost.
7. Affidavit be filed on or before 28.04.2016.
8. Rejoinder, if any, be filed in the meantime, only if it is imperative.
9. Steno copy and Hamdast is allowed to learned P.O. to communicate for enabling learned P.O. to communicate this order to the Respondents.
10. S.O. to 13.06.2016.

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><u>DATE :</u> 15/3/16</p> <p><u>CORAM :</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramachandran (Member) A</p> <p><u>APPEARANCE :</u> Shri/Smt. : <del>R.M. Kedge</del> H.G. Gohad Advocate for the Applicant (Org. Resp.) Shri/Smt. : R.M. Kedge C.P.O./P.O. for the Respondent/s (Org. Appl.)</p> <p>Adj. To..... 17/3/16.....</p> <p style="text-align: right;">BTE</p>	<p>Date : 15.03.2016.</p> <p>M.A.No.62/2016 in C.A.No.128/2015 in O.A.No.993/2011</p> <p>1. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Applicants (Org. Respondents) and Shri R.M. Kedge, the learned Advocate for the Respondent (Org. Applicant).</p> <p>2. In view of the order passed in C.A.No.128 of 2015, M.A. is adjourned to 17.03.2016.</p> <p style="text-align: right;">Sd/- (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

Date : 15.03.2016.

C.A.No.92 of 2014 in O.A.No.347 of 2010 with  
M.A.No.578 of 2014 in O.A.No.347 of 2010

1. Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states as follows:-

(a) Today instructions are received from Shri V.P. Godke, Under Secretary, Public Health Department.

(b) Payment of sum of Rs.1,09,457/- is made to the Applicant and amount is credited to account of the Applicant.

3. Learned Advocate for the Applicant Shri K.R. Jagdale states that other dues are not paid and that he would like to verify as to other heads of payments due.

4. Respondent is also expected to verify, and make payment of all dues what so ever.

5. For reporting total compliance, adjourned to 22.04.2016.

DATE: 15/3/16 DIB

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri K.R. Jagdale

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj. To. 22/4/16

BATE

sba

Sd/-

(A.H. Joshi) J. D. Joshi  
Chairman



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

Tribunal's orders

Date : 15.03.2016.

O.A.No.25 of 2016 with O.A.No.26 of 2016 with  
O.A.No.27 of 2016

1. Heard Shri V.V. Joshi, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri V.V. Joshi has pointed out that the judgment rendered in M.A.No. 387 of 2012 in O.A.no.813 of 2012 at Aurangabad Bench operate in the judgment in rem and it has attained.

3. Learned P.O. for the Respondents was called to explain as to whether the order passed by this Tribunal on 12.01.2016 is brought to the notice of the Respondents namely Secretary, Finance Department and Secretary, Water Resources Department.

4. Learned P.O. for the Respondents has pointed out that letter was sent to both the officers.

5. Learned P.O. for the Respondents was directed to furnish the names of both the Secretaries.

6. After taking instruction from Shri A.A. Joshi, Under Secretary, Irrigation Department, learned P.O. for the Respondents has furnished the names which are follows:-

- (a) Shri Sitaram Kunte, Secretary, Finance Department.
- (b) Shri Shivaji Upase, Secretary, Water Resources Department.

7. Learned P.O. for the Respondents is directed to take instructions from the officers concern as to whether they have personally read the P.O.'s letter of 16.01.2016, and the order at Annexure A-5 of this O.A.

8. Learned P.O. prays for one week's time for enabling her to take instructions, and appraise the gravity of the matter to the concerned, if necessary, by writing a D.O. letter.

9. Time as prayed for is granted.

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

11. S.O. to 29.03.2016.

DATE: 15/3/16

CORAM:

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

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

APPEARANCE:

Advocate for the Applicant  
Shri/Smt. : V.V. Joshi

Advocate for the Applicant

Shri/Smt. : N.G. Gohad

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

Adj. To: 29/3/16

Hte

Sd/-

(A.H. Joshi, J.)  
Chairman