

**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>DATE: <u>16/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. <u>Rajiv Agarwal</u> (Member) <u>24/19</u></p> <p>APPEARANCE: Shri/Smt <u>B.A. Bandiwadekar</u> Advocate for the Applicant Shri/Smt <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. <u>22/6/2017</u></p> <p style="text-align: right;"><i>B.A.</i></p>	<p><u>16.6.2017</u></p> <p style="text-align: center;"><u>O.A No 413/2017</u></p> <p>Smt Sunita B. Shinde ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri B.A Bandiwadekar, learned advocate for the applicants and Shri K.B Bhise, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice before admission made returnable on 22.6.2017.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>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.</p> <p>7. S.O 22.6.2017.</p> <p style="text-align: right;">Sd/- <i>(Rajiv Agarwal)</i> Vice-Chairman</p> <p>Akn</p>

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

Tribunal's orders

16.6.2017

O.A No 529/2017

Shri A.D Dhakne ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

1. Heard Smt Punam Mahajan, learned advocate for the applicants and Shri K.B Bhise, learned Presenting Officer for the Respondents.

2. This O.A has been filed by the Applicant challenging the order of Respondent no. 3 dated 25.5.2017 rejecting the candidature of the Applicant for the post of Assistant Teacher on the ground that he cannot be considered from open category for the post horizontally reserved for Project Affected Persons as he belongs to NT-D category. Learned Advocate Mrs Mahajan stated that though the Applicant belongs to NT-D category, but he had applied from open category and as such he is eligible to be considered from open category.

3. Learned P.O may seek instructions whether the Applicant has applied from open category and in that case, can his candidature be considered from NT-D category, because he belongs to NT-D category. It is also clarified that appointment in the post made if any, will be subject to the outcome of this O.A.

4. Issue notice before admission made returnable on 30.6.2017.

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

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

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

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

9. S.O 30.6.2017.

DATE: 16/6/2017

CORAM:

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

Hon'ble Shri M. Ramakrishnaiah (Member A)

APPEARANCE:

Shri/Smt. : Punam Mahajan

Advocate for the Applicant

Shri /Smt. : K.B. Bhise

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

Adj. To. 30/6/2017.

YTe

Sd/-

(Rajiv Agarwal)
Vice-Chairman

**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> 16/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A.H. Joshi (Chairman) Hon'ble Shri M. Ramchikund (Member) A <i>Rajiv Agarwal (V/C)</i></p> <p><u>APPEARANCE:</u> Shri/Smt. K.R. Jagdale Advocate for the Applicant Shri/Smt. H.G. Gohad C.P.O / P.O. for the Respondent/s</p> <p>Adj. To: O.A. is admitted. To come up in due course.</p> <p align="right"><i>B.T.</i></p>	<p align="center"><u>16.6.2017</u></p> <p align="center"><u>O.A No 25/2017</u></p> <p>Shri S.N Khade ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O files affidavit in reply on behalf of Respondents no 1 & 3.</p> <p>3. O.A is admitted. To come up in due course.</p> <p align="right">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</p>

**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><u>DATE:</u> <u>16/6/2017</u></p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>B. A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>K. S. K. Gaikwad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>6/7/2017.</u></p> <p align="right"><i>HT</i></p>	<p align="center"><u>16.6.2017</u></p> <p align="center"><u>O.A No 72/2017</u></p> <p>Smt Valiya P. Vrinda Valsan ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri B.A Bandiwadkar, learned advocate for the applicants and Mrs Kranti S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Affidavit in reply has been filed on behalf of the Respondents.</p> <p>3. Learned Advocate Shri Bandiwadkar seeks time to file rejoinder.</p> <p>4. S.O to 6.7.2017.</p> <p align="right">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</p>

**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>DATE: <u>16/6/2017</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri <u>Rajiv Agarwal</u> (Member)</p> <p>APPEARANCE: Shri/Smt. : <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. : <u>A.G. Gohad</u> C.P.O./P.O. for the Respondent/s</p> <p>Adj. To. : <u>14/7/2017</u></p> <p align="right"><i>Ag</i></p>	<p align="center"><u>16.6.2017</u></p> <p align="center">³⁷² <u>O.A No 327/2017</u></p> <p>Shri Vijay M. Jagtap ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri K.R Jagdale, learned advocate for the applicants and Ms Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice before admission made returnable on. 14.7.2017.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.</p> <p>4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>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.</p> <p>7. S.O 14.7.2017.</p> <p align="right">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</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><u>DATE:</u> 16/6/2017</p> <p><u>CORAM:</u> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramchandra Kumar (Member) A</p> <p><u>APPEARANCE:</u> Shri/Smt.: B.A. Bandiwadker Advocate for the Applicant Shri/Smt.: S. Suryawanshi C.P.O./P.O. for the Respondent/s</p> <p>Adj. To: 3/7/2017</p> <p style="text-align: right;">B.A.</p>	<p><u>16.6.2017</u></p> <p><u>O.A No 46/2017</u></p> <p>Smt M.P. Mhapankar ... Applicant Vs. The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri B.A Bandiwadkar, learned advocate for the applicants and Ms Savita Suryawanshi, learned Presenting Officer for the Respondents.</p> <p>2. Learned advocate prays for leave to amend the Original Application.</p> <p>3. Leave granted.</p> <p>4. S.O to 3.7.2017.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</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>16/6/2017</u></p> <p>CORAM:</p> <p>Hon'ble Justice Shri A.H. Joshi (Chairman)</p> <p>Hon'ble Shri <u>Rajiv Agarwal</u> (Member)</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>B.A. Bandiwadker</u></p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>P.B. Khaire Spl. Counsel</u></p> <p>C.P.O./P.O. for the Respondent/s</p> <p><u>with S. Suryawanshi P.O. to RA</u></p> <p>Adj. To <u>3/7/2017</u></p> <p align="right"><u>B.T.</u></p>	<p align="center"><u>16.6.2017</u></p> <p align="center"><u>O.A No 140/2017</u></p> <p>Shri A.V Veer ... Applicant</p> <p align="center">Vs.</p> <p>The State of Maharashtra & Ors... Respondents</p> <p>1. Heard Shri B.A Bandiwadkar, learned advocate for the applicant and Shri D.B Khaire learned Special Counsel with Ms Archana B.K. learned Presenting Officer for the Respondents.</p> <p>2. Learned advocate prays for leave to amend the Original Application.</p> <p>3. Leave granted.</p> <p>4. S.O to 3.7.2017.</p> <p align="right">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</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
---	-------------------

M.A.145/2017 in O.A.261/2017

**The State of Mah. & Ors. ... Applicants
(Ori. Respondents)**

Vs.

**Mr. M.B. Patil ... Respondent
(Ori. Applicant)**

Heard Mrs. K.S. Gaikwad, the learned Presenting Officers for the Applicants (Ori. Respondents) and Mrs. Punam Mahajan, the learned Advocate for the Respondent (Ori. Applicant).

This MA brought by the ori. Respondent-State for getting interim order dated 27.3.2017 vacated whereby the order impugned in the OA transferring the Applicant from Pune to Bhandara has been challenged. Misc. Applicants themselves in Para 5 mentioned the fact that the file related to the approval by the Hon'ble Minister had not been produced and the interim order was passed. In my opinion, now that the OA can be heard on merit as an expedited one after the Affidavit-in-Rejoinder is filed. It is not necessary to interfere with the interim order already made. It is directed that the Affidavit-in-rejoinder must be filed on the next date and the OA shall be taken up for final hearing as an expedited one, after one week thereafter. Interim order continues till further order. M.A. is accordingly disposed of with no order as to costs.

DATE: 16/6/17

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

APPEARANCE:
~~Shri/Smt. : K.S. Gaikwad~~
~~P.O.~~
~~Advocate for the Applicant~~
~~Shri/Smt. : Punam Mahajan~~
~~C.P.O./P.O. for the Respondents~~
~~Adv.~~

~~Adj. to M.A. is disposed~~
O.A. Adj. to 4/7/17.
for Rejoinder. *[Signature]*

Sd/-
(R.B. Malik) 16.6.17
Member (J)
16.06.2017

(skw)

**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
---	-------------------

O.A.440/2017

Mr. V.T. Jadhav ... Applicant
Vs.
The State of Mah. & Ors. ... Respondents

Heard Mrs. Punam Mahajan, the learned Advocate for the Applicant and Mrs. A.B. Kololgi, the learned Presenting Officers for the Respondents.

The learned PO is being instructed by Mr. D.M. Gitte, Administrative Officer, Commissionerate of Agriculture, Pune.

The nature of the OA is such that it can be disposed of at the admission hearing stage itself. Regardless of whether reply is filed or not, the matter shall be heard finally on the next date and if the reply is filed, so much the better.

S.O. to 27th June, 2017.

Sd/-

(R.B. Malik) 16.6.17
Member (J)
16.06.2017

DATE: 16/6/17

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. A.B. Kololgi

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

Adj. To: S.O. to 27/6/17

(skw)

**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> 16/6/17</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/Smt. : <u>Punam Mahajan</u> Advocate for the Applicant Shri/Smt. : <u>A.B. Kololgi</u> C.P.O./P.O. for the Respondents</p> <p><u>Adj. To</u> 23/6/17</p>	<p><u>M.A.245/2017 in O.A.151/2017</u></p> <p>Mr. R.C. Kadam ... Applicant Vs. The State of Mah. & Ors. ... Respondents</p> <p>Heard Mrs. Punam Mahajan, the learned Advocate for the Applicant and Mrs. A.B. Kololgi, the learned Presenting Officers for the Respondents.</p> <p>Issue notice returnable on 23.06.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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.</p> <p>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.</p> <p>The service may be done by hand delivery / speed post / courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 23rd June, 2017.</p> <p style="text-align: right;">w ✓ Sd/- (R.B. Malik) 16-6-17 Member (J) 16.06.2017</p> <p>(skw)</p>

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

Tribunal's orders

O.A. No.527 of 2017

Smt. S. S. Vaidya
V/s.

... Applicant

The State of Mah. & ors.

... Respondents

Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. Archana B.K., the learned P.O. for the Respondents.

As far as the interim relief is concerned, reserving the rights of the Applicant to seek any other interim relief intact as of today, it is directed that the Applicant's representation of 21.03.2017 be decided within a period of six weeks from today and its outcome be communicated to the Applicant within one week thereafter.

Issue notice returnable on 04.08.2017.

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

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

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

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

S.O. to 04.08.2017. Learned P.O. do waive service. Hamdast.

Sd/-

(R.B. Malik) 16-6-17
Member (J)
16.06.2017

(vsm)

DATE: 16/6/17

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. Archana B.K.

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

Adj. To: S.O. to 4/8/17

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

Tribunal's orders

O.A. No.528 of 2017

Smt. S. S. Mhangare ... Applicant

V/s.

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

Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Smt. Kranti Gaikwad, the learned P.O. for the Respondents.

Issue notice returnable on 23.06.2017.

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

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

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

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

S.O. to 23.06.2017. Learned P.O. do waive service.

Liberty is reserved for the Applicant to seek interim relief.

Sd/-

(R.B. Malik) 16.6.17
Member (J)
16.06.2017

(vsm)

DATE: 16/6/17

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. To S.O. to 23/6/17

(vsm)

**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
---	-------------------

O.A. No.279 of 2017

Shri B.C. Pardeshi ... Applicant

V/s.

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

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

The learned P.O.'s request for further adjournment to file reply is rejected.

Original Application is admitted and appointed for final hearing on 14.07.2017.

It is made clear, however, that if the Affidavit-in-Reply is filed on that day, it will be taken on record but no adjournment will be given.

S.O. to 14.07.2017.

Sd/-

(R.B. Malik) 16.6.17
Member (J)
16.06.2017

DATE: 16/6/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

O.A. is admitted.

Adj. To

S.O. to 14/7/17

F4
[Signature]

(vsm)

**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
---	-------------------

O.A. No.299 of 2017

Shri K. H. Sable ... Applicant

V/s.

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

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

Pleadings are completed. Original Application is admitted and appointed for final hearing on 04.07.2017.

DATE: 16/6/17

CORAM:

~~Men'ble Shri RAHVAGARWAL~~
(Vice Chairman)

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

APPEARANCE:

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

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

Sd/-

(R.B. Malik) 16.6.17
Member (J)
16.06.2017

~~Adj. To~~ O.A. is admitted (vsm)

S.O. to 4/7/17.

FH
[Signature]

2

(G.C.P.) J 2260(B) (50,000—2-2015)

(Spl. MAT-F-2 E.

**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
---	-------------------

O.A. No.295 of 2017

Shri S.b. Nandgaonkar ... Applicant

V/s.

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

Heard Smt. Punam Mahajan, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.

The learned Advocate submits that the Applicant does not want to file Rejoinder.

Original Application is admitted and appointed for final hearing on 04.07.2017.

DATE: 16/6/17

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

~~Adj. To~~ O.A. is admitted.

S.O. to 4/7/17

FH
[Signature]

Sd/-

(R.B. Malik) 16.6.17
Member (J)
16.06.2017

(vsm)

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

O.A. No.507 of 2017

Shri D.B. Kadge ... Applicant
V/s.
The State of Mah. & ors. ... Respondents

Heard Shri K.R. Jagdale, the learned Advocate for the Applicant and Ms S. S. Suryawanshi, the learned P.O. for the Respondents.

The matter is not on board but taken on board, today.

The earlier order stands and it is directed that notice be issued.

Issue notice returnable on 28.06.2017.

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

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

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

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

S.O. to 28.06.2017. Learned P.O. do waive service.

Sd/-

 (R.B. Malik)
 Member (J)
 16.06.2017

DATE: 16/6/17

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri/Str. K.R. Jagdale

Advocate for the Applicant

Shri/Str. Ms. S. Suryawanshi

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

Ad. To S.O. to 28/6/17

[Handwritten signature]

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

Tribunal's orders

O.A. No.324 of 2017

Shri K.T. Kharat ... Applicant

V/s.

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

Heard Shri S.B. Deshpande, the learned Advocate for the Applicant and Ms N.G. Gohad, the learned P.O. for the Respondents.

No interim relief as of today but it is made clear that this OA having been already filed in this Tribunal whatever steps are taken whichever nature henceforth subject to the ultimate outcome of this OA or any order made even at the interim stage.

Issue notice returnable on 14.07.2017.

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

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

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

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

S.O. to 14.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik)
Member (J)
16.06.2017

(vsm)

DATE: 16/6/17

CORAM:

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

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

APPEARANCE:

Shri S.B. Deshpande

Advocate for the Applicant

Shri N.G. Gohad

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

Adj. To

14/7/17

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

Tribunal's orders

O.A. No.530 of 2017

Shri Anil R. Patil

... Applicant

V/s.

The State of Mah. & ors.

... Respondents

Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Shri A.J. Chogule, the learned P.O. for the Respondents.

Issue notice returnable on 07.07.2017.

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

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

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

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

S.O. to 07.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik)
Member (J)
16.06.2017

(vsm)

DATE: 16/6/17

CORAM:

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

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

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. A.J. Chogule

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

Adj. To

S.O. to 7/7/17

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

Tribunal's orders

O.A. No.525 of 2017

Smt. Megha R. Desai ... Applicant

V/s.

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

Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned P.O. for the Respondents.

Issue notice returnable on 14.07.2017.

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

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

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

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

S.O. to 14.07.2017. Learned P.O. do waive service.

Sd/-

(R.B. Malik)
Member (J)
16.06.2017

(vsm)

DATE: 16/6/17

CORAM:

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

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

Shri/Smt. V.P. Potbhare

Advocate for the Applicant

Shri/Smt. Ms. S. Scerejwandi

C.P.O.T.P.O. for the Respondents ✓

Adj. To. 14/7/17

**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
---	-------------------

O.A. No.337 of 2017

Shri B.D. Agawane ... Applicant

V/s.

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

Heard Ms Madhavi Ayyappan holding for Shri S. Talekar & Associates, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned P.O. for the Respondents.

Affidavit-in-Rejoinder is taken on record. Original Application is admitted and appointed for final hearing on 07.07.2017.

Sur-Rejoinder, if any, must be filed on that day and not thereafter.

DATE: 16/6/17

CORAM:

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

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

APPEARANCE: Madhavi Ayyappan holding for

~~S. Talekar
Advocate for the Applicant~~

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

Rejoinder filed by Applicant.

O.A. is admitted. (vsm)

S.O. to 7/7/17

Sd/-

(R.B. Malik)
Member (J)
16.06.2017

16.6.17

2

(G.C.P.) J 2260(B) (50,000—2-2015)

[Spl.- MAT-F-2 E.

**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
---	-------------------

O.A. No.1037 of 2016

Shri P.D. Pramanik ... Applicant

V/s.

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

Heard Applicant in person and Ms S. S. Suryawanshi, the learned P.O. for the Respondents.

Affidavit-in-Reply is taken on record. On Applicant's requests adjourned for rejoinder on 27.06.2017.

S.O. to 27.06.2017.

DATE: 16/6/17

COPY TO:

~~Hon'ble Shri. RAJIV AGARWAL~~

~~(Vice-Chairman)~~

Hon'ble Shri R. B. MALIK (Member) ✓

APPEARANCE:

~~Shri. Smt. Applicant in person.~~

Advocate for the Applicant


Shri. Smt. Ms. S. Suryawanshi

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


Reply filed by R.M.

Adj. To: _____

S.O. to 27/6/17.

For Rejoinder.  (vsm)

Sd/-


(R.B. Malik)
Member (J)
16.06.2017

16.6.17

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH**

ORIGINAL APPLICATION 536 OF 2017

DISTRICT : MUMBAI

Shri Ramesh M. Manale & Ors)...**Applicant**

Versus

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

Smt Punam Mahajan, learned advocate for the Applicants.

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

CORAM : Shri Rajiv Agarwal (Vice-Chairman)

DATE : 16.6.2017

ORDER

1. Heard Smt Punam Mahajan, learned advocate for the Applicants and Shri K.B Bhise, learned Presenting Officer for the Respondents.

2. The Applicants are seeking interim relief that no further promotion to the post of Deputy Secretary from the cadre of Under Secretary pursuant to the meeting of the Establishment Board held on 26.5.2017 may be made. The main ground on which this relief is sought that the Establishment Board has acted contrary to the G.R issued by the Government dated 18.10.1997, which clearly provides that roster will not apply to the post which



are to be filled by transfer or on deputation. Learned Advocate Mrs Mahajan argued that there are total of 105 posts of Deputy Secretary in Mantralaya and in addition there are 23 posts due to deputation which are to be filled in different Departments. As per this G.R roster cannot be applied to these 23 posts when the promotions are being made. Learned Advocate Mrs Mahajan stated that this aspect has been totally ignored by the Establishment Board. She also pointed out that this G.R has been issued pursuant to the judgment of the Hon. Supreme Court in R.K SABHARWAL & ORS Vs. STATE OF PUNJAB & ORS : (1995) 2 SCC 745. Learned Advocate Smt Mahajan also stated that promotions so far made have been correctly made because they are within the cadre strength of Deputy Secretaries. However, any further promotions will be in violation of the aforesaid G.R. She, therefore, prayed that interim relief of staying any further promotion pursuant to the aforesaid meeting of the Establishment Board may be granted.

3. Learned P.O opposed grant of any interim relief at this stage without hearing the Respondents on the issue. On instructions from Shri G.B Gurav, Under Secretary, G.A.D, Mantralaya, Mumbai, learned P.O states that statement will be made on behalf of the Respondents on the next date and he sought four weeks time to file reply. Learned P.O further stated that till Tuesday, no further promotions will be effected. ^{on instructions} issue of interim relief is kept open.

4. Issue notice before admission made returnable on 20.6.2017.

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

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

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

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

9. S.O 20.6.2017. Hamdast.


(Rajiv Aggarwal)
Vice-Chairman

Place : Mumbai
Date : 16.06.2017
Dictation taken by : A.K. Nair.