(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

17.06.2016

O.A No 498/2016

Shri D.S Pawar. ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

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

Learned Presenting Officer places for my perusal the default report against the Applicant which were considered by the Police Establishment Board while ordering his transfer order.

The Learned Presenting Officer sates that he will file affidavit in reply within a period of three weeks.

S.O to 8.7.2016.

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Akn

DATE: 17/6/16
CORAM:
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
~~Hon'ble Shri R. B. MALIK (Member)~~
APPEARANCE:
Shri/~~Smt.~~ K. R. Jagdale
Advocate for the Applicant
Shri/~~Smt.~~ A. J. chougule
~~C.P.O~~/P.O. for the Respondents
~~Adj. To~~ S.O. to 8/7/16.
Affidavit in Reply

[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

17.06.2016

M.A 98/2016 in O.A No 509/2015

Shri Pramod G. Kolapte ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri D.B Khaire, learned advocate for the Applicant and Shri S.K. Nair, learned Special Counsel for the Respondents.

Shri Khaire tenders affidavit in rejoinder. The same is taken on record.

Adjourned for arguments to 21.7.2016.

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

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Akn

DATE : 17/6/16
CORAM :
Hon'ble Shri. RAJIV AGARWAL
(Vice - Chairman)
Hon'ble Shri R. B. MALIK (Member)
APPEARANCE :
Shri/~~Smt.~~ : D.B. Khaire
Advocate for the Applicant
Shri/~~Smt.~~ : S.K. Nair
~~C.P.O./P.O.~~ for the Respondents
Spl. counsel
Adj. To 21/7/16.

[P.T.O.

2

(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

17.06.2016

O.A No 729/2012

Shri M.K Javalagi ... Applicant

Vs.

The State of Maharashtra & Ors... Respondents

None for the Applicant. Heard Shri K.B. Bhise, learned Presenting Officer for the Respondents.

Issue notice to the Applicant to remain present before the Hon. Tribunal on 1.7.2016

Sd/- Sd/-

(R.B. Malik) (Rajiv Agarwal)
Member (J) Vice-Chairman

Akn

DATE : 17/6/16

CORAM :

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

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

APPEARANCE :

~~Shri/Smt.~~ Nashe for the applicant.

Advocate for the Applicant

~~Shri/Smt.~~ K.B. Bhise

~~C.P.O.~~ P.O. for the Respondents

Adj. To 1/7/16.

[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 : 17/6/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Ramakrishnan (Member)(A~~ APPEARANCE : Shri V.P. Potbhare Advocate for the Applicants Shri K.S. Gaikwad C.P.O. / P.O. for the Respondents/s Adj. To 28/6/16. BBE	**Date : 17.06.2016.** **C.A.No.08 of 2015 in O.A. No.1038 of 2013** **Shri D.R. Bhamre ...Applicant** **Vs.** **The State of Maharashtra & Ors. ...Respondents** 1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents states that he wants to take instructions for making statement and request that let the case be listed for further order on 28.06.2016. 3. S.O. to 28.06.2016. Sd/- (A.H. Joshi) J. Chairman sba

[P.T.O.

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

Date : 17.06.2016.

C.A.No.22 of 2016 in O.A.No.1000 of 2013 with
C.A.No.23 of 2016 in O.A.No.1001 of 2013 with
C.A.No.24 of 2016 in O.A.No.1002 of 2013 with
C.A.No.25 of 2016 in O.A.No.1003 of 2013

G.S. Halakude (C.A.No.22/16 in O.A.No.1000/13)
R.Y. Chavan (C.A.No.23/16 in O.A.No.1001/13)
S.L. Rathod (C.A.No.24/16 in O.A.No.1002/13)
S.K. Thorat (C.A.No.25/16 in O.A.No.1003/13)
.... Applicants

Versus

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

1. Heard Shri B.A. Bandiwadekar, 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 on instructions as follows :-

Report of compliance of order passed in O.A. will be made before 28.06.2016.

3. Respondents are put to notice that if compliance is not reported ~~than~~ on the next date cognizance of Contempt will be taken at once, on next date.

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

5. S.O. to 28.06.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 28/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramachkumar (Member)-A~~
APPEARANCE :
Shri/Smt. : B.A. Bandiwadekar
Advocate for the Applicant
Shri/Smt. : N.G. Gohad
C.P.O / P.O. for the Respondent/s

Adj. To 28/6/16.
Steno copy and Hamdast allowed.

(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 : 17/6/2016
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramakrishnan (Member)(A)~~
APPEARANCE :
Shri/Smt. R.M. Kolge
Advocate for the Applicant
Shri/Smt. A.J. Chougule
C.P.O./P.O. for the Respondent/s

Adj. To 25/7/16.

Date : 17.06.2016.

O.A.No.469 of 2015 with O.A.No.470 of 2015 with O.A.No.471 of 2015

P.K. Khandale (O.A.No.469/2015)
A.R. Ghume (O.A.No.470/2015)
S.D. Mane (O.A.No.471/2015) .... Applicants.

Versus

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

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

2. Learned Advocate Shri R.M. Kolge for the Applicant states as follows :-

(a) Leave for substitution of entire O.A. paper book may be granted.

(b) Two weeks time may be granted for the ~~same~~ substitution.

3. Leave and time for substitution as prayed for is granted.

4. S.O. to 25.07.2016.

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

prk

(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

O.A.826/2015

Shri S.A. Chavan & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

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

Smt. Jagdale, the learned Advocate seeks leave to withdraw this OA with liberty to file a fresh one on the same cause of action.

I have heard the learned C.P.O. The request of the learned Advocate for the Applicant is granted. She is allowed to withdraw the OA with liberty to file a fresh one on the same cause of action.

Sd/-
(R.B. Malik)
Member (J)
17.06.2016

(skw)

DATE: 17/6/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri R.B. Malik (Member-J)
APPEARANCE:
Shri/Smt. K.R. Jagdale
Advocate for the Applicant
Shri/Smt. N.K. Rajpurohit
C.P.O / P.O. for the Respondent/s
Adj. To..... OA is withdrawn.

[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 **O.A.387/2016**

Shri V.B. Salunke ... Applicant
Vs,
The State of Mah. & ors. ... Respondents

Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

The learned P.O. is being instructed by Mr. P.B. Satpute, Deputy Registrar. The learned P.O. seeks adjournment on the ground that the matter is pending with G.A.D. Now, in my opinion, the order of 29th April, 2016 more particularly Paras 7,8,9 and 10 is so clear as not to require any scope for indulgence even by this Tribunal itself. Once, the judicial (quasi-judicial) order is there, then all concerned including the GAD must pull-up their socks. The OA now proceeds without Affidavit-in-reply and is admitted and a fixed date will be given. It is, however, made clear that on the next date, just as the matter is called out for hearing, if the Affidavit-in-reply/Affidavit is tendered, it will be taken on record but either ways this OA shall be heard. Admit. Adjourned before the appropriate Bench on 5th July, 2016. Hamdast.

Sd/-
(R.B. Malik) 17.06.16
Member (J)
17.06.2016

(skw)

DATE: 17/6/16
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramakrishnan (Member) A
Hon. R.B. Malik (Member) J

APPEARANCE:
Shri C.T. Chandratre
Advocate for the Applicant
Smt./Shri: N.G. Gohad
C.P.O / P.O. for the Respondent/s
Admit.
Adj. To: Adjourned before the appropriate Bench on 5th July, 2016. Hamdast.

[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 **O.A.534/2016**

Shri P.R. Ingle ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents 1 to 3. Shri Rajan Pawar, the learned Advocate has filed his Vakalatnama on behalf of Respondent No.4. The same is taken on record.

The learned P.O. seeks an adjournment for Affidavit-in-reply saying that the same is now pending with the Government for approval. My order of 9.6.2016 with particular reference to Para 8 thereof needs to be perused. I do not think I could have been clearer on that aspect. The OA is now set down for consideration of interim relief on 22nd June, 2016 making it clear that just before the arguments commenced, if Affidavit is tendered by the Respondents/Respondent, the same will be taken on record but irrespective of whatever happens on that count, the issue of interim relief shall be considered.

S.O. to 22nd June, 2016.

Sd/-

(R.B. Malik)
Member (J)
17.06.2016

(skw)

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon. R.B. Malik (Member)(J)
A
C.T. Chandratre
Advocate for the Applicant
Smt./Shri N.G. Gohad
C.P.O / P.O. for the Respondent/s 1 to 3.
Shri Rajan Pawar for R.No. 4.
Adj. To 22/6/16.

[P.T.O.

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

O.A.459/2016

Shri S.D. Dhule ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri M.R. Patil, the learned Advocate for the Applicant and Mrs. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

The learned P.O. is being instructed by Shri M.S. Nerlekar, Dy.S.P., ACB, HQ, Mumbai. I have perused my own orders dated 27th May, 2016 and 2nd June, 2016 and the orders of the Hon'ble Chairman dated 8.6.2016, 9.6.2016 and 14.6.2016. The last mentioned order in so far as the clause (d) is concerned, has got significance. There was some report awaited from Additional S.P, and therefore, the learned P.O. was directed to ascertain the position and make a statement as to the time required for completing the said enquiry, "if not completed so far". The learned P.O. on the basis of a communication from Spl. Inspector General of Police (Estt.) to the Director General, Anti-Corruption Bureau makes a statement that the enquiry shall be completed by 24.6.2016. The learned Advocate for the Applicant Shri M.R. Patil insists intently on the grant of interim relief. The learned P.O. naturally objects.

My order of 2nd June, 2016 would make it clear as to what is the relevance of the enquiry. It is basically a transfer related matter. Therefore, if the Affidavits are already filed, the OA itself can be heard expeditiously which is what was made clear by me in that order. Every aspect of the matter will be taken into consideration when this OA is finally heard and if it would appear that it is because of the Respondents that the matter was being dragged along, then the hands of this Tribunal will not be tied down in so far as the interim relief is concerned.

With this, this OA stands adjourned for hearing and order to 28th June, 2016.

Sd/-
(R.B. Malik)
Member (J)
17.06.2016

(skw)

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri M. Ramakrishnan (Member) A
Hon. R.B. Malik Member (J)
APPEARANCE :
Shri/Smt. : M.R. Patil
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
C.P.O. / P.O. for the Respondent/s

Adj. To. OA stands adjourned for hearing and order to 28/6/16.

(G.C.P.) J 2260 (A) (50,000—2-2015)

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

M.A.215/2016 in O.A.326/2016

Dr. Y.M. Kokadwar ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

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

Affidavit-in-reply is taken on record. The OA is admitted. With a direction that the next date will be for arguments on merit and if the Applicant wants to file Rejoinder, the same must be made available to the learned P.O. at least two days in advance.

S.O. to 29th June, 2016.

Sd/-

(R.B. Malik)
Member (J)
17.06.2016

(skw)

DATE : 17/6/16

CORAM :

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

Hon. R.B. Malik (Member) (A) (J)

APPEARANCE :

Shri/Smt. : S.P. Manchekar

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

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

Adj. To 29/6/16.

(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 : 17/6/16

CORAM :

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

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

APPEARANCE :

Shri/Smt. R. Todankar

Advocate for the Applicant

Shri/Smt. N.G. Gohad

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

Adj. To 4/7/16

Steno copy allowed to both sides.

O.A.85/2016

Shri R.P. Pimpalgaokar ... Applicant
Vs.
The State of Mah. & ors. ... Respondents

Heard Ms. R. Todankar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

I have perused the record of the enquiry that has been produced before me today. The statements of some witnesses have already been recorded. The Affidavits of the parties in this OA have already been filed. The learned P.O. is directed to submit the xerox copies of the record of enquiry which has been brought by the Officer Shri Vikas S. Jadhav, Assistant Registrar, Co-op. Societies, Daund, Pune. The nature of the grievance made by and on behalf of the Applicant and the case of the Respondents thereabout is such that the OA itself should be heard and finally decided and I formally direct that the hearing of this OA is therefore, expedited and subject to the cooperation of the parties, it will be decided at the earliest. It is appointed for arguments as an expedited OA on 4th July, 2016.

In this view of the matter, the Enquiry Officer is requested to adjourn the enquiry on any date after 31st July, 2016. Steno-copy hereof be furnished to both the sides during the course of the day.

Sd/-
(R.B. Malik)
Member (J)
17.06.2016

(skw)

[P.T.O.

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

Date : 17.06.2016.

M.A.No.589 of 2015 with M.A.No.588 of 2015 in O.A.No.435 of 2014

R.V. Gawade & Ors. **.... Applicants**

Versus

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

1. Heard Shri Tushar Menkudle, the learned Advocate holding for Shri A.R. Pitale, the learned Advocate for the Applicants and Shri A.J. Chougule, the learned Presenting Officer for the Respondents.

2. Learned Advocate Shri Tushar Menkudle after consulting learned Advocate Shri A.R. Pitale states as follows :-

(a) Learned Advocate Shri A.R. Pitale apologies for consistent absence.

(b) Learned Advocate Shri A.R. Pitale has requested for fixing the case for hearing of applications and if the Tribunal allows the applications, O.A. can be taken up for admission / hearing.

3. In view of the statement of learned Advocate let the M.A. and O.A. be listed before the Division Bench presided over by Hon'ble Vice-Chairman, Shri Rajiv Agarwal on 24.06.2016.

4. Adjourned to 24.06.2016.

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

prk

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesbkumar (Member) A~~

APPEARANCE :
Shri/~~Smt.~~ : Tushar Menkudle holding for A.R. Pitale
Advocate for the Applicant
Shri /~~Smt.~~ : A.J. Chougule
C.P.O / P.O. for the Respondent/s

Adj. To 24/6/16.

(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 : 17/6/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Ramakrishnan (Member) A~~ APPEARANCE : Shri/Smt. : M.D. Lonkar Advocate for the Applicant Shri /Smt. : N.G. Gohad C.P.O / P.O. for the Respondent/s Adj. To 1/8/16.	**Date : 17.06.2016.** **C.A.No.26 of 2016 in O.A. No.684 of 2015** **Shri S.M. Gawade ...Applicant** **Vs.** **Shri Sanjay Jambhulkar ...Respondent** 1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents states that the bill of Applicant's arrears was furnished to the Treasury. It is under objection. 3. Objection will be cleared within 30 days and outcome will be reported on the next date. 4. For reporting outcome, S.O. to 1.08.2016. Sd/- A.H. Joshi, J(C) Chairman sba

(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

17.06.2016

O.A No 215/2015

Shri M.C Singh & ors ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Shri J.N. Kamble, learned advocate for the Applicant and Shri K.B. Bhise, learned Presenting Officer for the Respondents.

It appears that Principal Secretary, Finance Department and Principal Secretary, Public Health Department were made party Respondents 3 & 4. However, the title of the Original Application with the office of the P.O has not been corrected by the learned advocate for the Applicant. It is also not clear whether the added party has been served.

Learned Advocate Shri Kamble undertakes to carry out correction in the title of the Original Application of the P.O within a week and also submit the affidavit of service on the added Respondents within that period.

This may be removed from the board of Part Head and place it on regular board.

S.O to 24.6.2016.

DATE : 17/6/16
CORAM :
Hon'ble Shri. RAJIV AGARWAL (Vice - Chairman)
Hon'ble Shri R. B. MALIK. (Member)
APPEARANCE :
~~Shri/Smt.~~ J. N. Kamble
Advocate for the Applicant
Shri ~~Smt.~~ K. B. Bhise
~~C.P.O~~ P.O. for the Respondents
~~Adj. To~~ S.O. to 24/6/16.

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

Sd/-
(Rajiv Agarwal)
Vice-Chairman

Akn

[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 : 17/6/16 CORAM : Hon'ble 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. A.J. Chougule C.P.O / P.O. for the Respondent/s Adj. To 25/7/16.	**Date : 17.06.2016.** **O.A.No.328 of 2016** **P.T. Sonkamble .... Applicant.** **Versus** **The State of Maharashtra & Ors ....Respondents.** 1. Heard Shri J.N. Kamble, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. 2. Learned P.O. Shri A.J. Chougule for the Respondents states as follows :- (a) Appeal preferred by the applicant is pending before the Hon'ble Minister of State for revenue. (b) The said appeal would be decided within four weeks. 3. Statement of learned P.O. can be accepted awaiting decision, hearing is adjourned to 25.07.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** prk

(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 : 17.06.2016.

O.A.No.161 of 2016

K.H. Pimple .... Applicant.

Versus

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

1. Heard Shri J.N. Kamble, the learned Advocate holding for Shri S.S. Dere, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. Smt. K.S. Gaikwad for the Respondents states that affidavit-in-reply would be filed during the course of day.

3. Learned Advocate Shri J.N. Kamble prays for time to consider the reply and file rejoinder only if it is imperative.

4. S.O. of 03.08.2016.

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

prk

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member) A~~
ATTENDANCE :
Shri/Smt. J.N. Kamble holding
for S.S. Dere
Advocate for the Applicant
Shri/Smt. K.S. Gaikwad
C.P.O / P.O. for the Respondent/s
Adj. To 3/8/16.

[P.T.O.

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

Date : 17.06.2016.

M.A.No.84 of 2016 in O.A.No.196 of 2016

Shri D.R. Badiwale ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

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

2. Learned P.O. for the Respondents has tendered affidavit-in-reply. It is taken on record.

3. Applicant is seeking protection of G.R. dated 21.10.2015 which is at Exh. 'F' page no.30.

4. Original Application is filed on 22.2.2016.

5. Right to seek protection of G.R. dated 21.10.2015 to the Applicant accrued only after 21.10.2015, Therefore though, technically Applicant approached after 4 years from the date of termination, the O.A. has to be considered within limitation.

6. Hence the prayer for condonation of delay in present M.A. is allowed.

7. Misc. Application is allowed.

(A.H. Joshi, J.)
Chairman

sba

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri ~~A. P. Kurhekar (Member)~~ A
APPEARANCE :
Shri K.R. Jagdale
Advocate for the Applicant
Shri K.B. Bhise
C.P.O. / P.O. for the Respondents
Adj. To M.A. is allowed.

(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:-17.06.2016

O.A.No.1253 of 2009

Shri A.A. Tikar & Ors. ...Applicants

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents has tendred affidavit. It is taken on record.

3. Learned Advocate for the Applicant prays for time to consider the reply.

4. Let the case be listed before appropriate bench before whom case pertains i.e. of the year 2009 for final hearing.

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

sba

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramesh~~ (Member) A

APPEARANCE :
~~Shri/Smt.~~ : S.P. Manchekar
Advocate for the Applicant
Shri/Smt. : K.B. Bhise
C.P.O / P.O. for the Respondent/s

~~Adj. To~~ Let the case be listed before appropriate ~~bench~~ bench before whom case pertains i.e. of the year 2009 for final hearing

[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 : 17/6/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman)* Hon'ble Shri M. Ramakrishnan (Member) A APPEARANCE : Shri/Smt. : K.K. Waghmare Advocate for the Applicant Shri/Smt. A.S. Wable C.P.O / P.O. for the Respondent/s Adj. To 10/8/16.	**Date:-17.06.2016** **O.A.No.06 of 2015** **Shri H.B. Shaikh ...Applicant** **Vs.** **The State of Maharashtra & Ors. ...Respondents** 1. Heard Shri K.K. Waghmare, the learned Advocate for the Applicant and Shri A.S. Wable, the learned Presenting Officer for the Respondents. 2. Learned P.O. for the Respondents prays for time to report. 3. Time as prayed for is granted. 4. Adjourned to 10.08.2016. (A.H. Joshi, J.) Chairman sba

(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:- 17.06.2016

O.A.No.980 of 2015 with O.A.No.981 of 2015

Shri G.P. Patil (in O.A.No.980 of 2015)
Shri M.B. Patil (In O.A.No.981 of 2015) ...Applicants

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Shri R.M. Kolge, the learned Advocate for the Applicants and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents states that he wants time to take instructions from Respondent No.1 in relation to paragraph no. 3 of the order passed on 21.04.2016 because inadvertently learned P.O. has forgotten to communicate to the Respondent No.1.

3. At the request of learnd P.O. for the Respondents, adjourned to 29.06.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramakrishnan (Member) A~~
APPEARANCE :
Shri/Smt. R.M. Kolge
Advocate for the Applicant
Shri/Smt. K.B. Bhise
C.P.O. / P.O. for the Respondent/s

Adj. To. 29/6/16

B.E.

[P.T.O.

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

Date : 17.06.2016.

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

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

Versus

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

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

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

3. In view of what was recorded earlier i.e. Writ Petition is pending, hearing of present O.A. has to be adjourned for awaiting orders and may be passed in the Writ Petition.

4. This Tribunal has taken a very serious mode of contents of paragraph 5 of affidavit where it is averred that the "Contempt Petition be dismissed with costs", because this plea is taken without alleging that the Contempt Petition is false and vexatious and without pleading any excuse and on the fact of non-compliance of the order.

5. Serious note and dis-satisfaction about this averment and attitude is hereby recorded. It is hoped that the officer who has signed he would be advised by a wiser Counsel and would take a suitable corrective measure.

6. Awaiting order as may be passed in Writ Petition and awaiting response of the officer who has filed affidavit, within appropriate comments, adjourned to 01.08.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 17/6/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Ramakrishnan (Member)(A)~~
APPEARANCE :
Shri/Smt. : B.A. Bandiwadekar
Advocate for the Applicant
Shri/Smt. : K.S. Gaikwad
C.P.O / P.O. for the Respondent/s

Adj. To 1/8/2016.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

ORIGINAL APPLICATION NO. 196 OF 2016

DISTRICT :Solapur

Shri D.R. Badiwale ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

Shri K.R. Jagdale, the learned Advocate for the Applicant.

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

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

DATE : 17.06.2016

ORDER

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

2. Issue notice returnable on 22.08.2016.

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

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

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

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

7. Respondent No.2 is directed to file affidavit on limited questions as follows

(a) Does the Government circular dated 21.10.2015 which is at page no.30 applicable to the Applicant's case.

(b) Is the Applicant entitled for the relief of reinstatement in employment?

8. Since the matter pertains to policy decision, affidavit of Respondent No.3 to 5 will be up to use.

9. Affidavit, if any, has to be filed by the Respoondent No.1 and 2 in consultation with the Respondent No.6.

10. Respondents shall be free to file affidavit answering the O.A., and also answering questions mentioned in foregoing paragraph no.7.

11. For filing affidavit-in-reply to the Respondent Nos.1, 2 and 6, S.O. to 22.08.2016.

12. Longer time is given in order that no further adjournement is necessary.

13. Steno copy and Hamdast is allowed.

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

15. S.O. to 22.08.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba