

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>18/10/16</u></p> <p>CORAM:</p> <p>Hon'ble Shri. RAJIV AGARWAL (Chairman)</p> <p>Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE:</p> <p>Shri <u>S. D. Khatti</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>S.O. to 15/11/16.</u></p> <p><i>[Signature]</i></p>	<p style="text-align: center;"><u>O.A.995/2016</u></p> <p>Shri U.M. Kadu ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri S.D. Khatti, the learned Advocate for the Applicants and Mrs. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>Reserving the right of the Applicant to renew the request for the interim relief, issue notice returnable on 15.11.2016.</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 15th November, 2016. <i>nc</i></p> <div style="border: 1px solid black; padding: 5px; text-align: center;"> <p>Sd/- (R.B. Malik) Member (J) 18.10.2016</p> </div> <p>(skw)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
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Original Application No. _____ of 20 _____ DISTRICT
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(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.1006/2016
<p>DATE: 18/10/16</p> <p>CORAM: Hon'ble Smt. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p>APPEARANCE: Shri/Smt. <u>K.R. Jagdale</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.E.O./P.O. for the Respondents</p> <p>Adj. To. <u>S.O. to 26/10/16.</u></p>	<p>Shri U.M. Kadu ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri <u>K.R. Jagdale</u>, the learned Advocate for the Applicants and Mrs. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>As of now, the OA stands adjourned for consideration of interim relief for which the Respondents may file an Affidavit-in-reply.</p> <p>Issue notice returnable on 26.10.2016.</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 26th October, 2016.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J) 18.10.2016</p> <p>(skw)</p>

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<p>DATE: 18/10/16</p> <p>CORAM: Hon'ble Shri RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE: Shri <u>S.D. Khatti</u> Advocate for the Applicant Shri/Smt. <u>S. Suryawanshi</u> CFO / P.O. for the Respondents</p> <p>Adj. To <u>S.O. to 15/11/16.</u></p>	<p align="center"><u>O.A.996/2016</u></p> <p>Shri S.R. Sangale ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri S.D. Khatti, the learned Advocate for the Applicants and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.</p> <p>Reserving the right of the Applicant to renew the request for the interim relief, issue notice returnable on 15.11.2016.</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 15th November, 2016.</p> <p align="right">Sd/- (R.B. Malik) Member (J) 18.10.2016</p> <p>(skw)</p>

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<p><u>DATE:</u> 18/10/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAHV AGARWAL (Vice Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>S. A. Bandiwadkar</u> Advocate for the Applicant Shri/Smt. <u>S. S. Gaikwad</u> CPO/T.O. for the Respondents</p> <p>Adj. To. <u>O.A. is Admit.</u> <u>S.O. to 17/11/16.</u></p>	<p align="center"><u>O.A.216/2016</u></p> <p>Shri A.P. Charate ... Applicant Vs. ... Respondents The State of Mah. & ors. ... Respondents</p> <p>Heard Shri G.A. Bandiwadkar, the learned Advocate for the Applicants and Mrs. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>The Affidavit-in-Rejoinder has already been filed. Admit.</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.</p> <p>This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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>Keep this matter for hearing on 17th November, 2016.</p> <p align="right">Sd/- (R.B. Malik) Member (J) 18.10.2016</p> <p>(skw)</p>

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

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The State of Maharashtra and others

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<p><u>DATE:</u> 18/10/16</p> <p><u>CORAM:</u> Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) J</p> <p><u>APPEARANCE:</u> Shri/Smt. <u>G.A. Bandiwadekar</u> Advocate for the Applicant Shri/Smt. <u>A.B. Kololgi</u> C.R.O./P.O. for the Respondents</p> <p>Adj. To <u>O.A. is Admit.</u> S.O. to 8/11/16.</p>	<p style="text-align: center;"><u>O.A.154/2016</u></p> <p>Shri F.M.Y. Patel ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicants and Mrs. A.B. Kololgi, the learned Presenting Officer for the Respondents.</p> <p>The learned P.O's request for further grant of time to file Affidavit-in-reply of Respondent No.3 is decided interms of my order of 3rd October, 2016. The OA proceeds without the Affidavit-in-reply of Respondent No.3. Admit.</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.</p> <p>This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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>Keep this matter for hearing on 8th November, 2016.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(R.B. Malik) Member (J) 18.10.2016</p> <p>(skw)</p>

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<p>DATE: 18/10/16</p> <p>CORAM: Hon'ble Shri. RAJIV AGARWAL (Vice-Chairman) Hon'ble Shri R. B. MALIK (Member) ✓</p> <p>APPEARANCE: Shri/Smt. <u>Ms. S.P. Manchekar</u> Advocate for the Applicant Shri/Smt. C.P.O./P.O. for the Respondents <u>O.A. is Admit.</u> Adj. to <u>S.O. to 15/11/16.</u></p>	<p style="text-align: center;"><u>O.A.128/2016</u></p> <p>Shri U.M. Tirodkar ... Applicant Vs. The State of Mah. & ors. ... Respondents</p> <p>Heard Ms. S.P. Manchekar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>Ms. Manchekar, the learned Advocate for the Applicant informs that the Applicant does not want to file Affidavit-in-Rejoinder. Admit.</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.</p> <p>This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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>Keep this matter for hearing on 15th November, 2016.</p> <div style="text-align: right; border: 1px solid black; width: 100px; height: 30px; margin: 10px auto;">Sd/-</div> <p style="text-align: right;">(R.B. Malik) Member (J) 18.10.2016</p> <p>(skw)</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.199/2016

Shri S.P. Ambare & Ors. ... Applicants
Vs.
The State of Mah. & ors. ... Respondents

Heard Shri G.A. Bandiwadekar, the learned Advocate for the Applicants and Mrs. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

The Affidavit-in-Rejoinder is taken on record. Admit.

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.

This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988. 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.

Keep this matter for hearing on 16th November, 2016.

DATE: 18/10/16

CORAM:

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

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

APPEARANCE:

Shri. G.A. Bandiwadekar

Applicant

Mrs. K.S. Gaikwad

Presenting Officer for the Respondents

Rejoinder filed by Applicant.

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

[Signature]

Sd/-

(R.B. Malik) /
Member (J)
18.10.2016

(skw)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 18/10/16</p> <p>CORAM:</p> <p>Hon'ble Justice A.H. Joshi (Chairman)</p> <p>Hon'ble Justice S.K. Mishra (Member)-A</p> <p>APPEARANCE:</p> <p>Shri/Smt. <u>Leave note of Adv. P. Mahajan taken on record.</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>H. G. Gohad</u> C.F.O./P.O. for the Respondent/s</p> <p>Adj. To <u>22/11/16</u></p> <p><i>[Signature]</i></p>	<p>Date : 18.10.2016.</p> <p>C.A.No.74 of 2016 in O.A.No.153 of 2012</p> <p>R.B. Ekatpure ...Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned Advocate for the Applicant Smt. Punam Mahajan is absent and has filed a leave note.</p> <p>3. Learned P.O. for the Respondents Ms. N.G. Gohad states as follows :-</p> <p>(a) The decision is to be taken by the Government.</p> <p>(b) Certain compliance is expected from the Applicant.</p> <p>(c) Applicant would be intimated with the necessary compliance that may be necessary on his part, by sending a letter within 10 days from today.</p> <p>4. For reporting action / stage/ compliance, adjourned to 22.11.2016.</p> <p>5. Steno copy and Hamdast is allowed to learned P.O. Learned P.O. is directed to communicate this order to the Respondents.</p> <p style="text-align: right;">Sd/- (A.H. Joshi, J) Chairman</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>18/10/16</u></p> <p>CORAM: Hon'ble J. A. H. Joshi (Chairman) Hon'ble J. A. H. Joshi (Member) A</p> <p>APPEARANCE: Shri <u>C.T. Chandratre</u> Advocate for the Applicant Shri <u>A.G. Gohad</u> C/O/P.O. for the Respondent/s A.G. No. <u>20/10/16</u></p> <p style="text-align: right;"><i>YH</i></p>	<p>Date : 18.10.2016.</p> <p style="text-align: center;">O.A.No.47 of 2015</p> <p>R.M. Ghoge ...Applicant</p> <p>Vs.</p> <p>The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.</p> <p>2. Heard for sometime. It is necessary to put certain question to Shri Ganesh V. Mulay, Director General Information & Public Relation, Mantralaya, who has filed the affidavit opposing the O.A.. Shri Ganesh V. Mulay, Director General Information & Public Relation is therefore directed to remain present in person.</p> <p>3. The Director, from the office of Director General Information & Public Relation is directed to file short affidavit on the following point :-</p> <p style="margin-left: 40px;">(a) How all the three reasons assigned in the impugned order are relevant in the background that Applicant's challenged is based on one suppressions.</p> <p style="margin-left: 40px;">(b) Applicability and relevance of the reasons assigned at the time of rejection of applicant's claim.</p> <p>4. Steno copy and Hamdast is allowed to learned P.O. Learned P.O. is directed to communicate this order to the Respondents.</p> <p>5. S.O. to 20.10.2016.</p> <p style="text-align: right;">Sd (A.H. Joshi, J) Chairman</p> <p style="text-align: left;">prk</p>

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

Tribunal's orders

Date : 18.10.2016.

O.A.No.75 of 2015

S.M. Dhoke

...Applicant

Vs.

The State of Maharashtra & Ors.

...Respondents

1. Heard Shri P. Suryawanshi, the learned Advocate holding for Shri G.M. Savagave, the learned Advocate for the Applicant and Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents.

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

(a) Applicant's D.C.R.G. payable to the applicant has been calculated. Housing Loan is availed by the Applicant. Entire loan amount due, along with interest is remitted towards those dues from amount of D.C.R.G. and remaining amount is paid to the applicant.

(b) Applicant's pension case is in process and is submitted to the office of Accountant General (A.G.) in the month of September, 2016.

(c) Necessary persuasion would be done in the office of A.G. and release of pension would be reported on the next date.

3. In view of the foregoing, S.O. to 27.10.2016.

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

0
Sd/-
(A.H. Joshi, J)
Chairman

18/10/16

Shri A. H. Joshi (Chairman)

Shri Anandkumar (Member)

ANCE

P. Suryawanshi holding

M. Savagave

for the Applicant

S. Suryawanshi

for the Respondent/s

27/10/16

4/11

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI
ORIGINAL APPLICATION NO.626 OF 2015 WITH
ORIGINAL APPLICATION NO.628 OF 2015

DISTRICT: THANE

M.S. Chavan (O.A.626/2015)

V.V. Badade (O.A.628/2015)

...Applicants

Vs.

The State of Maharashtra & Ors.

...Respondents

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

Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

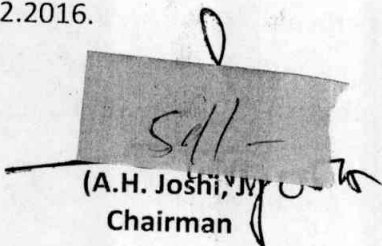
CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 18.10.2016

ORDER

1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicants and Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.
2. Both these matter involved common question.
3. Learned P.O. for the Respondents Ms. N.G. Gohad reports as follows :-
Finance Department has taken decision to extend the benefit arising out of judgment reentered in O.A.No.834 of 2011 with other O.A.s only to the Applicant in the present O.A. and not to others.
4. Learned Advocate for the Applicants Ms. S.P. Manchekar prays for leave to add Finance Department as Respondent.
5. Leave as prayed for is granted. Added respondent be served by notice returnable on 07.12.2016.
6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

7. Applicants are 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.
8. 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.
9. 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. Applicants are directed to file Affidavit of compliance and notice.
10. The Secretary, Finance Department is directed to file his own affidavit on the following point :-
- Under what authority of law the State is entitled to deny the benefit of 2nd Assured Career Progression (A.C.P.) as adjudicated in O.A. and as confirmed in W.P.No.7062 of 2014 & Others.
11. Affidavit be filed within two weeks from today.
12. Steno copy and Hamdast is allowed to learned P.O. Learned P.O. is directed to communicate this order to the Respondent No.2 as well as the Added Respondent, Finance Department.
13. Adjourned to 07.12.2016.


(A.H. Joshi, J)
Chairman

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
CONTEMPT APPLICATION NO.155 OF 2014
IN
ORIGINAL APPLICATION NO.107 OF 2014**

Shri P.R. Phulpagar

..Applicant

Versus

The State of Maharashtra & Ors.

..Respondents

Shri B.A. Bandiwadekar – Advocate for the Applicant

Smt. K.S. Gaikwad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 18th October, 2016

ORDER

1. Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.
2. It is seen this Tribunal passed order on 17.9.2014. The order was to be complied within one month. The respondents took luxurious route and ultimately have partly implemented the order on 1.3.2016 and part of the remaining compliance of giving deemed date to the applicant was done on 12.8.2016. The applicant has been denied salary and allowances from 1.10.2014 i.e. the date from which he is deemed to have been employed.




3. In the aforesaid background, the respondents are directed as follows:

- (a) Shri Prakash C. Sangle, District Superintending Agriculture Officer, Dhule holding the post of respondent no.3 is directed to furnish exact figure after making necessary calculation of the amount payable to the applicant, had he been actually reinstated on 1.10.2014 till the date of his actual reinstatement.
- (b) The calculation be furnished day after tomorrow.

4. Shri Bandiwadekar, Ld. Advocate for the applicant states that he shall secure names of all the respondents and serve them fresh notice and then move this Tribunal for leave to amend to add them in the array of respondents.

5. S.O. to 20.10.2016 for furnishing calculation.

6. Steno copy and hamdast is allowed. The Ld. PO is directed to communicate this order to the respondents.


(A.H. Joshi, J.)
Chairman
18.10.2016

Dictation taken by: S.G. Jawalkar.

THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI**ORIGINAL APPLICATION NO.1026 OF 2015**

DISTRICT: KOLHAPUR

S.B. Mali

...Applicant

Vs.

The State of Maharashtra & Ors.

...Respondents

Shri M.D. Lonkar, the learned Advocate for the Applicant.

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

CORAM : Justice Shri A.H. Joshi, Chairman

DATE : 17.10.2016

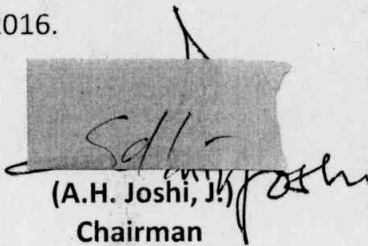
ORDER

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Smt. Archana B.K., the learned Presenting Officer for the Respondents.
2. Learned P.O. for the Respondents prays for time on the ground that instructions are still awaited.
3. Learned P.O. is called to State as to whether the communication is received from the Respondents praying for grant of time.
4. Learned P.O. states that no such communication is received.
5. Record shows that any order of notice is not on record and the case is being adjourned simply at the request of the Applicant or the learned P.O..
6. Hence, Issue notice returnable on 07.12.2016.
7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.



8. 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.
9. 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.
10. 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.
11. Limited question involved in this case is legality of the order / communication dated 16.10.2015.
12. Perusal thereof reveals that the text which is adverse to the applicant is as follows :-
- "9.
 सदर प्रकरणी थकबाकी देण्याचे आदेश दिनांक १५.०६.
 २००६ रोजीच्या शासन निर्णयान्वये निर्गमित करण्यात आला असून दिनांक ०४.०८.२००६ रोजी म्हणजे
 विहित कालमर्यादित वेतनातील फरकाची रक्कम अदा करण्यात आली असल्याने व्याज देय ठरत नाही.
"
- (Quoted from impugned letter from page 24 of O.A. paper book)
13. Applicant has challenged to the said adverse text, by averment contained in paragraph no.6.10.
14. The O.A. needs to be answered by the concerned Secretary himself and not by any subordinate. Therefore, though notice is ordered it shall not be necessary for the Respondents to file detailed affidavit.
15. Therefore, the learned P.O. was asked to furnish the name of the Secretary of the Higher & Technical Education Department.

16. Learned P.O. for the Respondents has furnished the following name :-
Shri Sitaram Kunte, Principal Secretary, Higher & Technical Education Department, Mantralaya, Mumbai.
17. Shri Sitaram Kunte, Principal Secretary is directed to file affidavit on the following points :-
- Whether the dates shown by the applicant as regards applicant's entitlement to various amounts referred to in paragraph no.6.10, are factually correct.
 - If there is no error in the applicant's version about dates, what is the correct date with reference to each Head of arrears/ dues which were payable to the Applicant.
 - Reasons towards delay in payment of dues when the entitlement of the applicant from a particular date has become clear.
 - Reasons due to which despite delay, from the date of entitlement, the applicant is denied the interest.
18. Steno copy and Hamdast is allowed to learned P.O. Learned P.O. is directed to communicate this order to the Respondents.
19. Adjourned to 07.12.2016.


(A.H. Joshi, J.)
Chairman

prk

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

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

Date : 18.10.2016. Tribunal's orders

O.A.No.444 of 2016

Dr. R.V. Jadhav ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Ms. N.G. Gohad, the learned Presenting Officer for the Respondents.

2. Learned Advocate for the Applicant Shri P.S. Bhayake is absent.

3. In view of the foregoing adjourned to 19.10.2016.

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

DATE: 18/10/16

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. _____ Name for the appl.

Advocate for the Applicant

Shri/Smt. N.G. Gohad

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

Adj. To 19/10/16

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

(Advocate)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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Date : 18.10.2016.

O.A.No.5 of 2016

K.V. Dwivedi ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

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

2. Learned Advocate for Applicant prays for enlargement of time for carrying out the amendment.

3. Enlargement is granted by two weeks.

4. To come up on due date.

DATE: 18/10/16

CORAM:

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

Hon'ble Shri M. Rameshkumar (Member) A

APPEARANCE:

Shri B.A. Bandiwadekar

Advocate for the Applicant

Shri A.J. Chougule

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

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

prk

Adj. To Enlargement is granted by two weeks.

To come up on due date

Next date already given

16/12/16.

(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 <u>C.A. No.136 of 2014 in O.A. No.275 of 2010</u>
<p>DATE: <u>18/10/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramesh Kumar (Member)</p> <p>APPEARANCE: Shri/Smt. : <u>K.S. Gaikwad, P.O. for Resps.</u> Advocate for the Applicant Shri/Smt. : <u>Leave note of adv. P. Mahajan</u> C.P.O / P.O. for the Respondent/s <u>taken on record for appl.</u></p> <p>Adj. To. <u>22/11/16.</u></p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>Dr. B.B. Birajdar & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Smt. Punam Mahajan, learned Advocate for the Applicants has filed leave note.</p> <p>3. Ld. PO states that time is required for complying with the order passed by this Tribunal on 1.9.2016 on the ground that concerned Secretary is on deputation for training and will be back to Mumbai after 30.10.2016.</p> <p>4. In view of the request of Ld. PO, adjourned to 22.11.2016.</p> <div style="text-align: right;"> <p><i>[Signature]</i> (A.H. Joshi, J.) Chairman 18.10.2016</p> </div> <p>(sgj)</p>

[P.T.O.]

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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


(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: 18/10/16</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri M. Ramakumar (Member)</p> <p>APPEARANCE: Shri/Smt. : Leave note of adv. P. Mahajan taken on record. Advocate for the Applicant Shri/Smt. : K.S. Gaikwad C.P.O / P.O. for the Respondant/s</p> <p>Adj. To: 19/10/16</p> <p style="text-align: right;">BTE</p>	<p>Date : 18.10.2016.</p> <p style="text-align: center;">O.A.No.1019 of 2015</p> <p>J.V. Patil ...Applicant Vs. The State of Maharashtra & Ors. ...Respondents</p> <p>1. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.</p> <p>2. Learned P.O. for the Respondents prays for time to study and address the Tribunal.</p> <p>B. Adjourned to 19.10.2016.</p> <div style="text-align: center;">  (A.H. Joshi, J) Chairman </div> <p style="text-align: center;">prk</p>

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

Tribunal's orders

Date : 18.10.2016.

M.A.No.127 of 2016 in O.A.No.756 of 2015

R.S. Pawar

...Applicant

Vs.

The State of Maharashtra & Ors.

...Respondents

1. Heard Applicant in person and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents.

2. The matter is taken sitting singly as the Division Bench is not available.

3. Heard for sometime.

4. Learned P.O. for the Respondents Smt. K.S. Gaikwad on instructions from Smt. Sangeeta A. Shinde, Desk Officer, Department of Skill Development & Entrepreneurship, states as follows :-

The General Administration Department (G.A.D.) was consulted and it is not possible to reconsider the applicant's case for upgradation because the Applicant's Confidential Reports (C.R.'s) for the year 2004-2005 were already upgraded.

5. Learned P.O. is directed to furnish the record as to whether the office note was put up by reflecting thereunder text of the order in paragraph 4 of the dated 30.08.2016.

6. Learned P.O. prays for time till tomorrow for producing the record.

7. S.O. to 19.10.2016.

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

DATE: 18/10/16

CORAM:

Hon'ble J.S. - Shri A. H. Joshi (Chairman)

Hon'ble Smt. M. S. Kamdar (Member) A

APPEARANCE:

Shri/Smt. : Head Appl. in person.

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

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

Adj. To: 19/10/16

BTE

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

prk

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

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

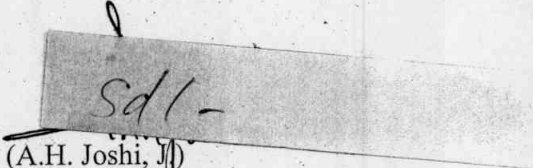
(Advocate

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders <u>C.A. No.11 of 2016 in O.A. No.1053 of 2013</u>
<p>DATE: <u>18/10/16</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Justice M. Ramshikumar (Member) A</p> <p>APPEARANCE: Shri/Smt. <u>Lata Patne</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>26/10/16.</u></p> <p style="text-align: right;"><i>BPT</i> <i>ble</i></p>	<p>Shri A.R. Jadhavar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Miss Lata Patne, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO prays for two days time for making statement as to exact steps to be taken.</p> <p>3. S.O. to 26.10.2016.</p> <div style="text-align: right;">  (A.H. Joshi, J) Chairman 18.10.2016 </div> <p>(sgj)</p>

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

Tribunal's orders

Date : 18.10.2016.

M.A.No.128 of 2015 in C.A.No.33 of 2015 in
O.A.No.910 of 2004

V.P. Bhanushali ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

1. Heard Shri R.M. Kolge, 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 on instructions as follows :-

- (a) Government has passed order on 17.10.2018 and directed to release of applicant's pension and other retirement dues subject to outcome of criminal case.
- (b) Pension case would be submitted to the office of Accountant General (A.G.) within 4 days from today.
- (c) The matter would be followed up with A.G. and outcome would be communicated on the next date.

3. Learned P.O. is directed to see that pension case at any stage is not struck up and applicant has to be paid with all dues as expeditiously as possible.

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

5. S.O. to 24.11.2016.

DATE: 18/10/16

CORAM:

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

Hon'ble Sr. M. Rameshkumar (Member) A

APPEARANCE:

Shri/Smt. R.M. Kolge

Advocate for the Applicant

Shri/Smt. N.G. Gohad

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

Adj. To 24/11/16

prk

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