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

Date : 16.08.2016.

O.A.No.152 of 2016

K.B. Shisav **.... Applicant.**

Versus

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

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. Archana B.K. for the Respondents on instructions from Shri Sanjay Bagude, Deputy Collector, Nashik states as follows :-

(a) Two orders have been issued granting 1st and 2nd Time Bound Promotions.

(b) For giving consequently benefits two months time is required.

3. Learned Advocate Shri R.M. Kolge for the Applicant has no objection on this.

4. It is hoped that all the facts would be given and applicant would not be required to wait.

5. Respondents are put to notice that if the purpose is not done the matter will not be leave without saddling heavy costs on the Respondents.

6. Steno copy and Hamdast is allowed to the learned P.O..

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

8. S.O. to 15.11.2016.

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

prk

DATE: 16/8/16

Shri A. H. Joshi (Chairman)

Shri Rajiv Agarwal (Member) A

R.M. Kolge
Applicant

Archana B.K.
Respondent/s

To 15/11/16

(G.C.P.) J 2260 (A)-(50,000—2-2015)

[Spl.- MAT-F-2 E

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

Date : 16.08.2016.

O.A.No. 742 of 2016

Shri Sachin S. Chavan ..... Applicant

V/s.

The State of Maha. & Ors. ..... Respondents

Heard Shri. A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri. A.J. Chougule, the learned Presenting Officer for the Respondent No. 1. Respondent No.2 who is a private party, is not present. He has been served.

Affidavit-in Reply is not filed by ~~same~~ Respondent No.2. Shri Bandiwadekar has filed Affidavit-in-Rejoinder. O.A. is admitted. Liberty to mention.

Sd/-

(R.B.Malik)
Member (J)
16.08.2016

nmn

DATE : 16/8/16

CORAM :

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

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

APPEARANCE :

~~Shri/Smt.~~ A.V. Bandiwadekar

~~Advocate~~ for the Applicant

~~Shri/Smt.~~ A.J. chougule

~~C.P.O.~~ P.O. for the ~~Respondents~~ No. 1.

Res. No. 2 absent.

~~Adv. for~~

Rejoinder filed by Applicant.

O.A. is admitted.

Liberty to mention.

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

Date : 16.08.2016.

M.A.No. 322 of 2016 in O.A.No. 842 of 2016

Shri. Ashok B. Pagare ..... Applicant

V/s.

The State of Maha. & Ors. ..... Respondents

1. Heard Shri. A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 30.08.2016.

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

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

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

7. S.O. to 30.08.2016.

8. C.P.O. waives service.

Sd/-

~~(R.B.Malik)~~
Member (J)
16.08.2016

16.08.16

DATE : 16/8/16
CORAM :
~~Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman)~~
Hon'ble Shri R. B. MALIK (Member) J
APPEARANCE :
Shri A.V. Bandiwadekar
Advocate for the Applicant
Shri N.K. Rajpurohit
C.P.O. / ~~P.O.~~ for the Respondents
~~Action By~~ S.O. to 30/8/16.

nmn

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 16/8/16 (Name) — Punam Mahajan — Archana B.K. A.G. 18/8/16.	Date : 16.08.2016. O.A.No.837 of 2016 The Association of the Subordinate Service of Engineers Maharashtra State & Ors. .... Applicants. Versus The State of Maharashtra & Ors. ....Respondents. 1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants and Smt. Archana B.K., the learned Presenting Officer for the Respondents. 2. Learned Advocate Smt. Punam Mahajan for the Applicants prays for time to isolate the pleadings and if necessary bringing draft of amendment to plead the aspect of resjudicata. 3. S.O. to 18.08.2016. Sd/- (A.H. Joshi, J.) Chairman prk

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015) {Spl.- MAT-F-2 E.

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
DATE : 16/8/16 CORAM : Hon'ble Shri A.H. Joshi (Chairman) Hon'ble Shri ~~(Member) A~~ APPEARANCE : Shri A.V. Bandiwadekar Advocate for the Applicant Shri K.S. Gaikwad C.P.O. for the Respondents Adj. To 19/8/16.	**Date : 16.08.2016.** **O.A.No.676 of 2016** **P.R. Dhokane .... Applicant.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned P.O. Smt. K.S. Gaikwad for the Respondents prays for time. 3. Time as prayed for is granted. 4. Adjourned to 19.08.2016. Sd/- **(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 : 16.08.2016.

O.A.No.427 of 2016

A.S. Gaikwad .... Applicant.

Versus

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

1. Heard Ms. Shakel Bano holding for Shri D.S. Sapkale, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Office record shows that no order of notice was passed nor applicant has sought order from the officer authorized to issue notice.

3. In this background, issue notice returnable on 30.09.2016.

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 Respondent 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 30.09.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

DATE: 16/8/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE:
~~Shri~~/Smt. : Shakeel Bano holding for D.S. Sapkale
Advocate for the Applicant
~~Shri~~/Smt. : N. G. Gohad
C.P.O / P.O. for the Respondent/s

Adj. To 30/9/16.

(G.C.P.) J 2260 (A) (50,000—2-2015) [Spl.- MAT-F-2 E.

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

DATE : 16/8/16

CORAM :

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

Hon'ble Shri M. Ramesh kumar (Member) A

APPEARANCE :

Smt. Punam Mahajan

Advocate for the Applicant

Shri K.B. Bhise

C.P.O. for the Respondent/s

Adj. To 19/8/16

Date : 16.08.2016.

O.A.No.812 of 2016

G.A. Kamble .... Applicant.

Versus

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

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicants 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) Copy of order dated 11.08.2016 was signed after office hours and could not be available.

(b) Two days time may be granted for the same.

3. Time as prayed for is granted.

4. S.O. to 19.08.2016.

Sd/-

(A.H. Joshi, J)
Chairman

prk

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015) [Spl.- MAT-F-2 E.

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

Date : 16.08.2016.

O.A.No.680 of 2016

M.R. Dixit .... Applicant.

Versus

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

1. Learned Advocate Shri P.S. Pathak for the Applicant is absent.

2. Heard Smt. Archana B.K., the learned Presenting Officer for the Respondents.

3. Learned P.O. Smt. Archana B.K. for the Respondents states as follows :-

> Government has issued the order and has superseded the order dated 26.07.2016 and restored the posting to the applicant as it existed prior to 07.07.2016.

4. The copy of order is marked as R-1 and is taken on record.

5. The purpose of filing the O.A. is accomplished, hence, O.A. is disposed of.

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

prk

DATE : 16/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)-A~~
APPEARANCE :
Shri/Smt. : P.S. Pathak
Advocate for the Applicant
Shri /Smt. : Archana B.K.
C.P.O / P.O. for the Respondent/s
~~Adj. To~~ OA is disposed of.

[P.T.O.

(G.C.P.) J 2260 (A) (50,000—2-2015) [Spl.- MAT-F-2 E.

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

Date : 16.08.2016.

O.A.No.678 of 2016

N.S. Jadhav **....Applicant.**

Versus

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

1. Learned Advocate Shri S.A. Mehta for the Applicant is absent.

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

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

4. S.O. to 07.11.2016, with liberty to circulate before due date, if applicant wants.

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

prk

[P.T.O.

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

Date : 16.08.2016.

O.A.No.631 of 2016

S.S. Kamble .... **Applicant.**

Versus

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

1. Heard Shri S.S. Kamble - Applicant in person and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. Archana B.K. for the Respondents states as follows :-

(a) Respondent No.5 and Respondent No.7 are served and incumbent holding those posts are present viz. Shri Nagsen S. Bhosale and Shri Sanjay M. Pinjat, Taluka Agriculture Officer, Taluka Shirur, District Pune are present.

(b) Four weeks time is required for filing reply.

3. Time as prayed for is granted.

4. The matter be examined by the Respondents No.5 and 7, in so far as it relates to claim against them.

5. Respondents No.5 and 7 shall give reply to the applicant stating reasons if his claim is disputed, by narrating entire relevant facts within 10 days from today.

6. If claim is to be disputed, O.A. be replied by filing affidavit.

7. Steno copy and Hamdast is allowed to both the parties.

8. S.O. to 05.10.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 16/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
~~Shri~~/Smt. : S.S. Kamble appl. in person
Advocate for the Applicant
~~Shri~~/Smt. : Archana B.K
C.P.O / P.O. for the Respondent/s

Adj. To 5/10/16. steno copy + Hamdast is allowed to ~~Ld. P~~ both parties.

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
DATE: 16/8/16 CORAM: ~~Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)~~ Hon'ble Shri. MALIK (Member) J APPEARANCE: Shri/~~Smt.~~ A.V. Bandiwadekar Advocate for the Applicant ~~Shri/Smt.~~ N.G. Gohad ~~C.P.O~~/P.O. for the Respondents. Leave note of K.R. Jagdale for R.No.2. Adj. To 7/9/16. FOB FOB	**16.08.2016** **O.A No 907/2015** Shri S.M Sarode ... Applicant Vs. The State of Maharashtra & Ors... Respondents Not on Board. Taken on Board. Perused the office note. By the order dated 4.7.2016 the Hon'ble High Court in Writ Petition No. 5779/2016 (Sanjay M. Sarode Vs. Department of Industries, Energy and Labour) has been pleased to dispose of the Writ Petition with a direction to decide this O.A within six months (4th January, 2017). This O.A is therefore set down for final hearing on and from 7.9.2016. Sd/- (R.B Malik) Member (J) Akn

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

Date : 16.08.2016.

C.A.No.116 of 2014 in O.A.No.3 of 2013

S.R. Pimpatkar & Ors. **.... Applicants.**

Versus

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

1. Heard Shri J.N. Kamble, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

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

> Proposals are sent to the office of Accountant General (A.G.).

3. Learned P.O. Ms. N.G. Gohad and the officers who have come to instruct are not able to furnish details as to what steps are taken from the date of getting intimation of Contempt.

4. Be it as it is. If the total compliance is not reported within three weeks from today, the Contemnor whose names herein as well as the Additional Chief Secretary, the Medical Education and Drugs Department would be personally inducted as Contemnor, he being the helm of affairs, and ultimately responsible for disobedience done at the lower level.

5. In view of the foregoing adjourned to 20.09.2016.

6. Steno copy and Hamdast is allowed to the learned P.O..

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

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 16/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh kumar (Member) A~~
APPEARANCE :
Shri/Smt. : J.N. Kamble
Advocate for the Applicant
~~Shri~~/Smt. : N.G. Gohad
C.P.O / P.O. for the Respondent/s

Adj. To : 20/9/16
steno copy & Hamdast is allowed.

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

Date : 16.08.2016.

C.A.No.47 of 2016 in O.A.No.883 of 2014

M.G. Shaikh .... **Applicant.**

Versus

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

1. Heard M.G. Shaikh, Applicant in person and Smt. Archana B.K., the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. Archana B.K. for the Respondents on instructions from Shri Baban V. Virnak, Assistant Director (N.T.) states as follows :-

(a) Amount of leave encashment is paid to the Applicant.

(b) Applicants debt-cum-retirement gratuity is not paid so far because A.G. has raised objection because of pendency of D.E..

(c) At least 7 days time may be granted for reported further compliance.

3. The fact that Tribunal has passed the order to pay the amount subject to furnishing undertaking was not brought to the notice of Accountant General's office.

4. Though 7 days is prayed, two weeks time is granted. Further, Respondents are put to notice that if compliance is not reported on the next date the case would be taken up for taking cognizance.

5. In order to report compliance adjourned to 26.08.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 16/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramachandran (Member) A~~
APPEARANCE :
Shri/Smt. : Appl. in person present
Advocate for the Applicant
~~Shri~~/Smt. : Archana B.K.
C.P.C / P.O. for the Respondent/s

Adj. To. 26/8/16.

(G.C.P.) J 2260 (A) (50,000—2-2015) [Spl.- MAT-F-2 E.

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
DATE : 16/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri P.N. Dixit (Member) A~~ APPLICANT : V.D. Raut Counsel for the Applicant RESPONDENTS : K.S. Gaikwad Counsel for the Respondents ADJ. TO 21/11/16 with liberty to request for admission/hearing before due date, if occassion arises. SE	Date : 16.08.2016. **C.A.No.156 of 2014 in O.A.No.818 of 2011** **A.V. Ghume .... Applicant.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri V.D. Raut, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned Advocate Shri V.D. Raut for the Applicant states as follows :- The Writ Petition carried by the State before the Hon'ble High Court is expected to come up for hearing on next month. 3. In view of this statement, adjourned to 21.11.2016, with liberty to request for admission / hearing before due date, if occasion arises. Sd/- (A.H. Joshi, J.) Chairman prk

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI

ORIGINAL APPLICATION NO.836 OF 2016

DISTRICT : SANGLI

P.M. Patil & Ors. **.... Applicants.**

Versus

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

Ms. S.P. Manchekar, the learned Advocate for the Applicants.

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

CORAM : JUSTICE SHRI A.H. JOSHI, CHAIRMAN

DATE : 16.08.2016.

O R D E R

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicants and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Issue notice for final disposal returnable on 26.08.2016.

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. Learned Advocate Ms. S.P. Manchekar for the Applicants points out that it shall suffice if the averments contained in paragraph no.6.10 are answered by Respondents No.2 and it shall not be necessary, even to file the reply.

8. If the Respondent No.2 examines the matters and finds that it is not possible for him to take a different view, should take affirmative action.

9. If Respondent No.2 finds that it is possible and necessary for him to contest the O.A. in that case he shall file the reply to the O.A..

10. Learned P.O. Smt. K.S. Gaikwad is directed to make statement as to the stance Respondent No.2 would choose, i.e. to accept applicant's claim or to contest it.

11. For enabling learned P.O. to make statement, S.O. to 26.08.2016. Thereafter, if necessary further time can be granted for filing reply.

12. In the event the process of taking decision as to applicants' cases does not progress, and appointments have to be made, the Respondent No.2 may do it, however, last two appointees from the category of applicants, be informed that their appointment shall be subject to outcome of this O.A..

13. Steno copy and Hamdast is allowed to learned P.O..

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

15. S.O. to 26.08.2016.

(A.H. Joshi, J.)
Chairman

prk