



versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>16/11/16</u></p> <p><b>CORAM:</b>  Hon'ble Shri. RAJIV AGARWAL  (Vice - Chairman)  <del>Hon'ble Shri R. B. MALIK (Member)</del></p> <p><b>APPEARANCE:</b>  Shri/Smt <u>K.R. Jagdale</u>  Advocate for the Applicant  Shri/Smt <u>A.J. Chougule</u>  C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>S.O. to 14/12/16.</u>  (Correcp) </p>	<p><b>16.11.2016</b></p> <p><b>O.A Nos 805, 806 &amp; 807 /2016</b></p> <p>Shri R.V Dubey &amp; Ors ... Applicants  Vs.  The State of Maharashtra &amp; Ors... Respondents</p> <p>Heard Shri K.R Jagdale, learned advocate for the applicant and Shri A.J Chougule, learned Presenting Officer for the Respondents.</p> <p>On last occasion, learned Presenting Officer on instructions from Smt Smita Nivarkar, Deputy Secretary, Women &amp; Child Development Department, has given assurance that all the retirement dues of the Applicants will be settled within a period of one month. Today, an affidavit is filed by Smt Nivarkar, Dy Secretary, stating that dues of the Applicants cannot be settled. Even Provisional Pension of the Applicants have not been settled though, one of the Applicant retired on 31.8.2014.</p> <p>A show cause notice be issued to Smt Smita Nivarkar, Deputy Secretary, Women &amp; Child Development Department, asking why action under Contempt law may not be taken against her for giving instructions to the learned P.O, which were taken note of by this Tribunal regarding settlement of retiral dues of the Applicant and changing her stand that retiral dues of the Applicants cannot be settled for at least for next six months, misleading this Tribunal.</p> <p>The matter may be kept for further hearing on 14.12.2016.</p> <p style="text-align: right;">Sd/-   (Rajiv Agarwal)  Vice-Chairman</p> <p style="text-align: right;">[P.T.O.]</p> <p>Akn</p>

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

Tribunal's orders

**M.A. No.450 of 2016**  
**in**  
**O.A.826 /2016**

**Shri Sumit S. Khandekar & Anr.....Applicants**

**And**

**Integrated Medicine Practitioner Association  
... Applicant**

**V/s.**

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

Heard Shri M.D. Lonkar, the learned Advocate for the Misc. Applicants, Shri N.K. Rajpurohit, the learned C.P.O. holding for Smt. S. Suryawanshi, the learned P.O. for the Respondents and Shri Amit Hire, the learned Advocate holding for Shri S.S. Dere, the learned Advocate for the original applicant.

By consent, the learned Advocate for the Misc. applicants and original applicant and present applicant intervention application is allowed. Applicants of the Misc. Application be impleaded as party respondent nos.3 and 4 to the O.A. by suitable order to be carried within one week from today. Applicant to do needful. The O.A. be served as per rules and copy be furnished to the original respondents also.

The O.A. stands adjourned for affidavit-in-reply and for additional affidavit-in-reply.  
S.O to \_\_\_\_\_

Sd/-

(R.B. Malik)  
Member (J)  
16.11.2016

DATE: 16/11/2016

CORAM: Shri R.B. Malik (M/J)

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant for the Misc. Appl.

Shri/Smt. H.K. Rajpurohit

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

Shri Amit Hire holding for Shri S.S. Dere  
adv. for the original Appl.

Adj. To.....

MA is allowed

O.A. S.O to 30/11/16.

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

O.A.No.1071/2015  
With  
O.A.No.1072/2015

Dr. Ashok P. Misal & Anr. ... Applicants

V/s.

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

Heard Shri J.S. Deshmukh, the learned Advocate for the applicants, Smt. Kranti Gaikwad, the learned Presenting Officer for the respondent No.2 and Shri Vishal Batule, Assistant Desk Officer for M.P.S.C., Respondent No.1.

The submissions of the learned Advocate for the applicants are substantially heard. There is no advocate to represent the M.P.S.C. and, therefore, these O.A.s are required to be adjourned and this adjournment cannot be granted without payment of cost.

The respondent no.1, M.P.S.C. in each one of these two Original Applications shall pay cost of Rs.1,000/- each (Rs.2000/- in all) in these Original Applications on or before the next date.

This Part-Heard O.A.s are now adjourned.

S.O. to 30.11.2016.

Sd/-

Sd/-

(R.B. Malik)  
Member (J)  
16.11.2016

(Rajiv Agarwal)  
Vice-Chairman  
16.11.2016

(vsm)

[P.T.O.]

DATE: 16/11/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. J. S. Deshmukh

Advocate for the Applicant

Shri/Smt. K. S. Gaikwad

C.P.O./P.O. for the Respondents No. 2

Adj. To 30/11/16

Part heard.

PH  
[Signature]

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p><b>16.11.2016</b> <b><u>M.A 404/2016 in O.A No 979/2016</u></b></p> <p>Shri R.V Ahire ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>1. Heard Shri Vinamra Kopariha a/w Ruturaj Pawar, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice before admission made returnable on 14.12.2016.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 14.12.2016.</p>

DATE: 16/11/16

CORAM:

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

APPEARANCE:

Shri/Smt. Vinamra Kopariha  
also Ruturaj Pawar  
Advocate for the Applicant  
Shri/Smt. Mrs. S. Suryavanshi  
C.P.O./P.O. for the Respondents

Adj. To: S.O. to 14/12/16.

Sd/-  
(Rajiv Agarwal)  
Vice-Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_

DISTRICT \_\_\_\_\_

..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**16.11.2016**

**O.A No 702 /2016**

Shri A.R Naik ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

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

It is seen that short affidavit in reply has been filed on behalf of Respondent no. 4, which will be considered in due course. However, to decide this Original Application, it will be necessary to have affidavit from Respondent no. 3.

Learned P.O states that the same will be filed within two weeks.

S.O to 30.11.2016.

DATE: 16/11/16

CORAM:

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

Hon'ble Shri. B. MALIK (Member)

APPEARANCE:

Shri/Smt. R.R. Jagdale

Advocate for the Applicant

Shri/Smt. A.J. Chougule

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

Adj. To S.O. to 30/11/16.

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

Akn

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
Applicants/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>16/11/16</u></p> <p>CORAM:</p> <p>Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman)</p> <p><del>Hon'ble Shri R. D. MALIK (Member)</del></p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>J.S. Deshmukh</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>N.K. Rajpurohit</u> C.P.O./R.O. for the Respondents</p> <p><u>Affidavit of Service Filed</u></p> <p>Adj. To: <u>S.O. to 14/12/16.</u></p> <p><i>[Signature]</i></p>	<p><b>16.11.2016</b> <b>O.A No 952 /2016</b></p> <p>Dr Damodhar B. More ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>1. Heard Shri J.S Deshmukh, learned advocate for the applicant and Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice before admission made returnable on 14.12.2016.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 14.12.2016.</p> <p style="text-align: right;">Sd/- V(Rajiv Agarwal) Vice-Chairman [P.T.O.]</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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**16.11.2016**

**O.A No 820/2016**

Shri D.M Diwane ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

Heard Shri G.A Bandiwadkar, learned advocate for the applicant and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

Affidavit in rejoinder has been filed. O.A is admitted. Respondents may file sur-rejoinder, if need be.

Place for final hearing on 30.11.2016.

DATE: 16/11/16

CORAM:

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

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

APPEARANCE:

Shri/Smt G.A. Bandiwadkar

Advocate for the Applicant

Shri/Smt Ms. S. Suryavanshi

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

Resoluted Dated 16/11/16

Adj. to Applicant

O.A. is admitted.

S.O. to 30/11/16. [Signature]

Akn

Sd/-

(Rajiv Agarwal)  
Vice-Chairman

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_  
..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**16.11.2016**

**O.A No 840 & 841/2016**

Shri S.R Kanojiya & ors ... Applicants  
Vs.  
The State of Maharashtra & Ors... Respondents

Heard Shri C.T Chandratre, learned advocate for the applicants and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.

Learned P.O files affidavit in reply. Learned Advocate Shri Chandratre states that he does not wish to file rejoinder.

O.A is admitted. Place for final hearing on 7.12.2016.

DATE: 16/11/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. S. Scaryawale

G.P.O/P.O. for the Respondents

Reply filed by P. No. 223  
in both O.A.s.

Adj. To: O.A. is admitted

S.O. to 7/12/16.

*Fly*  
*[Signature]*

Akn

Sd/-

(Rajiv Agarwal)  
Vice-Chairman



2

**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> 16/11/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) <del>Hon'ble Shri R. E. MALIK (Member)</del></p> <p><u>APPEARANCE:</u> Shri/Smt. <u>S.B. Gaikwad</u> Advocate for the Applicant <del>Shri/Smt. Ms. S. Scaryavanshi</del> C.P.O./P.O. for the Respondents Reply filed by P. No 223. Cen O.A. B. 19/16</p> <p><u>Adj. To:</u> O.A. is admitted. S.O. to 23/11/16. FH [Signature]</p>	<p><u>16.11.2016</u></p> <p><u>O.A No 849/2016</u></p> <p>Shri H.D Kabre ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>Heard Shri S.B Gaikwad, learned advocate for the applicants and Ms Savita Suryavanshi, learned Presenting Officer for the Respondents.</p> <p>Learned P.O files affidavit in reply. Learned Advocate Shri Gaikwad states that he does not wish to file rejoinder.</p> <p>O.A is admitted. Place for final hearing on 23.11.2016.</p> <p style="text-align: right;">Sd/- [Signature] (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: center;">Akn</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><u>DATE:</u> 16/11/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman) Hon'ble Shri. R. B. MALIK (Member)</p> <p><u>APPEARANCE:</u> <del>Shri/Smt. _____</del> Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O./P.O. for the Respondents Reply filed by P.No. 2. Adj. To S.O. to 14/12/16.</p>	<p><b>16.11.2016</b></p> <p><b><u>O.A No 1002/2016</u></b></p> <p>Shri S.S Chavan ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>None for the Applicant and heard Shri A.J Chougule, learned Presenting Officer for the Respondents.</p> <p>Affidavit in reply has been filed on behalf of Respondent no. 2. However, considering the issue involved in this O.A, it will be necessary if affidavit in reply is filed on behalf of Respondent no. 1, if necessary, in consultation with other concerned departments.</p> <p>Learned P.O states that affidavit in reply will be filed on behalf of Respondent no. 1 within four weeks.</p> <p>S.O to 14.12.2016.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p>Akn</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><u>DATE:</u> 16/11/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. E. MALIK (Member)</p> <p><u>APPEARANCE:</u> Shri/Smt. G.A. Bandiwadkar Advocate for the Applicant Shri/Smt. Ms. S. Sreejaganesh C.P.O./P.O. for the Respondents holding Power R.S. Gaikwad.</p> <p>Adj. To..... S.O. to 18/11/16.</p> <p><i>[Signature]</i></p>	<p><b>16.11.2016</b></p> <p><b><u>O.A No 571 /2016</u></b></p> <p>Shri C.K Yerunkar ... Applicant Vs. The State of Maharashtra &amp; Ors... Respondents</p> <p>Heard Shri G.A Bandiwadkar, learned advocate for the applicant and Ms Savita Suryavanshi, holding for Smt K.S Gaikwad, learned Presenting Officer for the Respondents.</p> <p>On 29.8.2016, this Tribunal has asked Mrs C.M Kakade, Director, Administration, E.S.I.S and Shri R.M Pawar, Medical Superintendent, ESIS Hospital, Nasik to file affidavit in reply on the points mentioned in the order.</p> <p>It is seen neither any affidavit in reply has been filed on these points by these two persons nor any affidavit on the issues raised by the Applicant in the O.A has been filed.</p> <p>Learned C.P.O intervenes and assures that the aforesaid persons will remain present on Friday in this Tribunal.</p> <p>S.O to 18.11.2016.</p> <p style="text-align: right;">Sd/- (Rajiv Agarwal) Vice-Chairman</p> <p style="text-align: center;">Akkn</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><u>DATE:</u> 16/11/16</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>V.V. Rane appl. in person.</u> Advocate for the Applicant</p> <p>Shri/Smt: <u>H.K. Ray Purohit</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To <u>24/11/16.</u></p>	<p>Date : 16.11.2016.</p> <p>C.A.No.101 of 2014 in O.A.No.476 of 2012</p> <p>Dr. V.V. Rane ...Applicant Vs. The State of Maharashtra &amp; Ors. ...Respondents</p> <p>1. Heard Dr. V.V. Rane, Applicant in person and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Shri K.B. Bhise for the Respondents prays for time.</p> <p>3. Adjourned to 24.11.2016.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE :</b> <u>16/11/2016</u></p> <p><b>CORAM :</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)-A</p> <p><b>APPEARANCE :</b> Shri/Smt. : <u>S.P. Manchekar</u> Advocate for the Applicant Shri/Smt. : <u>K.S. Gaikwad</u> C.P.O / P.O. for the Respondent/s</p> <p>Adj. To. <u>7/12/16</u></p> <p align="right"><i>BTE</i></p>	<p><b>Date : 16.11.2016.</b></p> <p align="center"><b>C.A.No.120 of 2015 in O.A.No.313 of 2015</b></p> <p><b>Dr. R.S.S.G. Abbas</b> .....Applicant <b>Vs.</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents</p> <p>1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states as follows :-</p> <p>(a) Corrective steps are in the process and appropriate orders may be issued during the course of the day.</p> <p>(b) Time may be granted.</p> <p>3. In view of the foregoing, adjourned to 07.12.2016.</p> <p align="right">Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s

(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>16/11/2016</u></p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman) <del>Hon'ble Shri M. Rameshkumar (Member) A</del></p> <p><b>APPEARANCE:</b> Shri/Smt. <u>G.A. Bandiwadker</u> Advocate for the Applicant Shri/Smt. <u>N.G. Gohad</u> C.P.O / P.G. for the Respondent/s</p> <p>Adj. To <u>23/11/16</u></p> <p align="right"><i>prk</i></p>	<p><b>Date : 16.11.2016.</b></p> <p align="center"><b>O.A.No.297 of 2015</b></p> <p><b>U.N. Yadav &amp; Ors. ....Applicants</b></p> <p><b>Vs.</b></p> <p><b>The State of Maharashtra &amp; Ors. ....Respondents</b></p> <p>1. Heard Shri G.A. Bandiwadker, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Ms. N.G. Gohad for the Respondents states as follows :-</p> <p>(a) Affidavit is ready and will be affirmed.</p> <p>(b) Two weeks time may be granted for filing affidavit.</p> <p>3. Time as prayed for is granted.</p> <p>4. S.O. to 23.11.2016.</p> <p align="right">Sd/- (A.H. Joshi, J.) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No.

of 20

DISTRICT

..... Applicant/s


(Advocate .....

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>16/11/16</u></p> <p><b>CORAM:</b> Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>A.A. Gharte</u> Advocate for the Applicant Shri/Smt. <u>K.B. Bhise</u> C.P.O./P.O. for the Respondent/s</p> <p>Ad. To <u>28/11/2016</u></p> <p align="right">BTK</p>	<p><b>Date : 16.11.2016.</b></p> <p align="center"><b>O.A.No.995 of 2015</b></p> <p><b>V.K. Jagdhane</b> .....Applicant <b>Vs.</b> <b>The State of Maharashtra &amp; Ors.</b> .....Respondents</p> <p>1. Heard Shri A.A: Gharte, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. Shri K.B. Bhise for the Respondents states that copy of affidavit filed by the State is served on the Applicant today.</p> <p>3. Learned Advocate Shri A.A. Gharte for the Applicant states that he wants time to study the reply and, if necessary, file rejoinder.</p> <p>4. Time as prayed for is granted.</p> <p>5. S.O. to 28.11.2016.</p> <p align="right">   <b>Sd/-</b>  <b>(A.H. Joshi/J)</b>  <b>Chairman</b> </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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**O.A. No.961/2016**

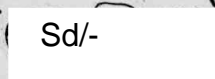
Heard Shri G. Sadavarte, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

The learned C.P.O. placed on record a communication from the Director, Health Services, Mumbai, dated 15.11.2016 to the Principal Secretary, Pubic Health Services, Mantralaya, Mumbai.

It is clear that the facts herein are apparently such as to be governed by the judgment of the Division Bench of the Hon'ble Bombay High Court of Nagpur Bench which has been referred to in the said communication.

The Director Health Services, Mumbai has apparently requested the government to make appropriate orders. Now, if the matter has to be decided in terms of order of the Hon'ble High Court there is no reason why there should be any delay.

I direct the Government to take appropriate decision within three weeks from today. The matter be placed before me on 09.12.2016. Hamdast.

Sd/-  16-11-16

(R.B. Malik)  
Member (J)  
16.11.2016

DATE: 16/11/2016

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

APPEARANCE:  
Shri G. Sadavarte

Advocate for the Applicant.  
Shri/Smt. H.K. Rajpurohit  
C.P.O / P.O. for the Respondent/s

Adj. To 9/12/16 Hamdast  
B.K.



**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> 16/11/2016</p> <p><u>CORAM:</u> Shri R.B. Malik Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member) A</p> <p><u>APPEARANCE:</u> Shri G. Sadavarte Advocate for the Applicant Shri/Smt. H.K. Rajpurohit C.P.O./P.O. for the Respondent/s</p> <p>Adj. To..... 9/12/16. Hamdast</p>	<p align="center"><b><u>O.A. No.900/2016</u></b></p> <p>Heard Shri G. Sadavarte, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.</p> <p>The learned C.P.O. placed on record a communication from the Director, Health Services, Mumbai, dated 15.11.2016 to the Principal Secretary, Pubic Health Services, Mantralaya, Mumbai.</p> <p>It is clear that the facts herein are apparently such as to be governed by the judgment of the Division Bench of the Hon'ble Bombay High Court of Nagpur Bench which has been referred to in the said communication.</p> <p>The Director Health Services, Mumbai has apparently requested the government to make appropriate orders. Now, if the matter has to be decided in terms of order of the Hon'ble High Court there is no reason why there should be any delay.</p> <p>I direct the Government to take appropriate decision within three weeks from today. The matter be placed before me on 09.12.2016. Hamdast.</p> <p align="right">Sd/- (R.B. Malik) Member (J) 16.11.2016</p> <p>VSM</p>

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

Tribunal's orders

**O.A. No.1066/2016**

Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Smt Kranti Gaikwad, the learned Presenting Officer for the Respondents.

The facts are exactly similar to the facts in O.A.No.1064/2016 in which an order was made yesterday. For facilitate, the same order is reproduced herein and the same order shall govern the parties hereto.

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

The matter is taken up for consideration of urgent relief. The O.A. is in the state of infancy as of now on the issue of granting relief, the learned advocate submit has already been concluded by the judgment of full bench and Division Bench of this Tribunal. If that be so, it appears quite possible that the OA itself can be disposed of early.

I shall grant short date for reply making it clear that the date appointed by me must be followed and next date for reply as well as for hearing depending upon the circumstances either for interim relief or final disposal. It is also made clear that as of today and from now onwards, OA is pending before this Tribunal and whatever steps are taken will be subject to the outcome of this OA.

With this, I direct issuance of notice returnable on 1.12.2016.

Issue notice returnable on 1 .12.2016.

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

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

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

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

S.O. to 1<sup>st</sup> December, 2016."

S.O. to 1<sup>st</sup> December, 2016.

Sd/-

(R.B. Malik)  
Member (J)  
16.11.2016

16-11-16

DATE: 16/11/2016

CORAM: Shri R.B. Malik (CmJ)

Hon'ble Justice Shri N.K. Joshi (Chairman)

Hon'ble Shri M. Ramachandrarao (Member) A

APPEARANCE:

Shri A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

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

Adj. To. 1/12/2016.

BTE

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**O.A. No.913/2016**

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

By consent the matter be placed before the Second Division Bench for being heard along with the similar such matters on 21.11.2016.

This O.A. is, in these circumstances admitted and be placed before the Second Division Bench.

S.O. to 21.11.2016.

DATE: 16/11/2016

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

**APPEARANCE :**

Shri A.V. Bandiwadekar

Advocate for the Applicant

Shri N.K. Rajpurohit

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

Ad. To 21/11/16

*J.E.*

Sd/- 11-16

**(R.B. Malik)  
Member (J)  
16.11.2016**

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

*versus*

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><u>DATE:</u> 16/11/2016</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. R.M. Kolge Advocate for the Applicant Shri/Smt. A.J. Chougule C.P.O / P.O. for the Respondent/s</p> <p>Adv. To 24/11/2016</p> <p align="right"><i>prk</i></p>	<p><b>Date : 16.11.2016.</b></p> <p align="center"><b>O.A.No.973 of 2015</b></p> <p><b>S.S. Sawant</b> <span style="float:right">...Applicant</span></p> <p><b>Vs.</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents</span></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. It has transpired that Respondents have not filed reply to the amended O.A..</p> <p>3. Learned P.O. Shri A.J. Chougule for the Respondents states that he would take instructions as to how much time he would take for filing reply.</p> <p>4. Adjourned to 24.11.2016.</p> <p align="right">Sd/- (A.H. Joshi, J) Chairman</p> <p align="right"><i>prk</i></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><b>DATE:</b> <u>16/11/16</u></p> <p><b>CORAM:</b> Hon'ble Justice S. A. H. Joshi (Chairman) Hon'ble Shri M. Rameshkumar (Member)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>C.T. Chandratre</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>21/12/2016</u> <u>MBE</u></p>	<p><b>Date : 16.11.2016.</b></p> <p align="center"><b>O.A.No.47 of 2015</b></p> <p><b>R.M. Ghoge</b> <span style="float:right">...Applicant</span></p> <p><b>Vs.</b></p> <p><b>The State of Maharashtra &amp; Ors.</b> <span style="float:right">...Respondents</span></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. Shri K.B. Bhise for the Respondents has tendered two affidavits. Both are taken on record.</p> <p>3. Learned Advocate Shri C.T. Chandratre for the Applicant states that he has received copy of affidavits today and wants time to respond.</p> <p>4. Rejoinder, if any, be filed within four weeks.</p> <p>5. S.O. to 21.12.2016.</p> <p align="right">Sd/- (A.H. Joshi, J) Chairman</p> <p>prk</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT \_\_\_\_\_ Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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**O.A.No.1071/2015**  
**With**  
**O.A.No.1072/2015**

**Shri A.S. Kulkarni ... Applicant**

**V/s.**

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

Heard Shri J.S. Deshmukh, the learned Advocate for the applicants, Smt. Kranti Gaikwad, the learned Presenting Officer for the respondent No.2 and Shri Vishal Batule, Assistant Desk Officer for M.P.S.C., Respondent No.1.

The submissions of the learned Advocate for the applicants are substantially heard. There is no advocate to represent the M.P.S.C. and, therefore, these O.A.s are required to be adjourned and this adjournment cannot be granted without payment of cost.

The respondent no.1, M.P.S.C. in each one of these two Original Applications shall pay cost of Rs.1,000/- each (Rs.2000/- in all) in these Original Applications on or before the next date.

This Part-Heard O.A.s are now adjourned.

S.O. to 30.11.2016.

Sd/-

Sd/-

(R.B. Malik)  
Member (J)  
16.11.2016

(Rajiv Agarwal)  
Vice-Chairman  
16.11.2016

(vsm)

DATE: 16/11/16

CORAM:

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

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

APPEARANCE:

Shri/Smt. J. S. Deshmukh

Advocate for the Applicant

Shri/Smt. R. S. Gaikwad

C.P.O/T.P.O. for the Respondents No. 2

Adj. To: 30/11/16

Part heard.

COA 1072/15

PH  
Cid

