

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.266 of 2016

Shri B.D. Thorat ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant, Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents no.1 to 3 and Shri D.B. Khaire, learned Advocate for the Respondent No.4.

2. The learned Advocate for the Applicant presents draft of proposed amendment, basically seeking to incorporate what can be described in the context subsequent events along with documents and circumstances.

3. Learned P.O. for the Respondents and Shri D.B. Khaire, the learned Advocate have no objections subject to the right to meet with these averments both by way of pleading as well as arguments.

4. The proposed amendment be incorporated on or before 17.06.2016. Consolidated copy of the amendment be filed and copies be furnished to the other side.

5. Learned Advocate for the Respondents Shri D.B. Khaire strongly urges that the matter must be heard because his client has suffered an order of stay.

6. The Respondents must file affidavit-in-reply on 23.06.2016 and O.A. is appointed for final hearing on 30.06.2016.

7. S.O. to 30.06.2016.

Sd/-

(R.B. Malik)
Member (J)

DATE: 16/6/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. Punam Mahajan

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

P.O. for the Respondents No 1 to 3

D.B. Khaire for

Adv. to R. No. 4.

S.O. to 30/6/16.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

I N

Original Application No. _____ of 20 _____

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.570 of 2016</u></p> <p>Shri P.K. Pawar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri K.R. Jagdale, learned Advocate for the Applicant, Shri A.S. Wable, learned Presenting Officer for Respondents No.1 to 3 and Shri R.K. Patil, learned Advocate for Respondent No.4.</p> <ol style="list-style-type: none"> 2. Issue notice returnable on 23.7.2016. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued. 4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in

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

the Registry within one week. Applicant is directed to file affidavit of compliance and notice.

DATE: 16/6/16

CORAM:

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

~~Hon'ble Shri M. Rameshlaxkar (Member) A~~

APPEARANCE:

Shri/Smt: K.R. Jagdale

Advocate for the Applicant

Shri/Smt: A.S. Wable

C.P.O./P.O. for the Respondent/s 1 to 3.

Adv. R.K. Patil for R.4.

Adj. To: 23/7/16.

Bite

7. This OA has been filed seeking minutes of the order dated 31.5.2016 posting the applicant as Sectional Engineer, Public Works Sub Division, Alibag to Pali, District Raigad in place of respondent no.4. The applicant is seeking implementation of that order.

8. S.O. to 23.7.2016. Ld. PO waives service of notice.

Sd/-
(Rajiv Agarwal)
Vice-Chairman
16.6.2016

(sgj)

**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 : 16.06.2016.

M.A.No.75 of 2016 in O.A.No.172 of 2016

Shri D.S. Katke ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Shri Shrikant Patil, the learned Advocate holding for Shri M.B. Kolpe, the learned Advocate for the Applicant, Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents no.1 to 4, Ms. Dēpa Kamat Bhobe, learned Advocate for the Respondent No.5 and Shri B.A. Bandiwadekar, the learned Advocate for the Respondent No.7. None for the Respondent No.6.

2. Affidavit-in-reply of Respondent No.5 is taken on record.

3. Finally adjourned for affidavit-in-reply of Respondent Nos.1 to 4 as a last chance.

4. S.O. to 24.06.2016.

Sd/-

(R.B. Malik)
Member (J)

DATE: 16/6/16

CORAM:

~~Hon'ble Shri. RAHVAGARWAL~~
(Vice-Chairman)

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

APPEARANCE:

Shri Shrikant Patil
holding for M.B. Kolpe
Advocate for the Applicant

Smt. K.S. Gaikwad
P.O. for the Respondents No. 1 to 4

Ms. Deepa Kamat Bhobe for
A.No. 5

Att. B.A. Bandiwadekar sba
for A.No. 7.

None for A.No. 6.

Reply filed by A.No. 5
COR 172/16

S.O. to 24/6/16.

**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> 16/6/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice Chairman) Hon'ble Shri R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> Smt/Smt.: Punam Mahajan Advocate for the Applicant Shri/Smt.: K. S. Gaikwad C.P.O./P.O. for the Respondents</p> <p>Adj. To: O.A. is admitted. sba S.O. to 30/6/16. FH</p>	<p>Date : 16.06.2016.</p> <p>O.A. No.466 of 2016</p> <p>Shri A.R. Pawar ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents seeks time to file affidavit-in-reply. However the course of action for this O.A. was already ^{Charted out} heard on 1.6.2016 which order may be perused.</p> <p>3. The O.A. is admitted and is now appointed for final hearing on 30.6.2016. But it is made clear that on that date before arguments commence ^{if} an affidavit-in-reply is tendred, it will be taken on record but no adjourned will be given and O.A. shall be heard.</p> <p>4. Steno copy and Hamdast is allowed.</p> <p>5. S.O. to 30.06.2016.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J)</p> <p style="text-align: right;">16</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
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Date : 16.06.2016.

O.A. No.446 of 2016

Shri M.G. Kale ...Applicant

Vs.

The State of Maharashtra & Ors: ...Respondents

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents is being instructed by Shri Kiran Upasani, Law Officer of the Respondents No.3.

3. Affidavit-in-reply of Respondent No.3 is taken on record.

4. Learned P.O. for the Respondents initially mentioned that the other Respondents do not want to file affidavit-in-reply. On her request however, it is recorded that in case other Respondents want to file affidavit-in-reply the copy be furnished to the learned Advocate for the Applicant atleast one day in advance.

5. O.A. is admitted and regard being had to the fact that the interim order is inforce and the same will be extended. The fixed date is given for final hearing.

6. S.O. to 20.6.2016.

DATE: 16/6/16

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. K.S. Gaikwad~~

~~P.O. for the Respondents~~

Reply filed by P. No. 3.

O.A. is admitted.

S.O. to 20/6/16.

FH
@malik

Sd/-

(R.B. Malik)
Member (J)

[P.T.O.]

6

**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 : 16.06.2016.

O.A. No.467 of 2016

Shri S.S. Khot ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K'S. Gaikwad, the learned Presenting Officer for the Respondents.

2. The affidavit-in-reply is already been filed. O.A. is admitted and appointed for final hearing on 30.06.2016 for which reference could be made to my order dated 31.05.2016 and order of Hon'ble Chairman dated 9.6.2016.

3. S.O. to 30.06.2016. Hamdast.

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

DATE: 16/6/16

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. K.S. Gaikwad P.O. for the Respondents

Adj. to O.A. is admitted.
S.O. to 30/6/16.
Hamdast.

FH

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.430 of 2016

Shri C.R. KapaseApplicant
Vs.
The State of Maharashtra & Ors.Respondents

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 7.07.2016.

3. Tribunal may take the case for final disposal at the stage of admission hearing and separate notice for final disposal shall not be issued.

4. Applicant is authorised 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 alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance as regards service of notice.

7. S.O. to 7.7.2016.

Sd/-

(R.B. Malik)
Member (J)

sba

DATE: 16/6/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. R.M. Kolge

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. to S.O. to 7/7/16.

[Signature]

6

**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>16/6/16</u></p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE: Shri <u>V.P. Potbhare</u> Advocate for the Applicant Shri <u>Smt. K.S. Gaikwad</u> C.A.O./N.O. for the Respondents</p> <p>Adj. Tu. <u>30/6/16</u> for hearing. <u>[Signature]</u></p>	<p>Date : 16.06.2016.</p> <p>M.A.No.324 of 2015 in O.A.No.395 of 2015</p> <p>Shri G.R. Kamble & 16 Ors. ... Interveners</p> <p>Between</p> <p>Shri S.R. Dharmale & 16 Ors. ... Ori. Applicants</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ... Ori Respondents</p> <p>1. Heard Shri V.P. Potbhare, the learned Advocate for the Intervenor, Smt. K.S. Gaikwad, the learned Presenting Officer holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Original Respondents. None for the Original Applicants.</p> <p>2. The Misc. Application No.324 of 2015 proceeds without filing affidavit-in-reply of the Original Applicant and is adjourned for hearing to 30.6.2016.</p> <p>3. S.O. to 30.06.2016.</p> <p>Sd/- (R.B. Malik) Member (J)</p> <p>sba</p>

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> 16/6/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL → (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p><u>APPEARANCE:</u> Shri <u>A. B. Mahajan</u> Advocate for the Applicant Shri <u>K. B. Bhise</u> C.P.O./P.O. for the Respondents holding Power H. K. Rajpurohit.</p> <p>Adj. To <u>14/7/16</u> Filed by Applicant. Affidavit of service</p>	<p>Date : 16.06.2016.</p> <p>O.A.No.969 of 2015</p> <p>Shri S.N. KatakdhondApplicant Vs. The State of Maharashtra & Ors.Respondents</p> <p>1. Heard Shri A.B. Mahajan, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>2. Affidavit of service taken on record. Service is declared legal.</p> <p>3. At the request of learned P.O. for the Respondents, adjourned to 14.7.2016.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J)</p> <p>sba</p>

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.573 of 2016

Shri K.S. KondvikarApplicant

Vs.

The State of Maharashtra & Ors.Respondents

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. Learned P.O. for the Respondents seeks time to take instructions.

3. The matter is adjourned to 17.6.2016.

4. Issue notice returnable on 17.06.2016.

5. Tribunal may take the case for final disposal at the stage of admission hearing and separate notice for final disposal shall not be issued.

6. Applicant is authorised and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

8. The service may be done by hand delivery/speed post/courier and acknowledgement be obtained and produced alongwith affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance as regards service of notice.

9. S.O. to 17.6.2016.

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

sba

DATE: 16/6/16

CORAM:

Hon'ble Shri. RAJIV AGARWAL
(Vice Chairman)

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

APPEARANCE:

Shri B.A. Bandiwadekar

Advocate for the Applicant

Smt. K.S. Gaikwad

C.O. for the Respondents

AC: S.O. to 17/6/16.

@/ud

6-16

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

Tribunal's orders

Date : 16.06.2016.

O.A. No.447, 448, 452, 462, 463, 464, 468, 470, 474 of 2016

Shri M.V. Gaikwad & 6 Ors. ...Applicants

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents Smt. K.S. Gaikwad is being instructed by Shri Kiran Upasani, Law Officer and Shri Sheshrao B. Suryawanshi, Assistant Police Commissioner, Pune.

3. It appears that a larger group of matters has been bifurcated.

4. A few of them are assigned to this bench and a few to the bench presided over by Shri Rajiv Agarwal, Hon'ble Vice-Chairman.

5. The officer named above has brought a sealed envelop.

6. It appears that the Registrar of this Tribunal may seek directions from the Hon'ble Chairman and therefore as of today the said sealed envelop is not opened and is returned back to the officer named above.

7. This group of matters stands adjourned to 20.06.2016.

DATE: 16/6/16

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. K. S. Gaikwad

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

Adj. s.o. to 20/6/16

sba

Sd/-

(R.B. Malik)
Member (J)

**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>16/6/16</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri. J. D. Desai (Member) A</p> <p><u>APPEARANCE:</u> Shri <u>S.S. Dere</u> holding for <u>A.V. Bandiwadkar</u> Advocate for the Applicant Shri <u>K.B. Bhise</u> C.F.O/ P.G. for the Respondent/s</p> <p>Adj. To. <u>C.A. is disposed of.</u> <u>BE</u></p>	<p>Date : 16.06.2016.</p> <p>C.A.No.116 of 2015 in O.A.No.431 of 2014</p> <p>R.V. Salunke & Ors. Applicants</p> <p>Versus</p> <p>The Commissioner, State Excise & OrsRespondents.</p> <p>1. Heard Shri S.S. Dere, the learned Advocate holding for Shri A.V. Bandiwadkar, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Respondent No.1, Shri Vijay Singhal, the Commissioner, State Excise is present he states that in view of compliance and apology, C.A. need not be proceeded.</p> <p>3. Learned Advocate Shri S.S. Dere concedes to the position. Hence, C.A. is disposed of.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</p>

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

Date : 16.06.2016.

O.A.No.429 of 2016

A.B. Nimbalkar

.... Applicant

Versus

The State of Maharashtra & Ors

.... Respondents.

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. No Affidavit is filed though notice was issued.

3. This case involved limited question which is formulated as follows :

In absence of conducting departmental enquiry, whether the pendency of appeal against acquittal entitles the State to withhold the pension of an employee who was suspended / removed from service on account of conviction in the criminal case, which has ultimately resulted into acquittal.

4. Respondent No.1 is directed to file his own affidavit answering the question framed in foregoing paragraph.

5. Learned P.O. Shri A.J. Chougule for the Respondents prays for two week time.

6. Time as prays for is granted.

7. It shall not be necessary to file affidavit with reply to each paragraph, for the present, in view of the limited question now being examined.

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

9. S.O. to 01.07.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

DATE: 16/6/16

MEMBER:

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

Hon'ble Shri M. Ramachandran (Member) A

APPEARANCE:

Shri R.M. Kolge

Advocate for the Applicant

Shri A.J. Chougule

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

Adj. To 11/7/16

prk

prk

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.353 of 2015

P.D. Chormule & Ors. Applicants

Versus

The State of Maharashtra & Ors. Respondents.

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

2. Learned Advocate Shri A.V. Bandiwadekar for the Applicant states that from Applicant No.1 to Applicant No.4 and from Applicant No.6 to Applicant No.10 wants to withdraw the O.A., in view of the order of appointment issued today.

Applicant No.1, Shri P.D. Chormule,
Applicant No.2, Shri Y.P. Pawar,
Applicant No.3, Shri R.R. Rathod,
Applicant No.4, Shri A.D. Pawar,
Applicant No.6, Shri S.B. Ghuge,
Applicant No.7, Shri N.S. Ghuge,
Applicant No.8, Shri S.S. Mali,
Applicant No.9, Shri V.D. Chavan and
Applicant No.10, Shri N.D. Pawar

3. Hence, to the extent of Applicant No.1 to Applicant No.4 and from Applicant No.6 to Applicant No.10, O.A. is disposed as withdrawn.

4 S.O. to 18.07.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

16/6/16

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

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

APPEARANCE:

Shri A.V. Bandiwadekar

Advocate for the Applicant

Smt. K.S. Gaikwad

Presenting Officer for the Respondents

Adj. To..... 18/7/16.....

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>16/6/16</u></p> <p>CORAM: Hon'ble Justice S.R.A. H. Joshi (Chairman) Hon'ble Smt. Id. P. Ramchikamer (Member) A</p> <p>APPEARANCE: Smt. <u>None for the app.</u> Advocate for the Applicant Smt./Smt. <u>K.S. Gaikwad</u> C.F.O./P.O. for the Respondent/s</p> <p>Adj. To: <u>18/7/16</u></p> <p style="text-align: right;"><i>HC</i></p>	<p>Date : 16.06.2016.</p> <p>C.A.No.100 of 2015 in O.A. No.336 of 2012 with M.A.No.100 of 2016 in O.A.No.336 of 2012</p> <p>Shri K.P. Chaudhari (in C.A.No.100 /2015 in O.A.336/2012) ...Applicant</p> <p>Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>and The Director, Directorate of Sports and Youth (in M.A.No.100/2016 in O.A.No.336 of 2012) ...Applicant (Ors. Respondent)</p> <p>Vs. Shri K.P. Chaudhari ...Respondent (Org. Applicant)</p> <p>1. None appears for the Applicant. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states as follows:-</p> <p>(a) That the process of compliance with the order passed by this Tribunal is half way through.</p> <p>(b) Today Applicant is called to remain present in the office of Commissioner of Sports, Pune for certain compliance.</p> <p>3. Steps as may be complied with be reported on the next date.</p> <p>4. For reporting compliance, S.O. to 18.07.2016.</p> <p style="text-align: right;">0 Sd/- (A.H. Joshi, J) Chairman</p> <p>sba</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>16/6/16</u></p> <p>CREATED</p> <p>Sanjay D. Joshi (Chairman)</p> <p>Member</p> <p><u>Punam Mahajan</u></p> <p>Admitted by Applicant</p> <p><u>A.K. Rajpurohit</u></p> <p>Chief Presenting Officer for the respondents</p> <p>20/6/2016</p> <p>Adj. To <u>20/6/16. Hamdast.</u></p> <p><i>MTE</i></p>	<p><u>O.A. No.560 of 2016</u></p> <p>Ms. Archana K. Bobade ..Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents.</p> <p>2. In this OA prayer for interim relief was heard at some length as argued by Smt. Punam Mahajan, Ld. Advocate for the applicant.</p> <p>3. Ld. CPO sought time to place on record the material which was considered by the PEB-2 while ordering transfer of the applicant.</p> <p>4. In addition Ld. CPO may place on record the material regarding invitation sent to one of the member of the PEB-2 viz. the Principal Secretary, Appeal and Security and who has not been attending the meeting of the said Board. For this meeting details like copy of the invitation which was sent to him or communication, if any, received by DGP about his presence may be placed on record.</p> <p>5. S.O. to 20.6.2016. Hamdast.</p> <p>Sd/- (Rajiv Agarwal) Vice-Chairman 16.6.2016</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

of 20

IN

Original Application No.

of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>O.A. No.531 of 2016</u></p> <p>Shri Sunil P. Pandharkar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.S. Wable, learned Presenting Officer for the Respondents.</p> <p>2. This OA has been filed challenging the transfer of the applicant by the order dated 31.5.2016 from the post of Police Inspector from Traffic Branch to Court Company. Smt. Mahajan, Ld. Advocate for the Applicant stated that the applicant was posted to Kothrud Traffic Branch and he assumed duties in that branch on 5.7.2014. He has not completed his tenure of 2 years as provided in sub-section 1 of Section 22N of the Maharashtra Police Act. No exceptional case was made out for transferring the applicant before completion of his tenure nor any public interest was indicated in the transfer order. The transfer order has been issued only mentioning that it is done on administrative grounds. Ld. Advocate, therefore, requests that interim relief of staying the aforesaid order qua the applicant may be granted.</p> <p>3. Ld. PO strongly opposed grant of any interim relief. He produced the copy of the proceedings of Police Establishment Board (PEB) which met on 30.5.2016 in which the decision to transfer the</p>

Office Notes, Office Memoranda of Ceram,
Appearances, Tribunal's orders or
directors and Registrars orders

Tribunal's orders

applicant was taken. He stated that the applicant is a very good officer and his services were required to be utilized in Court Company and that was the reason why he was transferred.

4. It is seen that sub section 2 of Section 22N of the Maharashtra Police Act envisages that mid-term transfer of a police personnel can be made only in circumstances mentioned in the sub section in addition to what were provided in sub section 1 of Section 22N. The reason for mid-tenure transfer could be exceptional circumstances in public interest and on account of administrative exigencies. The proceedings of the PEB at Commissionerate level which was held on 30.5.2016 does not disclose any exceptional circumstances or public interest which is going to be served by mid-term transfer of the applicant.

5. In the circumstances, interim relief sought in the OA of staying the transfer order of the applicant from Traffic Branch to Court Company is stayed till final disposal of this OA. The applicant will be allowed to work in his original post. Ld. PO seeks two weeks time to file reply to the OA.

6. S.O. to 30.6.2016. Hamdast.

R. Saha
(Rajiv Agarwal)
Vice-Chairman
16.6.2016

(sgj)

DATE: 16/6/16

For the Tribunal (Chairman)
For the Tribunal (Member) A

Rydam Mahajan

As the Applicant

By: A.S. Wable

For the Respondent/s

2.R. granted

By: 30/6/16 Hamdast

14/6

(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 : 16.06.2016.

M.A.No.589 of 2015 with M.A.No.588 of 2015 in
O.A.No.435 of 2015

Shri R.V. Gawade & Ors. ...Applicants

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant states that he forgot to contact Mr. Pitale and says that he will do it during the course of the day.

3. S.O. to 17.06.2016.

16/6/16

Coram - Hon. Justice Shri A.H. Joshi (C)

Adv. A.V. Bandiwadekar for the
appl.Shri A.J. Chougule P.O. for
R.V.

S.O. to 17/6/16.

BT

sba

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

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

Tribunal's orders

Date : 16.06.2016.

C.A.No.82 of 2015 in O.A. No.10 of 2009

Shri A.K. Pusegaonkar & Ors. ...Applicants

Vs.

Shri Sanjay Chahande & Ors. ...Respondents

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

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

That the Writ Petition filed by the State before the Hon'ble High Court for challenging the order passed in O.A.No.8 of 2009 and O.A.No.10 of 2009 and the W.P. is expected to come up for hearing in July, 2016.

3. It is seen that considering the delay in filing W.P., Respondents was already directed by order passed on 20.08.2015 to file affidavit explaining the cause of delay, however, so far affidavit is not filed.

4. Hearing of Contempt Petition would not be taken awaiting the order as may be passed in Writ Petition.

5. Prudent Respondent would always abide by order to clarify by filing affidavit explaining the delay for which order was already passed.

6. It is clarified that no further order is passed in C.A. however the request of learned P.O. for filing affidavit explaining the delay.

7. Case is adjourned to 17.06.2016, on which date further and longer date would be given.

DATE: 16/6/16

OFFICE:

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

Hon'ble Justice B. A. Bandiwadeker (Member) A

Advocate for Applicant

Shri B. A. Bandiwadeker

Advocate for Respondent

Smt. K. S. Gaikwad

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

Adj. To: 17/6/16

Bte

Sd/-
(A.H. Joshi, J1) cm
Chairman

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**ORIGINAL APPLICATION NO.112 OF 2016****DISTRICT : THANE****S.S. Munj & Ors.****.... Applicant****Versus****The State of Maharashtra & Ors****....Respondents.**

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

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

CORAM : JUSTICE SHRI A.H. JOSHI, CHAIRMAN

DATE : 16.06.2016.

ORDER

1. Heard Shri A.V. Bandiwadekar, 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 on instructions from Shri S.J. Sovitkar, Deputy Secretary, Home Department states as follows :-

Two weeks time may be granted for filing affidavit in compliance with the order passed by this Tribunal on 06.05.2016.
3. No satisfactory explanation is coming forward on the following points :-
 - (a) As to why the affidavit is not filed ?
 - (b) Reasons justifying why two weeks more time is required for filing affidavit ?
4. Shri Rajnish Seth, Principal Secretary, (Special), Home Department is directed to file his own affidavit on the following point :-

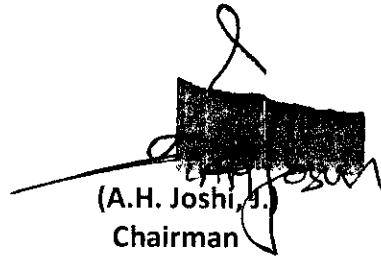
Reasons as to what precluded him in law in filing the affidavit for answering to the query raised in the order dated 06.05.2016.

5. Learned P.O. Shri K.B. Bhise after taking instructions from Shri S.J. Sovitkar, Deputy Secretary states that the affidavit answering the query raised today / (i.e. seen in foregoing paragraph 4 above) would be filed before 27.06.2016.

6. Apart from the this affidavit, Shri Rajnish Seth, Principal Secretary, (Special), Home Department is also directed to file his own affidavit as per this Tribunal's order dated 06.05.2016.

7. Hamdast and steno copy is allowed to learned P.O. for enabling him to communicate this order to the Respondents.

6. S.O. to 27.06.2016.


(A.H. Joshi, J.)
Chairman

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

ORIGINAL APPLICATION NO. 403 OF 2016

DISTRICT : PUNE

Shri S.A. Kulkarni

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents

Shri S.S. Dere, the learned Advocate for the Applicant.

Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

CORAM : Justice Shri A.H. Joshi, Chairman.

DATE : 16.06.2016

ORDER

1. Heard Shri S.S. Dere, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.
2. Limited questions involved in this O.A. as follows:-
Whether the application dated 31.1.2015 submitted by the Applicant demanding interest in delayed payment is decided?
3. Learned P.O. Smt. K.S. Gaikwad for the Respondents was called to state as to the aspects covered by the question noted in the foregoing paragraph.
4. Learned P.O. Smt. K.S. Gaikwad for the Respondents prays for time to reply.
5. It is seen that the application which is at Exhibit 'A' dated 31.1.2015 was addressed to the Commissioner of Sales Tax and he was supposed to take decision.
6. Learned P.O. Smt. K.S. Gaikwad was called to give the name of Commissioner of Sales Tax.

7. Learned P.O. Smt. K.S. Gaikwad has furnished the name of Commissioner of Sales Tax as follows:-

Shri Rajiv Jalota, Commissioner of Sales Tax, Mazgaon, Mumbai.

8. Commissioner of Sales Tax, Shri Rajiv Jalota is directed to file affidavit on following points:-

- (a) Whether application dated 31.01.2015 Exhibit 'A' page no.13 is received in his office.
- (b) What is the date of receipt.
- (c) Is the application dated 31.01.2015 attended, and if it is not attended, reasons as to why the said application is not attended.
- (d) Within what time frame the application would be decided, unless it is already decided;

9. The affidavit on foregoing points be filed within two weeks from today.


10. The directions to file affidavit does not prevent the Respondents from taking decision on the application, if is not taken so far, and the pendency of this O.A. shall not come in the way of such decision on its own merits and in accordance with law.

11. It is hoped that decision would be reached and would be communicated before next date.

12. Steno copy and Hamdast is allowed.

13. Learned P.O. is directed to communicate this order to the Respondents.

14. S.O. to 14.07.2016.



(A.H. Joshi, J.)
Chairman

sba

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

ORIGINAL APPLICATION NO. 157 OF 2016

DISTRICT :Kolhapur

Shri P.N. Patil

...Applicant

Vs.

State of Maharashtra & Ors.

...Respondents

Shri P. Bhavake, the learned Advocate for the Applicant.

Shri A.J. Chougule, the learned Presenting Officer for the Respondent.

Shri P. Yadav, the learned Advocate for the Respondent No.4.

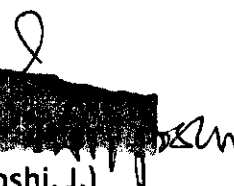
CORAM : Shri J. A.H. Joshi, Chairman.

DATE : 15.06.2016

ORDER

1. Heard Shri P. Bhavake, the learned Advocate for the Applicant, Shri A.J. Chougule, the learned Presenting Officer for the Respondents and Shri P. Yadav, the learned Advocate for the Respondent No.4.
2. Learned Advocate for the Applicant prays for leave to amend for bringing on record the appointment order issued in favour of Respondent No.4 and incorporate necessary ground to challenge thereto.
3. Learned Advocate for the Applicant undertakes to carry out amendment within one week.

4. Learned P.O. for the Respondents states that on the last date he had furnished name of Shri Rahul Shinde, as S.D.O., and this was done by mistaken. *and* Today, an affidavit answering the queries raised by the Tribunal, affirmed by Shri Prashant Pati, S.D.O. Kolhapour is received.
5. The affidavit-in-reply answering O.A. is received, however since now leave to amend is sought affidavit answering amended O.A. would be filed lateron.
6. Learned P.O. for the Respondents prays for week's time for filing reply after receipt of amended O.A.
7. Considering the explanation and apology of the S.D.O. any order of costs is not passed against the S.D.O. The Respondent's representative should not have left just by depositing letter as averred in the O.A. Even today affidavit is sent at last moment.
8. Learned Advocate Shri Parag Yadav who appears for Respondent No.4 prays for time to file affidavit.
9. For reproting and to carry out amendment, S.O. to 4.07.2016. The date for filing affidavit in reply will be fixed for filing reply thereafter.


(A.H. Joshi, J.)
Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>16/6/16</u> coram - Hon. Justice Shri A.H. Joshi Adv. A.V. Bandiwadkar for the applicant Ms. N.G. Gohad, P.O. for Resps. S.O. to 11/7/16.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 16.06.2016.</p> <p style="text-align: center;">O.A.No.165 of 2016</p> <p>R.S. Patil Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors Respondents.</p> <p>1. Heard Shri A.V. Bandiwadkar, 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 has tendered reply. It is taken on record.</p> <p>3. Learned Advocate Shri A.V. Bandiwadkar for the Applicant prays for time to consider the reply and file rejoinder only if necessary.</p> <p>4. Time as prayed for is granted.</p> <p>5. S.O. to 11.07.2016.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p style="text-align: right;"><i>[Signature]</i></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
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Date : 16.06.2016.

O.A.No.83 of 2014

Shri Y.L. Gaikwad ...Applicant

Vs.

The District Superintendent of Police & Ors. ...Respondents

1. None appear for the Applicant. Heard Shri A.S. Wable, the learned Presenting Officer holding for Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.
2. Record shows that on 26.8.2015 this Tribunal had directed that the personal notice be served on the Applicant to remain present.
3. Registry is direct to verify whether the order is complied with.
4. Registrar should enquire as to why endorsement of compliance of order or otherwise is not made. He shall issue suitable directions to the office to ensure that Farad should be represented for compliance with the order.
5. List the O.A. for admission hearing after the endorsement of office, on 11.07.2016 before Division Bench for taking cases for final hearing.

DATE: 16/6/16

CORAM:

Member Justice: Shri A. H. Joshi (Chairman)
Member: _____ (Member) A

APPEARANCE:

Shri/Smt. : None for the app.

Advocate for the Applicant

Shri/Smt. : Sh. Wable holding for
C.P.O./P.O. for the Respondent/s

H.K. Rajpurohit C.P.O. for Rofs

Adj. To.....

11/7/16

[Handwritten signature]

[Handwritten signature]
Sd/-
(A.H. Joshi, Chairman)

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____ District _____, Applicant/s


(Advocate)

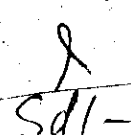
versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>16/6/16 Coram - Hon. Justice Shri A.H. Joshi (CJ) Adv. C.T. Chandratre for the app. Shri K.B. Bhise P.O. for the Rgs. S.O. to 28/6/16.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Date : 16.06.2016.</p> <p style="text-align: center;">O.A.No.100 of 2016</p> <p>Shri A.U. Chavan ...Applicant</p> <p style="text-align: center;">Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents states that the order to be issued by the appellate authority is signed today and week's time may be granted for furnishing the copy.</p> <p>3. S.O. to 28.6.2016.</p> <p style="text-align: right;">  - Sd/- (A.H. Joshi, CJ) Chairman </p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>16/6/16</u> Coram - Hon. Justice Shri A.H. Joshi (C)</p> <p>Adv. C.T. Chandratre for the app. Shri K.B. Bhise, P.O. for the R.s.</p> <p>S.O. to 21/7/16.</p> <p><i>B.K.</i></p>	<p>Date : 16.06.2016.</p> <p>O.A.No.1058 of 2015</p> <p>Shri N.B. Narang ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri C.T. Chandratre, 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 time for enabling him to make a statement as to time frame within which the process of grant of deemed date to the Applicant in relation to his promotion to the post of Police Inspector will be completed. 3. Learned P.O. for the Respondents prays for two weeks time to make a statement. 4. Steno copy and Hamdast is allowed. 5. Learned P.O. is directed to communicate this order to the Respondents. 6. S.O. to 21.07.2016. <p style="text-align: right;">  (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
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Date : 16.06.2016.

C.A.No.50 of 2015 in O.A. No.121 of 2012

P.K. KambleApplicant


Vs.

Shri Rajnitsing Deol & Ors.Respondents

1. Heard Shri B.A. Bandiwadker, the learned Advocate for the Applicant and Shri A.S. Wable, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri B.A. Bandiwadker states that let the hearing be adjourned for longer date because hearing did not take place before the Hon'ble High Court in the W.P. filed by the State.

3. S.O. to 19.12.2016 with liberty to circulate before due date if occasion arises.


(A.H. Joshi, J.)
Chairman

sba

16/6/16
Coram - Hon. Justice Shri A.H. Joshi (C)
Shri B.A. Bandiwadkar
for the app.
Shri A.S. Wable for the Resps.
S.O. to 19/12/16.



Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 16.06.2016.

C.A.No.02 of 2015 in O.A. No.170 of 2013

Shri S.N. Kolte ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri D.B. Khaire, learned Special Counsel with Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned Special Counsel Shri D.B. Khaire states as follows:-

Copy of statement showing calculation of arrears paid to the Applicant would be furnished to the Applicant's Advocate.

3. Learned Advocate for the Applicant states that Applicant would verify the correctness of arrears received by them and make a statement on the next date.

4. Learned P.O. for the Respondents is directed to take instructions as to whether the pension requires to be revised and for necessary action time frame within which requisite steps would be taken.

5. S.O. to 30.06.2016.

DATE: 16/6/16

CORAM:

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

Hon'ble Sri J. P. Parashankar (Member) A

APPEARANCE:

Shri C.T. Chandratre

Advocate for the Applicant

Shri D.B. Khaire spk counsel

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

with K.S. Gaikwad for ROLS

Adj. To 30/6/16

sba

(A.H. Joshi, J.)

Chairman

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.335 of 2016

S.B. Patekar

.... Applicant

Versus

The State of Maharashtra & Ors

.... Respondents.

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

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents has tendered affidavit. It is taken on record.

3. Issue notice returnable on 25.07.2016.

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

5. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. S.O. to 25.07.2016.

DATE: 16/6/16

CORAM:

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

Member (Member) A

APPEARANCE:

For Applicant: A.V. Bandiwadkar

For Respondent: K.S. Gaikwad

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

Adj. To: 25/7/16.

BTE

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

prk

**ADMINISTRATIVE TRIBUNAL
MUMBAI**

(Spl. - MAT-F-2 E)

of 20

DISTRICT

.....)

..... Applicant/s

versus

of Maharashtra and others

.....)

..... Respondent/s

Tribunal's orders

Date : 16.06.2016.

O.A.No.870 of 2015

M.B. Jare

..... Applicant

Versus

The State of Maharashtra & Ors

..... Respondents.

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

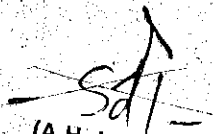
2. Learned P.O. Shri K.B. Bhise for the Respondents states as follows :-

(a) Time may be granted to take instructions on probable date of meeting of the Review Committee after taking instructions from Respondent No:1.

(b) Statement be made on the next date.

3. S.O. to 30.06.2016.

prk


(A.H. Joshi, J.)
Chairman

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

Tribunal's orders

Date : 16.06.2016.

M.A.No.543 of 2015 in O.A.No.973 of 2015

S.S. Sawant Applicant

Versus

The State of Maharashtra & Ors Respondents.

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. The O.A. filed by the Applicant claiming family pensionary benefits is delayed.

3. The applicant has explained the delay urging that after the judgment of Hon'ble High Court granting acquittal, Applicant submitted representation on 13.06.2005 and 28.12.2007. She had to spent time for collecting papers and again submitted representation.

4. Applicant is claiming family pensionary benefits on account of her husband who was removed from employment on account of the charge of being the conspirator of escape of accused involved in serious offence.

5. Ultimately the Hon'ble High Court had acquitted the applicant's husband Shri Suryaji Sawant.

6. Acquittal is towards charge which was common and concurrent being the facts of criminal case and the ground narrated in the order of removal.

7. Considering that applicant's claim is for family pensionary benefit, delay caused in filing of O.A. deserves to be condoned and is condoned.

DATE: 16/6/16

CORAM:

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

Hon'ble Justice Shri Ramesh Kumar (Member) A

ADVOCATES:

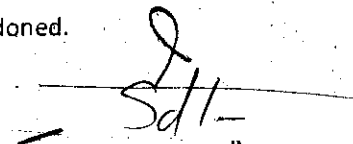
Shri R.M. Kolge

Shri A.J. Chougule

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

Adj. To. MA is allowed.

HJK


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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

Original Application No. _____ of 20 _____

DISTRICT _____

..... Applicant/s

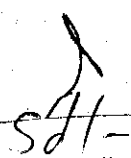
(Advocate

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>DATE: <u>16/6/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Namdev Kumar (Member)-A</p> <p>APPEARANCE: Shri <u>R.M. Kolge</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>25/7/16</u></p> <p style="text-align: right;"><i>prk</i></p>	<p>Date : 16.06.2016.</p> <p style="text-align: center;">O.A.No.973 of 2015</p> <p>S.S. Sawant Applicant</p> <p>Versus</p> <p>The State of Maharashtra & Ors Respondents.</p> <p>1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate Shri R.M. Kolge for the Applicant prays for :</p> <p>(a) Leave to amend the O.A..</p> <p>(b) One month's time for carrying out the said amendment.</p> <p>3. Amendment O.A. be served on the Respondents.</p> <p>4. On the next date order as regards filing reply can be passed.</p> <p>5. S.O. to 25.07.2016.</p> <div style="text-align: right;">  (A.H. Joshi, J.) Chairman </div> <p style="text-align: center;">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>16/06/2016</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A. H. Joshi (Chairman)</p> <p>Hon'ble Shri H. S. Deshmukh (member) A</p> <p>APPEARANCE:</p> <p>Shri <u>L.S. Deshmukh</u></p> <p>Advocate for the Applicant</p> <p>Shri <u>A.S. Wable</u></p> <p>C.P.O./P.S. for the Respondent/s</p> <p>Adj. To..... <u>MA is disposed of.</u></p> <p><i>H/E</i></p>	<p>Date: 16.06.2016.</p> <p>M.A.No.141 of 2016 InO.A.No.898 of 2015</p> <p>Shri M.R. Gholap ...Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri L.S. Deshmukh, the learned Advocate for the Applicant and Shri A.S. Wable, the learned Presenting Officer for the Respondents.</p> <p>2. This is an application for early hearing considering the cause involved and the fact that the matter pertains to claim for appointment.</p> <p>3. Therefore, M.A. is allowed.</p> <p>4. Let the O.A. be placed before Division Bench presided over by Shri Rajiv Agarwal, Hon'ble Vice Chairman.</p> <p>5. Liberty to circulate a date for early date before that bench is granted.</p> <p>6. Misc. Application is disposed of.</p> <p style="text-align: right;"><i>Sd/-</i> (A.H. Joshi, JJ) Chairman</p> <p style="text-align: center;">sba</p>


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

Tribunal's orders
O.A. No.564 of 2016

Smt. T.D. Hirve ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

2. Issue notice returnable on 28.6.2016.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery/ speed post/courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 28.6.2016. Ld. PO waives service of notice.


(Rajiv Agarwal)
Vice-Chairman
16.6.2016

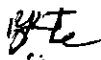
(sgj)

16/6/16

Coram - Hon. Shri Rajiv Agarwal (V/C)

Adv. Smt Punam Mahajan
ld. adv. for the app.
Shri K.B. Bhise P.O. for
the Resps

S.O. to 28/6/16.



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

Tribunal's orders

Date : 16.06.2016.

O.A.No.400 of 2016 with M.A.No.202 of 2016

D.T. Joshi

.... Applicant

Versus

The State of Maharashtra & Ors

....Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri A.S. Wable, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 02.08.2016.

3. 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 02.08.2016.

DATE: 16/6/16

CORAM:

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

Hon'ble Justice Shri S. S. Patil (Member) A

ADVOCATE FOR:

Applicant: Punam Mahajan

ADVOCATE FOR:

Respondent: A.S. Wable

C.P.O / P.O. for the Tribunal, Mumbai

Adj. To: 2/8/16.

prk

(A.H. Joshi, J.)
Chairman

prk

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.569 of 2016

R.K. Sayankar

.... Applicant.

Versus

The State of Maharashtra & Ors.

.... Respondents.

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

2. Issue notice returnable on 14.07.2016.

3. 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. It shall suffice if Respondents file affidavit justifying the facts for continuation of suspension.

8. In the event for justifying facts, any record is relied, the same may have to be produced at the time of hearing.

9. Adjourned to 14.07.2016.

DATE: 16/6/16

CLERK:

Hon. Mr. Justice Shri A. H. Joshi (Chairman)

Hon. Mr. Justice Shri M. Ramesh Kumar (Member) A

APPEARANCE:

Shri: C.T. Chandratre

Advocate for the Applicant

Shri: K.B. Bhise

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

Adj. To: 14/7/16.

A.H.


(A.H. Joshi, J.)
Chairman

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

Tribunal's orders

Date : 16.06.2016.

O.A.No.568 of 2016

D.B. Javanjal

.... Applicant.

Versus

The State of Maharashtra & Ors

.... Respondents.

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri A.S. Wable, the learned Presenting Officer for the Respondents.

2. Issue notice returnable on 14.07.2016.

3. 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. It shall suffice if Respondents file affidavit justifying the facts for continuation of suspension.

8. In the event for justifying facts any record is relied the same may have to be produced at the time of hearing.

9. Adjourned to 14.07.2016.

DATE: 16/6/16

SUBJECT:

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

Hon'ble Justice Shri C. T. Chandratre (Member) A

ATTENDANCE:

Shri C.T. Chandratre

Advocate for the Applicant

Shri A.S. Wable

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

Adj. To: 14/7/16.

B.T.

(A.H. Joshi, J)

Chairman