19.08.2016

O.A No 541/2016

Shri L.B Mundada ... Applicant
Vs.
The State of Maharashtra & Ors... Respondents

Heard Applicant in person, Ms Neelima Gohad, learned Presenting Officer for the Respondent no. 1 and Smt S.S Sarda, Respondent no. 2 in person.

In this Original Application, though the notice was issued on 10.6.2016, no reply of any kind has yet been filed by the Respondent no. 1. The Applicant was seeking stay to the transfer order dated 30.5.2016 by way of interim relief. Respondent no. 1 was given opportunity to file a reply regarding interim relief. However, no reply of any kind was filed and as the notice was served on Respondent no. 2, interim relief was granted. Respondent no. 2 appeared in this Tribunal later on claiming that notice was not properly served on her. However, that issue is not yet finally decided and it will be considered at the time of final hearing.

In the meanwhile, Respondent no. 1 was asked to file a reply to the Original Application. However, despite several adjournments, no reply is forthcoming from Respondent no. 1. This is causing undue hardships to Respondent no. 2 who is without a posting for the present. Cost of Rs. 1000/- is imposed on Respondent no. 1 for failure to file affidavit in reply despite many chances which have been granted by this Tribunal.

Last and final chance is granted to Respondent no. 1 to file affidavit in reply and if reply is not filed before the next date, it will be presumed that Respondent no. 1 has nothing to say in this matter and O.A will be decided without their affidavit in reply on record.

S.O to 2.9.2016.

Sd/-

(Rajiv Agarwal)
Vice-Chairman

Akn

O.A.852/2016

Shri A.R. Devale **... Applicant**
Vs.
The State of Mah. & ors. **... Respondents**

There is a leave note of Smt. Punam Mahajan, the learned Advocate for the Applicant. Her submission for interim relief was heard yesterday. This OA was [redacted] on the request of the learned P.O. Smt. K.S. Gaikwad.

The original record from the Enquiry Officer is not produced today. While the record that is produced is the Office record of the Respondents. In my opinion, at least till next date, the order in the nature of some protection will have to be given to the Applicant. Whatever may be the language in which the interim relief is sought, I direct that till next date, the final order shall not be made by the Enquiry Officer relying on the answer to the third unnumbered question in Annexure 'A-6' (Page 33). On the next date, the Respondents shall make sure that the record from the Enquiry Officer is also produced before this Bench.

The matter stands adjourned to 25th August, 2016. Hamdast.

Sd/-

(R.B. Malik)
Member (J)
19.08.2016

(skw)

M.A.328/2016 in O.A.856/2016

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

Heard Shri K.R. Jagdale, the learned Advocate for the Applicants and Smt. Savita Suryawanshi, the learned Presenting Officer for the Respondents.

This MA has been filed to sue jointly. As all the Applicants are seeking similar relief, the MA to sue jointly is allowed, subject to payment of Court Fees, if not already paid.

Sd/-
(R.B. Malik)
Member (J)
19.08.2016

(skw)

O.A.856/2016

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

Shri K.R. Jagdale, the learned Advocate for the Applicants and Smt. Savita Suryawanshi, the learned Presenting Officer for the Respondents.

Heard the submissions. Although the learned P.O. Smt. Suryawanshi very strongly objects to the grant of any interim relief, I am at the moment in agreement with Mr. Jagdale, the learned Advocate for the Applicants that the on-line applications of all the 9 Applicants having been accepted, the threat that they may still get locked on account of age problem is there and in that connection, my interim order in OA 595/2016 (Shri P.R. Borse and others Vs. State of Maharashtra and ors) was on exactly the same factual setting and in Para 12, I had also noted *inter alia* that the MPSC even otherwise could take the appropriate steps and let the others also to compete. I will not do much paraphrasing and would simply refer to my observation in Para 12 (Page 94 of the P.B.). On parity of reasoning and the principle of similarly placed persons, I direct that the Applicants be allowed to participate in the selection process for the post of PSIs from the source of Limited Departmental Examination currently in progress and in that behalf, the liberty as referred to in the preceding Paragraph is also left for the MPSC to take recourse to. In case, the entire process is over, then till further orders on this OA either final or interim, the results of the Applicants be kept in a sealed cover. The hearing of the OA is expedited and since the Affidavits have been filed, the OA is admitted and it be placed before the appropriate Bench on 6th September, 2016 for hearing. Hamdast and Steno-copy allowed.

Sd/-
(R.B. Malik)
Member (J)
19.08.2016

(skw)

(—2-2015) [Spl.- MAT-F-2 E.

ARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

No. of 20 DISTRICT

..... Applicant/s

....)

versus

The State of Maharashtra and others

..... Respondent/s

....)

moranda of Coram, nal's orders or gistrar's orders	Tribunal's orders
GARWAL (Chairman) (Member) J nkawade .... ndents No. 1 to 3. for proposed 4&5................... 23/9/16.	**M.A.231/2016 in O.A.509/2015** **Shri P.G. Kolapte ... Applicant** **Vs.** **The State of Mah. & Ors. ... Respondents** Heard Shri A.D. Sonkawade, the learned Advocate for the Applicant, Shri S.K. Nair, the learned Special Counsel for the Respondents 1 to 3 and Shri S.K. Chadha, the learned Advocate for proposed Respondents 4 & 5. We have perused the Affidavit of service. Mr. Chadha undertakes to file Vakalatnama for Respondents 4 & 5. The learned Advocate for the Applicant shall make sure that during the course of the day today, the entire set of OA as well as MA is furnished to the learned Advocate Shri Chadha and the learned Special Counsel Shri Nair. S.O. to 23rd September, 2016. Sd/- 8.16 Sd/- **(R.B. Malik)** **(Rajiv Agarwal)** **Member (J)** **Vice-Chairman** **19.08.2016** **19.08.2016** (skw)

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.818/2016

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

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

I have heard the rival submissions. The learned CPO Shri Rajpurohit in strongly opposing the grant of any interim relief, invited attention *inter-alia* to the fact of the de-recognition and hence, he contends that the Applicant can have no case for grant of any interim relief.

Now, as of today, in my opinion, the order of the Hon'ble High Court in **Writ Petition No.2653/2015 (Balaji Vs. State of Maharashtra and others, 9th March, 2015, A'bad Bench of the Hon'ble Bombay High Court)** has set aside the order declaring the claim of benefit of the Petitioners of the Hon'ble High Court on the ground of de-recognition of the Association. The net result thereof will be that on that ground the Applicant herein cannot be put to a disadvantage. As far as the other aspects are concerned, it is not really necessary as of today to make any detailed comments or observation lest one or the other party might get prejudiced. The learned CPO says that the communication from the Directorate of Sports and Youth Services by the order of 28th June, 2016 was sent to the MPSC with a copy having been endorsed to the Applicant. It is not still known as to whether this particular document was received by the Government. He further submits that even thereafter, a show cause notice may be issued to the Applicant and hence, according to him, there is no urgency. In my opinion, there are arguable points and the Applicant cannot be left entirely unprotected. I, therefore, direct that even if some steps are taken in the direction of termination of the services of the Applicant till further orders, the actual termination should not be effected till further orders.

Issue notice returnable on 02.09.2016.

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

[P.T.O.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	of O.A. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open. The service may be done by hand delivery / speed post / courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within four weeks. Applicant is directed to file Affidavit of compliance and notice. S.O. to 2nd September, 2016. The learned C.P.O. do waive service. Sd/- (R.B. Malik) 19.08.16 Member (J) 19.08.2016 (skw)
DATE : 19/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (Member) A~~ APPEARANCE : Shri/~~Smt.~~ : S.S. Dere Advocate for the Applicant Shri /~~Smt.~~ : A.K. Rajpurohit C.P.O / P.O. for the Respondent/s Issue notice returnable on ~~Adj. To~~ 2/9/16.	

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

MISC.APPLICATION NO.98 OF 2016
IN
ORIGINAL APPLICATION NO.509 OF 2015

DISTRICT : NEW DELHI

Shri Pramod G. Kolapte.)...**Applicant**

Versus

Resident Commissioner & Anr.)...**Respondents**

Shri D.B. Khaire with Shri A.D. Sonkawade, Advocates for Applicant.

Shri S.K. Nair, Special Counsel for Respondents.

CORAM : RAJIV AGARWAL (VICE-CHAIRMAN)
R.B. MALIK (MEMBER-JUDICIAL)

DATE : 19.08.2016

PER : R.B. MALIK (MEMBER-JUDICIAL)

JUDGMENT

1. This is an application for amendment of the OA. We have perused the record and proceedings and heard Shri D.B. Khaire, the learned Advocate for the Applicant and Shri S.K. Nair, the learned Special Counsel for the Respondents.

2. The issue is as to whether the proposed amendment survives the test of the law relating to amendments and our findings thereon, is in the affirmative for the following reasons.

3. The Original Application which is being sought to be amended hereby is brought stung by an order of reversion or demotion of the Applicant and certain other consequential reliefs.

4. The sum and substance of the case of the Applicant in so far as this MA is concerned is that certain facts came to fore as a result of the answers received in an enquiry under Right to Information Act, and therefore, new facts as per the proposed amendment and a prayer clause is being sought to be incorporated.

5. The Affidavit-in-reply opposes the application which was pursued at the Bar. In so far as the merit of the plea sought to be incorporated hereby is concerned, we are quite clearly of the view that in this MA, we only have to examine as to whether it survives the test of law of amendments. We are not herein concerned with the merit of the plea itself which would be considered naturally at the hearing of the OA. Despite stiff resistance on behalf of the Respondents, we are very clearly of the view that no such plea is being sought to be incorporated which would

take the Respondents by irretrievable surprise and significantly, some surprise of the nature as to become difficult to be met with. We are very clearly of the view that both at the stage of pleadings as well as arguments and more particularly, Additional Affidavit-in-reply to the amended OA are all the avenues open to the Respondents to safe-guard their interest. In as much as we have to safe-guard the interest of both the sides, we uphold this application and allow the proposed amendment to be incorporated within two weeks from today. A consolidated copy of the OA post amendment be filed and copies thereof be furnished to the Respondents to enable them to file the Affidavit-in-reply.

6. The Original Application stands adjourned for Affidavit-in-reply / Additional Affidavit-in-reply to 23rd September, 2016 and the Misc. Application is allowed in these terms with no order as to costs.

Sd/-
(R.B. Malik)
Member-J
19.08.2016

Sd/-
(Rajiv Agarwal)
Vice-Chairman
19.08.2016

Mumbai
Date : 19.08.2016
Dictation taken by :
S.K. Wamanse.

(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: 19/8/16 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik (Member)~~ A APPEARANCE: Shri ~~Smt.~~: B.A. Bandiwadekar Advocate for the Applicant Shri/Smt.: S. Suryawanshi C.P.O / P.O. for the Respondent/s Adj. To 7/10/2016	**Date : 19.08.2016.** **C.A.No.55 of 2016 in O.A.No.930 of 2014** **S.A. Joshi .... Applicant.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Miss S. Suryawanshi, the learned Presenting Officer for the Respondents. 2. Learned P.O. Miss S. Suryawanshi for the Respondents has tendered affidavit of Smt. Medha A. Gadgil, Additional Chief Secretary, Medical Education and Drugs Department, Mantralaya, who is also present in person. 3. It is seen that the order is complied with though belated. Affidavit is taken on record. 4. Learned Advocate Shri B.A. Bandiwadekar for the Applicant prays for time to consider the affidavit. 5. In view of the request of learned Advocate adjourned to 07.10.2016. Contemnor need not remain present on the next date. Sd/- **(A.H. Joshi, J.)** **Chairman** prk

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

Original Application No. of 20 DISTRICT

..... Applicant/s

(Advocate ....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer..)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik / Kumar (Member)~~ A APPEARANCE: Shri B.A. Bandiwadekar Advocate for the Applicant Shri N.K. Rajpurohit C.P.O / P.O. for the Respondent/s Adj. To 24/8/16.	**Date : 19.08.2016.** **C.A.No.130 of 2015 with O.A.No.308 of 2012** **S.S. Padave.** .... **Applicant.** **Versus** **The State of Maharashtra & Ors.** ....**Respondents.** 1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondent. 2. Learned C.P.O. Shri N.K. Rajpurohit for the Respondent prays for time, till 24/8/2016. 3. Time as prayed for is granted. 4. S.O. to 24.08.2016. Sd/- (A.H. Joshi, J.) Chairman prk

[P.T.O.

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

C.A. No.57 of 2016 in O.A. No.38 of 2016

Shri S.R. Jadhav ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

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

2. Ld. PO tenders reply affirmed by Shri Vijay Waghmare, Director, Vocational Education & Training, Mumbai. Ld. PO was called to state as to whether it is drafted by any of the POs. Ld. PO states that reply is prepared directly and PO was not consulted. The contemnor has expressed inability to comply within the time fixed by the Tribunal.

3. In the background that time was fixed by the Tribunal the reasons offered by the contemnor are flimsy and the excuse offered in para 2 is vague and exhibits lack of responsibility and disrespect towards law & justice.

4. At this stage Ld. PO states that contemnor will personally appear and tender fresh apology and prays for time till 24.8.2016.

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

6. S.O. to 24.8.2016.

Sd/-
(A.H. Joshi, J.)
Chairman
19.8.2016

(sgj)

DATE: 19/8/16
CORAM:
Hon'ble Justice Shri A.H. Joshi (Chairman)
~~Hon'ble Shri ... (Member) A~~
APPEARANCE:
Shri K.R. Jagdale
Advocate for the Applicant
Smt Archana B.K.
C.P.O. / P.O. for the Respondent/s
Adj. To 24/8/16. Steno copy & hamdast is allowed.

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

Date : 19.08.2016.

~~O.A.No.194 of 2016~~

Shri C.J. Kamble etc 45 ...Applicants

Vs.

The State of Mah. & Ors. ...Respondents

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

2. On 1.4.2016 this Tribunal had oraly called learend P.O. to explain as to how the impugned order can be issued and / or sustained in view of the decision of the Finance Government in Finance Department, which is at Exh. 'L' page 202.

3. Learend P.O. for the Respondents had sought time.

4. Today learned P.O. again prays for time.

5. Though four months have passed, learned P.O. for the Respondents is not instructed and in this background, adjournment is not justified.

6. Learned P.O. for the Respondents is called to state reasons as to why the O.A. should not be taken up for final disposal forthwith.

7. Learned P.O. for the Respondents states that a specific query was not put to the Government or the Respondent No.2 and therefore a short adjournment may be granted for bringing to the notice of the Respondent No.2

8. Time as prayed for is granted till 29.08.2016 with a caution that if satisfactory reply does not come forward, and O.A. is heard and in the event Applicants succeed, the incumbent holding the post of Respondent No.2 shall be saddled with costs to be paid by him personally.

9. Learned Advocate for the Applicant prays for leave to correct description of Respondent No.2. Leave as prayed for is granted. Amendment be carried out forthwith.

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

11. S.O. to 29.08.2016.

Sd/-

(A.H. Joshi, J.)
Chairman

sba

19/8/16

A.H. Joshi (Chairman)

K.R. Jagdale

A.J. Chougule

Adj. to 29/8/16. Steno copy & Hamdast is allowed to Ld. P.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 : 19/8/2016 CORAM : Hon'ble Shri A. H. Joshi (Chairman) ~~Hon'ble Shri ... (Member) A.~~ APPEARANCE : Shri R.K. Mendadkar Advocate for the Applicant Smt. K.S. Gaikwad C.P.O / P.O. for the Respondent/s Adj. To 26/8/2016. [signature]	Date : 19.08.2016. **O.A.No.173 of 2016** **S.B. Ambre ...Applicant** **Versus** **The State of Maharashtra ....Respondent.** 1. Heard Shri R.K. Mendadkar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondent. 2. Learned P.O. Smt. K.S. Gaikwad for the Respondent prays for a weeks time on the ground that draft affidavit received from the Government requires to be settled. 3. Time as prayed for is granted. 4. Adjourned to 26.08.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** prk

[P.T.O.

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM: (Chairman) (Member) A R.M. Kolge N.K. Rajpurohit the Respondents Adj. To 18/10/2016.	Date : 19.08.2016. O.A.No.552 of 2016 Smt. G.R. Gujrathi ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. Heard Shri R.M. Kolge, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Learend Advocte for the Applicant states that in view of the subsequent order passed by the Respondents, the Applicant will have to amend the O.A. 3. He prays for leave to substitute the O.A. along with annexure and filing of fresh index and synopsis. 4. Leave to substitute memo of O.A., the annexure, index and synopsis is granted. 5. Learned Advocate for the Applicant Shri R.M. Kolge prays for three weeks time for compliance. 6. S.O. to 18.10.2016. Sd/- (A.H. Joshi, J.) Chairman sba

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

Date : 19.08.2016.

M.A.No.312 of 2013 in O.A.No.616 of 2011 (Nagpur)

V.P. Narwade .... **Applicant**

Versus

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

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Miss Savita Suryawanshi, the learned Presenting Officer for the Respondents.

2. This is an application for transfer of O.A. which is pending at Nagpur Bench of this Tribunal.

3. The ground offered for transfer is that the Division Bench is not available and functioning at Nagpur Bench.

4. There is no private party involved apart from the applicant.

5. In view that the Division Bench is not available at M.A.T. Nagpur Bench, O.A. can be transferred to Principal Seat at Mumbai.

6. Hence, in view of the foregoing following order is passed :-

(a) O.A.No.616/2011 is transferred to Principal Seat at Mumbai for hearing and disposal according to law.

(b) Applicant should apply and collect the original papers by hand delivery and to deposit the same within 15 days.

(c) Applicant shall serve intimation of transfer in the office of C.P.O. and all Respondents.

(d) Furnish additional sets and paper book to the Respondents.

(e) No notice of transfer would be issued to the Applicant.

Sd/-

(A.H. Joshi, J.)
Chairman

prk

DATE : 19/8/16
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri M. Rameshkumar (Member)~~ A
APPEARANCE :
Shri C. T. Chandratre
Advocate for the Applicant
~~Shri/Smt.~~ : Savita Suryawanshi
C.P.O / P.O. for the Respondent/s

~~Adj. To~~ M.A. is allowed.
O.A. No.616/2011 is transferred to principal seat at mumbai for hearing & disposal according to Law.

Office Notes, Office Memoranda of Corum, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik / Rajiv Agarwal (Member) A~~ APPEARANCE: Shri Faijan holding for M.V. Thorat Advocate for the Applicant Shri A.J. Chougule C.P.O / P.O. for the Respondent/s Adj. To 4/10/16.	Date : 19.08.2016. **O.A.No.835 of 2016** **S.S. Benake .... Applicant.** **Versus** **The State of Maharashtra & Ors. ....Respondents.** 1. Heard Shri Faijan holding for Shri M.V. Thorat, the learned Advocate for the Applicant and Shri A.J. Chougule, the learned Presenting Officer for the Respondents. 2. Issue notice returnable on 04.10.2016. 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued. 4. Applicant is authorized and directed to serve on Respondent intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A.. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing. 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open. 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice. 7. S.O. to 04.10.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** prk

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

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

Date : 19.08.2016.

O.A.No.483 of 2016

Shri M.B. Todkar etc.2 ...Applicants

Vs.

The State of Mah. & Ors. ...Respondents

1. None appears for the Applicant. Heard Smt. K S. Gaikwad, the learned Presenting Officer for the Respondents.

2. Learned P.O. for the Respondents prays for time for filing reply.

3. Time as prayed for is granted.

4. S.O. to 5.10.2016.

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

sba

DATE: 19/8/16
[illegible]
Hon [illegible] Shri A. H. Joshi (Chairman)
~~[illegible] Shri M. [illegible]kumar (Member) A~~
[illegible]:
[illegible] None for the app.
[illegible] Applicant
[illegible] K.S. Gaikwad
[illegible] for the Respondent/s

Adj. To 5/10/2016.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (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 5/11/2016. BK	Date : 19.08.2016. O.A.No.165 of 2016 Smt. R.S. Patil ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. Heard Shri B.A. Bandiwadekar, 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 has tendered reply affirmed by Shri Vishwas Digambar Gujar, Tahsildar, Collector, Mumbai City, Mumbai. It is taken on record. 3. Learend Advocate for the Applicant prays for a week's time. 4. S.O. to 5.11.2016. Sd/- (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 : 19/8/2016 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	**Date : 19.08.2016.** **O.A.No.682 of 2016** **Shri S.G. Gawade ...Applicant** **Vs.** **The State of Mah. & 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 P.O. for the Respondents has received instructions to pray for time for filing reply. 3. In view of the request of learend P.O. for the Respondents, four weeks time is granted by way of last chance. 4 S.O. to 22.09.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik (Member) A~~ APPEARANCE: Shri None appears for the Appl. Advocate for the Applicant ~~Shri~~ Smt. N.G. Gohad C.P.O / P.O. for the Respondent/s Adj. To 18/10/2016. [signature]	**Date : 19.08.2016.** **O.A.No.360 and 361 of 2016** **Shri P.S. Misale (O.A.No.360 of 2016)** **Shri B.R. Pawar (O.A.No.361 of 2016)** ...**Applicants** **Vs.** **The State of Mah. & Ors.** ...**Respondents** 1. None appears for the Applicant. Heard Ms. N.G. Gohad, learned Presenting Officer for the Respondents. 2. Adjourned to 18.10.2016. -sd/- **(A.H. Joshi, J.)** **Chairman** sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Applica ion No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. Rameshkumar (Member) A~~ APPEARANCE : ~~Shri~~ : B.A. Bandiwadekar Advocate for the Applicant ~~Shri~~/Smt. : K.S. Gaikwad C.P.O / P.O. for the Respondent/s	Date : 19.08.2016. O.A.No.199 of 2016 Smt. S.P. Ambare etc. 12 ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learned Advocate for the Applicant staes that he needs further time for considering the reply filed by the Respondents. 3. Request is granted. 4. S.O. to 18.10.2016. Sd/- (A.H. Joshi, J.) Chairman sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (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	**Date : 19.08.2016.** **O.A.No.216 of 2016** **Smt. A.P. Charate ...Applicant** **Vs.** **The State of Mah. & Ors. ...Respondents** 1. Heard Shri B.A. Bandiwadekar, the learned Advocate for the Applicant and Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. Learend Advocate for the Applicant states that the Applicant wants to file rejoinder and therefore further time is necessary. 3. Time as prayed for is garned. 4. S.O. to 18.10.2016. -Sd/- **(A.H. Joshi, J.)** **Chairman** sba

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

Date : 19.08.2016.

O.A.No.535 of 2016

Shri R.C. Barhe ...**Applicant**

Vs.

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

1. Heard Shri C.T. Chandratre, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the Respondents has tendered replies for and on behalf of the Respondent Nos.2 and 3.

3. Learned C.P.O. for the Respondents is calleld to state as to when the meeting of Review Committee is likely to be held.

4. Learned C.P.O. for the Respondents states that meeting is scheduled to be held on 31.08.2016 and decision as would be taken would be reported on the next date.

5. In view of the statement of learned C.P.O. for the Respondents, adjourned to 9.09.2016.

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

Sd/-

(A.H. Joshi, J.)
Chairman

DATE : 19/8/2016
CORAM :
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri R. Rameshkumar (Member)~~ A
APPEARANCE :
Shri C.T. Chandratre
Advocate for the Applicant
Shri N.K. Rajpurohit
C.P.O / P.O. for the Respondent/s

(G.C.P.) J 2260(B) (50,000—2-20 5) [Spl.- MAT-F-2 E.

IN THE MAHAR/ .SHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. Nc of 20

I N

Original App ication No. of 20

FARAD CONTINUATION SHEET NO.

Office N ɔtes, Office Memoranda of Coram, App earance, Tribunal's orders or dire tion , and Registrar's orders	Tribunal's orders
DATE : 19/8/16 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri ... (Member) A~~ APPEARANCE : Shri Hone appears for the App. Advocate for the Applicant ~~Shri~~ K.S. Gaikwad C.P.O. / P.O. for the Respondent/s Adj. To 10/11/2016 BKE	Date : 19.08.2016. O.A.No.226 of 2016 Shri G.S. Musmade ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. None appears for the Applicant. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. S.O. to 10.11.2016. Sd/- (A.H. Joshi, J.) Chairman sba

(G.C.P.) J 2260(B) (50,000—2-20 5) [Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.A./R.A./C.A. N . of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik / Kumar (Member) A~~ APPEARANCE : Shri ... None appears for the App. Advocate for the Applicant ~~Shri~~ ... K.S. Gaikwad C.P.O. / P.O. for the Respondent/s	Date : 19.08.2016. O.A.No.257 of 2016 Shri S.B. Dube ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. None appears for the Applicant. Heard Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents. 2. Adjourned to 10.11.2016. Sd/- (A.H. Joshi, J.) Chairman sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Appli ation No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (Member)~~ A APPEARANCE : Shri/Smt. : None appears for the Appl. Advocate for the Applicant ~~Shri~~/Smt. : K.S. Gaikwad C.P.O / P.O. for the Respondent/s Adj. To 18/10/2016.	**Date : 19.08.2016.** **O.A.No.305 of 2016** **Shri N.P. Mokashi ...Applicant** **Vs.** **The State of Mah. & Ors. ...Respondents** 1. None appears for the Applicant. Heard Smt. K.S. Gaikwad, the learned Presenting Officer for the Respondents. 2. S.O. to 18.10.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** sba

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R.B. Malik / Rajiv Agarwal / Member (A)~~ APPEARANCE : Shri B.A. Bandiwadekar Advocate for the Applicant Shri ~~Smt.~~ N.K. Rajpurohit C.P.O/~~P.O.~~ for the Respondent/s Adj. To 17/10/2016.	O.A. No.333 of 2016 Shri M.A.M.U. Qureshi ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Chief Presenting Officer for the Respondents. 2. On the basis of written instructions received from respondent no.1, Ld. PO states that certain steps are completed and for remaining steps two months time may be granted. 3. For reporting outcome adjourned to 17.10.2016. Sd/- (A.H. Joshi, J.) Chairman 19.8.2016 (sgj)

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE: 19/8/2016 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. B. Malik / Rajeshkumar (Member) A~~ APPEARANCE: Shri D.V Sutar Advocate for the Applicant ~~Shri~~ N.G. Gohad C.P.O. / P.O. for the Respondents Adj. to 2/9/2016.	O.A. No.261 of 2016 Smt. R.R. Patil ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri D.V. Sutar, learned Advocate for the Applicant. Ms. Neelima Gohad, learned Presenting Officer for Respondents No.1 to 4, Shri P.V. Patil, Ld. Advocate for Respondent No.5 and Shri Amit Sale, Ld. Advocate for Respondent No.6. 2. Ld. PO prays for two weeks time. 3. S.O. to 2.9.2016. Sd/- (A.H. Joshi, J.) Chairman 19.8.2016 (sgj)

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Appli ation No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
19/8/2016 man) — none for the Appl. — N. G. Gohad 26/8/16. [signature]	O.As. No.844 & 845 of 2016 Shri R.V. Deshpande (OA.844/16) Shri S.S. Dalvi (OA.845/16) ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents None for the Applicants. Heard Ms. Neelima Gohad, learned Presenting Officer for the Respondents. 2. Adjourned to 26.8.2016. Sd/- (A.H. Joshi, J.) Chairman 19.8.2016 (sgj)

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

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE: 19/8/2016 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri Rajeev Kumar (Member) A~~ APPEARANCE: Shri B.A. Bandiwadekar Advocate for the Applicant Smt. Archana B.K. P.O. for the Respondent/s Adj. To 7/11/2016.	O.As. No.713 & 714 of 2015 Miss Kiran P. Aghav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents Heard Shri B.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K., learned Presenting Officer for the Respondents. 2. Ld. PO has tendered affidavit. It is taken on record. 3. Shri Bandiwadekar, Ld. Advocate prays for time. 4. S.O. to 7.11.2016 with liberty to mention before due date if applicant considers to have the OAs disposed off early. Sd/- (A.H. Joshi, J.) Chairman 19.8.2016 (sgj)

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

O.A. No.843 of 2016

Shri B.Y. Ghuge ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri M.A. Parab, Ld. Advocate holding for Shri P.S. Pathak, learned Advocate for the Applicant and Ms. Savita Suryawanshi, learned Presenting Officer for the Respondents.

2. It is seen that applicant is claiming retiral benefits.

3. In the event the applicant's claim cannot be disputed and/or denied the respondents should not exert and lose time in drafting affidavit. The applicant's claim should be settled expeditiously and steps as would be completed by the next date be reported.

4. Issue notice returnable on 7.11.2016.

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

6. 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.

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

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

Sd/-
(A.H. Joshi, J.)
Chairman
19.8.2016

(sgj)

DATE: 19/8/2016
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
~~Hon'ble Shri R. B. Rajeevkumar (Member) A~~
APPEARANCE:
Shri M.A. Parab Ld. Adv. holding for P.S. Pathak
Advocate for the Applicant
Shri/Smt. Savita Suryawanshi
~~C.P.O~~ / P.O. for the Respondent/s

~~Adj. To.~~ F.O. - notice returnable on 7/11/2016.

(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 : 19/8/2016 CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri M. Rameshkumar (Member) A~~ APPEARANCE: ~~Shri~~ S.P. Manchekar Advocate for the Applicant Shri ~~...~~ K.B. Bhise C.P.O / P.O. for the Respondent/s Adj. To 22/9/16 for filing r.ply	Date : 19.08.2016. **O.A.No.386 of 2016 with M.A.No.199 of 2016** **Shri V.M. Shelke ...Applicant** **Vs.** **The State of Mah. & 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. Learneed P.O. for the Respondents states that affidvait in reply to O.A and M.A. is in the process of drafting and prays for time for filing affidavit answering O.A. and M.A. both. 3. Affidavit answering O.A. and M.A. both be filed on the next date. 4. For filig reply adjourned to 22.09.2016. Sd/- **(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 : 19/8/2016 CORAM : Hon'ble Justice Shri A. H. Joshi (Chairman) ~~Hon'ble Shri R. Rameshkumar (Member)~~ A APPEARANCE : Shri/Smt. V.P. Potbhare Advocate for the Applicant Shri/Smt. N.K. Rajpurohit	**Date : 19.08.2016.** **O.A.No.646 of 2016** **Shri S.P. Sable** ...**Applicant** **Vs.** **The State of Mah. & Ors.** ...**Respondents** 1. Heard Shri V.P. Potbhare, the learned Advocate for the Applicant and Shri N.K. Rajpurohit, the learned Chief Presenting Officer for the Respondents. 2. Learneed C.P.O. for the Respondents states that affidvait in reply to O.A. is in the process of drafting and prays for time for filing affidavit answering the O.A.. 3. Affidavit answering O.A. be filed on the next date. 4. For filig reply adjourned to 22.09.2016. Sd/- **(A.H. Joshi, J.)** **Chairman** sba

(G.C.P.) J 2260(B) (50,000—2-2 15) [Spl.- MAT-F-2 E.

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET NO.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
DATE: 19/8/16 CORAM: Hon'ble Justice Shri A.H. Joshi (Chairman) ~~Hon'ble Shri ... (Member)~~ A APPEARANCE: ~~Shri~~/Smt. S.P. Manchekar Advocate for the Applicant ~~Shri~~/Smt. N.G. Gohad C.P.O / P.O. for the Respondents	Date : 19.08.2016. O.A.No.128 of 2016 Shri U.M. Tirodkar ...Applicant Vs. The State of Mah. & Ors. ...Respondents 1. Heard Ms. S.P. Manchekar, the learned Advocate for the Applicant and Ns. N.G. Gohad, the learned Presenting Officer for the Respondents. 2. Learend P.O. for the Respondents has tendered reply. It is taken on record. 3. Learned Advocate for the Applicant prays for time to respond. 4. Rejoinder if any be filed within two weeks. 5. S.O. to 18.10.2016. Sd/- (A.H. Joshi, J.) Chairman sba

IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL

MUMBAI

ORIGINAL APPLICATIONS NO.774/2013 & 621/2015

Shri S.B. Koravi ..Applicant

Versus

The State of Maharashtra & Ors. ..Respondents

Ms. Lata Patne – Advocate for the Applicant

Ms. Neelima Gohad – Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman

DATE : 19th August, 2016

ORDER

1. Heard Ms. Lata Patne, the learned Advocate for the Applicant and Ms. Neelima Gohad, the learned Presenting Officer for the Respondents.

2. Ld. PO prays for time for filing reply.

3. The issue involved in this case is extremely narrow and can be grasped from the amended part of the OA, which reads as follows:

> "Ground 2(a) It is sought to have seen that inclusion of Clause2 of Annexure 'A' to the GR dt. 21.4.2009 and thereby excluding the class of Police Personnel working in the technical branch, such as Wireless, Motor Transport and those working in Armed Cadre Division, Bandsman and Bigular from appearing for the examination has no legal basis and is devoid of any intelligible differentia.

The said classifications are founded on intelligible differentia which distinguishes those who grouped together and hence Clause 2 of Annexure 'A' of the said GR dt. 21.4.2009 needs to be quashed and set aside."

4. Respondent No.1 is directed to file affidavit limited to the extent of answering the amended portion which is quoted hereinbefore. Reply be filed within four weeks from today.

5. The respondents are put to notice that this notice be treated as Rule Nisi and if reply is not filed, OA will be taken up for final disposal at once, during motion hearing and shall be disposed on the next date.

6. Respondents are put to notice that in case intelligible differentia is not shown, and in case OA succeeds, order of heavy costs would follow.

7. S.O. to 4.10.2016.

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

Sd/-
(A.H. Joshi, J.)
Chairman
19.8.2016

Dictation taken by: S.G. Jawalkar.

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